



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:
DEP14144

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	F.O.B.	FREIGHT TERMS
10/16/2007				

BID OPENING DATE: **11/01/2007** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
	*****	*****		ADDENDUM NO. 1 *****	*****	
	ADDENDUM ISSUED FOR THE WATER RECLAMATION OF THE WERNER MINING CO PROJECT AS A RESULT OF THE PRE-BID MEETING OF 10/02/07.					
	THIS ADDENDUM INCLUDES THE PRE-BID SIGN-IN SHEET AS WELL AS TWENTY-SEVEN (27) VENDOR QUESTIONS AND AGENCY RESPONSES RESULTING FROM THAT MEETING.					
	THE BID DATE AND OPENING TIME HAVE BEEN REVISED FROM 10/25/07 AT 1:30 PM TO 11/01/07 AT 1:30 PM.					
	***** NO OTHER CHANGES *****					
0001		JB		962-73		
	1			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 may be deemed null and void, and 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.

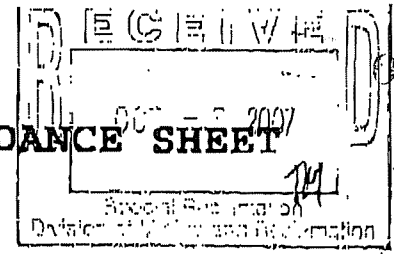
INSTRUCTIONS TO BIDDERS

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

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET



02

RFQ # : DEP14144
 Project: Keister Coal Co., Inc., 184-77
National Construction, S-2004-86
Werner Mining, S-2003-86

Bid Date: October 25, 2007
 Pre-Bid Date: October 2, 2007

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

Name : LEONDIS GILKERSON
 Company: G.L. STONE & SON
 Address: 24 FIRST STREET
HAMLIN WV.
25523
 Phone# : 304-824-3800
 Fax # : 824-824-3848
 Email : _____

Name : DAVID H. BOWMAN
 Company: GREEN MOUNTAIN CO
 Address: 511 50th STREET
CHARLESTON WV
25304
 Phone #: 304 925 6253
 Fax # : 304 925-9230
 Email : Jody Meye AOL Com

Name : Kevin Bradford
 Company: Pineville Paving & Excavating Inc
 Address: P.O. Box 1090
Pineville WV 25874
 Phone# : 304-732-8303
 Fax # : 304-732-7855
 Email : KDB PPT @ AOL.COM

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 : JAMES ALLISON
 Company: JHS ENTERPRISES
 Address: RT 1 BOX 464
Clarksburg WV
 Phone# : 304 623 5503
 Fax # : 304 624 9222
 Email : _____

Name : GEORGE FRESHOUR
 Company: EAGLE EXCAVATION INC
 Address: P.O. BOX 218
KENNA, WV 25248
 Phone #: (304) 372-4378
 Fax # : (304) 372-4378
 Email : NOONE

Name : Spencer C Woodbell
 Company: Cowgirl Up Inc
 Address: PO Box 243
Simpson, WV 26435
 Phone# : 304 739 4397
 Fax # : 304 739 4397
 Email : frwa-cowgirlup@earthlink.net

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP14144
 Project: Keister Coal Co., Inc., 184-77
National Construction, S-2004-86
Werner Mining, S-2003-86

Bid Date: October 25, 2007
 Pre-Bid Date: October 2, 2007

Name : Keith Skelton
 Company: Breckenridge
 Address: PO BOX 247
Ruckhannon WV 26201
 Phone #: 304-472-3350
 Fax #: 472-8506
 Email : Carey@breckenridgecorp.com

Name : _____
 Company: _____
 Address: _____
 Phone# : _____
 Fax # : _____
 Email : _____

Name : Doug Vincent
 Company: BREAKAWAY INC.
 Address: 10750 Old Turnpike Rd
Sutton, WV 26601
 Phone #: 765-5317
 Fax #: 765-5389
 Email : _____

Name : _____
 Company: _____
 Address: _____
 Phone# : _____
 Fax # : _____
 Email : _____

Name : John K Skidmore
 Company: MT Haus Properties
 Address: 305 39th ST
Charleston WV
25304
 Phone #: 925-4834
 Fax #: 925-4032
 Email : _____

Name : _____
 Company: _____
 Address: _____
 Phone# : _____
 Fax # : _____
 Email : _____

Name : _____
 Company: _____
 Address: _____
 Phone #: _____
 Fax #: _____
 Email : _____

[Signature]
 Name : _____
 Company: _____
 Address: _____
 Phone# : _____
 Fax # : _____
 Email : _____
 10/2/07

