



State of West Virginia  
 Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

# Request for Quotation

RFQ NUMBER
DEP14142

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
CHUCK BOWMAN 304-558-2157

RFQ COPY  
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 105 S. RAILROAD STREET  
 PHILIPPI, WV  
 26416-9998 304-457-3219

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
09/17/2007				

BID OPENING DATE: 10/02/2007 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 1 *****						
ADDENDUM ISSUED FOR THE BUFFALO COAL COMPANY WATER PROJECT AS A RESULT OF THE MANDATORY PRE-BID MEETING OF 09/06/07. ATTACHED IS THE PRE-BID SIGN-IN SHEET AND THE VENDOR QUESTIONS/AGENCY ANSWERS & CLARIFICATIONS.						
BID DATE HAS BEEN EXTENDED FROM 09/25/07 TO 10/02/07. BID OPENING TIME REMAINS 1:30 PM.						
***** NO OTHER CHANGES *****						
0001		JB		962-73		
RECLAMATION: RESTORATION OF WATER						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

**GENERAL TERMS & CONDITIONS  
REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)**

1. Awards will be made in the best interest of the State of West Virginia.
2. The State may accept or reject in part, or in whole, any bid.
3. All quotations are governed by the *West Virginia Code* and the *Legislative Rules* of the Purchasing Division.
4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125.00 registration fee.
5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
6. Payment may only be made after the delivery and acceptance of goods or services.
7. Interest may be paid for late payment in accordance with the *West Virginia Code*.
8. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
13. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, this contract is automatically null and void, and is terminated without further order.
14. **HIPAA Business Associate Addendum -** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (<http://www.state.wv.us/admin/purchase/vrc/hipaa.htm>) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

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**INSTRUCTIONS TO BIDDERS**

1. Use the quotation forms provided by the Purchasing Division.
2. **SPECIFICATIONS:** Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
3. Complete all sections of the quotation form.
4. Unit prices shall prevail in cases of discrepancy.
5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
6. **BID SUBMISSION:** All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications.

**SIGNED BID TO:**

Department of Administration  
Purchasing Division  
2019 Washington Street East  
Post Office Box 50130  
Charleston, WV 25305-0130

**Addendum #1 - Questions During Pre-Bid Meeting  
For DEP 14142  
Buffalo Coal Co. Permit # S-122-80**

- 1.) **Q.** Is the debris near the beginning of the road ditch repair part of the job?  
**A.** Yes, the steel tank and steel culvert pipe beside the main access road is part of the debris removal bid item.
- 2.) **Q.** Will the existing culvert be sealed?  
**A.** Yes, the question is answered in bid item #3, "an existing 36 inch diameter culvert draining the area behind the fill shall be sealed with cement grout".
- 3.) **Q.** The ditch crossing under the road through the woods, where does it come out into the seep collector? Will it enter the new 48" pipe?  
**A.** It does not come into the seep collector, the ditch in question was the fresh water diversion ditch which will divert water through the woods and around an existing building. No, the water will not enter the 48" pipe.
- 4.) **Q.** The area where the building is, how far does that (the earth to be excavated) come down? Can the dike material for the fresh water pond be built from that material?  
**A.** Whatever amount is needed to make the area behind the road fill to a non-impounding state. As much as 12 to 15 feet of depth may be excavated, or is available for removal at the building site. Yes, the material for the dikes can come from the area at the building site.
- 5.) **Q.** Are you going to grout the ditch from the Aquafix to the main ditch and grout the main ditch up to the 48 inch culvert?  
**A.** Yes, grout both ditches and we may not grout up to the 48 inch culvert if seeps are encountered during construction. We may start grouting the main ditch at the Aquafix location. Plan for the grout to go all the way up to the 48 inch culvert.
- 6.) **Q.** Whenever you start the grout (in the main ditch) did you spec. a keyway in it... to keep the water from running under the grout?  
**A.** We will determine how to start the grout during construction onsite, we do not have a spec. for it. We may dig a keyway in, or we may run the grout the entire length of ditch up to the 48 inch pipe. **Clarification: Plan to grout the ditch up to the 48 inch culvert.**
- 7.) **Q.** Is the 48 inch pipe actually an overflow for the other side?  
**A.** Yes, correct... The 48 inch pipe is an overflow for any water impounded by the existing road fill.
- 8.) **Q.** (Cleaning of the Treatment Pond) Do we clean 10 feet from the normal water pool or from the top?  
**A.** Sediment from the existing treatment pond shall be removed to a depth of 10 feet from the old water line (or normal water pool). Both sides of the pond shall be cleaned.