**Addendum #1 - Questions During Pre-Bid Meeting
For DEP 14144
Keister Coal Co., Inc. Permit # S-122-80
National Construction Co., Inc. Permit #S-2004-86
Werner Mining Co., Inc. S-2003-86**

- 1.) **Q.** Why is there 7500 linear feet of access road upgrade but only 700 linear feet of filter fabric for road upgrade?
A. The access road upgrade shall have 3" of crusher run on 7500 L.F. but some more severe sections of the access road shall require filter fabric and base stone. See bid items 4 & 5. Ditch line per cross section will be re-established for the 7500 linear feet.
- 2.) **Q.** What are the Ph levels in the ponds that will need to be treated & drained?
A. The Ph levels are depressed to levels between 3 & 4.

Keister Coal Co. - Site #1

- 3.) **Q.** What is the expected elevation of the sludge cell?
A. The sludge cell elevation shall be approximately 3 feet above the road grade. Keep the road open and build pond above the existing road.
- 4.) **Q.** What is going to happen to the existing ditches?
A. The ditches that will be reused will be cleaned and upgraded to specifications.
- 5.) **Q.** Are the existing ditches lined with a liner?
A. No.
- 6.) **Q.** Can we use the rock that is in the existing ditch?
A. Yes, the rock is limestone, the rock may be re-used in the proposed ditches.
- 7.) **Q.** Is a ditch going above the new access road?
A. Yes, a V - ditch will be constructed in conjunction with the new access road.
- 8.) **Q.** Is the road construction to the treatment site considered a road upgrade?
A. No, the road construction to the treatment site will be paid under the new access road bid item 6.0.
- 9.) **Q.** The map shows the truck turn-around on the up-hill side of the road. Will that work?
A. If site conditions differ from the proposed construction the on-site DEP representative will make a decision on the placement of the truck turn.
- 10.) **Q.** Are there any detail drawings for pond #3?
A. No, the pond dimensions and other critical information are under bid item #20.0.
- 11.) **Q.** Where are the pond cleanings to be disposed of?
A. On the permitted area, strip area above or adjacent areas to pond sites. The on-site DEP representative will work with you in determining the most appropriate area.

- 12.) Q. Are roadside ditches included with the access road upgrade?
A. Yes, the roadside ditches are incidental to the new road construction.

Keister Coal Co. – Site #2

- 13.) Q. Are we expected to construct a 12' berm on the outer limits of the pond?
A. Yes, you are expected to construct a 12' berm. However, if site conditions will not permit a 12' berm, construct it as wide as possible.
- 14.) Q. Is there an open ditch leading into the aquafix?
A. Yes, there will be a ditch and pipe into the aquafix trough.
- 15.) Q. Will there be a lining on the inside of the concrete wall?
A. No.
- 16.) Q. How are we going to stop seepage from coming through the concrete wall?
A. The footer will be anchored to the stone, water stops will be installed, and the walls will be anchored into the stone on the sides.
- 17.) Q. What kind of stone will be on the inside of the constructed concrete wall?
A. Non-calcareous stone will be used on the inside of the wall.
- 18.) Q. Will there be any clean-outs on the two – 10' seep collectors?
A. No. The cleanout for the seep collector will be at the near the middle of the seep collector line.
- 19.) Q. Will there be a fusion weld from the SDR 35 pipe to the HDPE pipe?
A. No. The pipes will be HDPE and fusion welded.
- 20.) Q. How many acres will require revegetation?
A. Anything that is disturbed will be required to have revegetation.

National Construction Co.

- 21.) Q. Are we supposed to clear & grub on the back side of the pond?
A. Yes, pond back side of the pond will be cleared & grubbed. A new ditch will be placed in that area.
- 22.) Q. Are there 1,500 Ton of stone in the treatment pond?
A. Yes, for the limestone beds. Lump Sum.
- 23.) Q. Where are the pond cleanings to be disposed of?
A. Below or above pond. We have plenty of room on this permit.

Werner Mining Co.

- 24.) Q. Can we raise the berms to get the pond depth?
A. No, Clean the ponds out and use the existing berm elevation.

- 25.) Q. Where are the pond cleanings to be disposed of?
A. Between the pond and the access road, areas adjacent to pond or on the permitted areas above the pond site.
- 26.) Q. Where will fill material come from for the pond dike?
A. Material will come from around pond or bottom of pond during pond clean-out.
- 27.) Q. Do we have to do anything with the wooden bridge between National & Werner permit sites?
A. No, you will not have to cross the wooden bridge. We traveled over the wooden bridge for convenience.