- 9.) **Q.** Is this the pond that was 15 feet deep?  
**A.** It may be in the lower end of the pond, but we don't know.
- 10.) **Q.** Is that spillway incidental or is it a separate line item?  
**A.** No, that is a separate line item, that is the exit spillway channel and we are paying for that by the linear foot.
- 11.) **Q.** Does the dike through the pond have to be as high as the outer embankment, or just have 2 to 3 feet of freeboard?  
**A.** As long as the dike has 2 to 3 feet of freeboard, and the outer embankment has at least the same amount of freeboard to match the dike.
- 12.) **Q.** Do we have to remove sludge from the pond 10 feet from the old water line, or from the existing water line?  
**A.** From the old water line ... as you can see it is down now. (The pond water level had been lowered for cleaning) We are going to raise the pond water level back up to that level (the old water line). **Clarification: The old water line is about 3 feet lower than the top of the outer embankment. Clean sediment and sludge 10 feet from the old water line, or a total of 13 feet from the top of the outer embankment down.**
- 13.) **Q.** Do we have to treat this water as the contractor?  
**A.** No, our people will be treating the water.
- 14.) **Q.** Is there a 12 feet wide bench around all of this (the Treatment Pond), correct?  
**A.** Yes, correct. We want to be able to build a fence around the pond after construction. On all of our new ponds, we want to have access around the ponds and to be able to fence these ponds.
- 15.) **Q.** What size will the sludge cell be?  
**A.** Talking about the new sludge cell, Bid Item #11, the cell shall have a volume of 128,000 cubic feet with bottom dimensions of 140 feet by 60 feet, and we can alter that to meet site conditions, as long as we get the volume that we ask for as specified in the plans. The sludge cell has a 10 feet total depth.
- 16.) **Q.** Are you going to allow us to put some of this (pond cleanings) here (pointing below the pond outer embankment)?  
**A.** We have all of this space up here (above the new sludge cell site), put it (pond cleanings) up here. If you need to dig a cell to put it in, you must reclaim it and revegetate it. Or, you can take pond cleanings to the old building site.

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP14142  
Project: Buffalo Coal Company, Inc.  
S-122-80

Bid Date: 9/25/07  
Pre-Bid Date: 9/6/07

Name : DAVID H. Bowman  
Company: GREEN MOUNTAIN Co  
Address: 511 50th STREET  
CHARLESTON WV 25304  
Phone #: 904 925 0253  
Fax #: 304 925 9230  
Email : Jody.Maye@OL.com

Name : James STARBUCK  
Company: Mountainover Landscaping  
Address: P.O. Box 159  
EIKENW WV 25220  
Phone#: 304-548-6800  
Fax #: 304-548-6900  
Email :

Name : Robert Barnes  
Company: BARNES EXC. INC.  
Address: P.O. BOX 13384  
Sissonville  
WV 25360  
Phone #: 304-984-1725  
Fax #: 304-984-0074  
Email : none

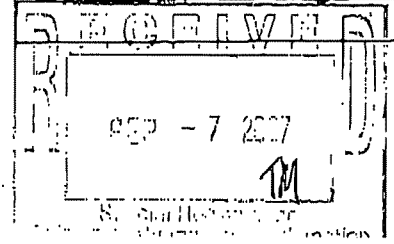
Name : Garry Long  
Company: McCourt & Son Const.  
Address: 2790 Centralia Rd  
Sutton WV 26601  
Phone#: 304 765-5288  
Fax #: 304 765-5293  
Email :

Name : Steven Freshour  
Company: Eagle Excavation Inc.  
Address: P.O. Box 218  
Kenna WV 25248  
Phone #: 304-372-4378  
Fax #: 304-372-4378  
Email :

Name : LEDNDIS GILKERSON  
Company: G.L. STONE & SON  
Address: 29 FIRST STREET  
HAMLIN WV 25525  
Phone#: 304 824 3800  
Fax #: 304 824 3848  
Email :

Name : HCraig Stupka  
Company: Hydro Tech  
Address: 900 Pine Grove Rd  
Summers WV 25567  
Phone #: 304-382-8080  
Fax #: 304-204-0083  
Email : schultzlanca@aol.com

Name : NANCY SOMERS  
Company: MIDWAY RECLAMATION LLC  
Address: P.O. BOX 308  
WEST MILFORD, WV 26451  
Phone#: 304-745-3652  
Fax #: 304-745-3653  
Email :



MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP14142  
Project: Buffalo Coal Company, Inc.  
S-122-80

Bid Date: 9/25/07  
Pre-Bid Date: 9/6/07

Name : Steve Jurasko  
Company: Polina Contracting Inc  
Address: To Box 230  
Elkins WV 26241  
Phone #: 304-636-3886  
Fax #: 304-636-5108  
Email : SJurasko@Polinw.com

Name : Spencer Wooddell  
Company: Cowgirl Up Inc  
Address: PO Box 243  
Simpson WVa 26435  
Phone# : 304-739-4897  
Fax # : \_\_\_\_\_  
Email : \_\_\_\_\_

Name : LANNIE WALTON  
Company: BEAR CONTRACTING  
Address: P.O. Box 1196  
BRIDGEPORT WV  
Phone #: 304 842-3002  
Fax #: 304 842-9433  
Email : \_\_\_\_\_

Name : John Skidmore  
Company: Mountain News  
Address: 305 39th ST  
Charleston, WV 25304  
Phone# : 925-4834  
Fax # : 925-4032  
Email : \_\_\_\_\_

Name : Thane Ryder  
Company: RBS Inc.  
Address: PO Box 490  
White Sulphur Springs  
WV 24986  
Phone #: (304) 645-2277  
Fax #: \_\_\_\_\_  
Email : \_\_\_\_\_

Name : Doug Vincent  
Company: Breakaway Inc.  
Address: 1075 old Turnpike Rd  
Sutton, WV 26601  
Phone# : 765-5317  
Fax # : 765-5389  
Email : breakawayinc@verizon.net

Name : Thane Ryder  
Company: Appalachian Contracting Co  
Address: HC 82 Box 199  
Marlinton WV 24954  
Phone #: (304) 799-4488  
Fax #: \_\_\_\_\_  
Email : \_\_\_\_\_

Name : ~~Jimie B...~~  
Company: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone# : \_\_\_\_\_  
Fax # : \_\_\_\_\_  
Email : \_\_\_\_\_

*Handwritten signature and date:*  
9/6/07  
(DEP)