



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
 DEP14482

PAGE
 1

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

RFQ COPY
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

ENVIRONMENTAL PROTECTION
 DEPARTMENT OF
 OFFICE OF AML&R
 601 57TH STREET SE
 CHARLESTON, WV
 25304 304-926-0499

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
11/24/2008				

BID OPENING DATE: 12/18/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 1 *****						
ADDENDUM ISSUED FOR THE GILMER"B" SITES 3-8 PROJECT TO DISTRIBUTE THE SIGN-IN SHEET FROM THE 11/18/08 MANDATORY PRE-BID MEETING AND THE Q/A RESULTING FROM THAT MEETING.						
BID OPENING DATE AND TIME REMAIN UNCHANGED AT 12/18/08 AT 1:30 PM.						
***** NO OTHER CHANGES *****						
0001	1	JB		962-73		
RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES						
***** THIS IS THE END OF RFQ DEP14482 ***** TOTAL:						

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 fee.
5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, 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 Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
15. **WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT:** If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworn statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Fails to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority false information regarding the contractor's drug-free workplace policy."

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 case 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: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : 14482
 Project: GILMER B 3-8

Bid Date: 12/18/08
 Pre-Bid Date: 11/18/08

Name : David H. Bowman
 Company: GRDA Mountain Co
 Address: 511 5th Street
CHAS. WV

Phone #: 304-925-0253
 Fax #: 9230
 Email : Judy.Mage@ol.com

Name : MIKE WARDWELL
 Company: EASTERN ARROW
 Address: PO 4108
CHARLESTON WV.

Phone #: 304 332-5522
 Fax # :
 Email :

Name : Robert Barnes
 Company: BARNES EXC. INC.
 Address: P.O. Box 13384
Sissonville WV.
25360

Phone #: 984-1725
 Fax # : 984-0074
 Email :

Name : Thomas L. Dewison
 Company: BREAKAWAY INC
 Address: 1075 old Turnpike Rd
Sutton WV 26601

Phone #: 304-765-5317
 Fax # : 304-765-5389
 Email : breakaway-inc@verizon.net

Name : LYNN ANDERSON
 Company: Basil Carpenter Co. Inc.
 Address: 333A Call Rd Sissonville

Phone#: 984-0388
 Fax # : 984-3825
 Email :

Name : SAMUEL SKIDMORE
 Company: SPAIN'S EXCAVATION
 Address: 655 Poplar Ridge
Sutton WV 26601

Phone#: 304-765-2194
 Fax # : 304-765-2066
 Email : SPAIN'S EXCAVATION @ ditty.net.net

Name : Bert Collins
 Company: Collins Building & Contracting Inc.
 Address: 3406 Corley Curress Rd
Flatwoods WV 26621

Phone#: 304-765-3521
 Fax # : 304-765-3521
 Email :

Name : Spencer C Wooddell
 Company: COWGIRL UP INC.
 Address: PO Box 243
Simpson, WV 26435

Phone#: 304 739-4397
 Fax # : 304 739-4397
 Email : - -

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : 14482
Project: GILMER B 3-8

Bid Date: 12/18/08
Pre-Bid Date: 11/18/08

Name : DAVID L. SMITH
Company: WV DEP. AML
Address: _____

Phone #: _____
Fax #: _____
Email : _____

Name : GARY LONG
Company: McCourt & Son Const.
Address: 2790 Centralia Rd
Sutton WV 26601

Phone #: 304 765-5288
Fax #: 304 765-5293
Email : _____

Name : Dave Lang
Company: Pro Contracting Inc
Address: Po Box 2442
Clarksburg WV 26301

Phone #: 304-622-2400
Fax #: 304-622-2410
Email : dlang@mba.rv.com

Name : GEORGE FRESHOUR
Company: EAGLE EXCAVATION INC.
Address: P.O. Box 218
KENNA WV
25248

Phone #: 372-4378
Fax #: 372-4378
Email : None

Name : Roger Caspater
Company: Caspater Reclamation
Address: P.O. Box 13283
Charleston
W.VA 25360

Phone#: 304-984-1115
Fax #: 304-984-1115
Email : _____

Name : JAMES ALLEN
Company: JF ALLEN CO
Address: P.O. Box 2049
Beckhannon WV 26201

Phone#: 304 472 8890
Fax #: 304 472 8897
Email : _____

Name : _____
Company: _____
Address: _____

Phone#: _____
Fax #: _____
Email : _____

Name : _____
Company: _____
Address: _____

Phone#: _____
Fax #: _____
Email : _____

**Addendum #1 - Questions During Pre-Bid Meeting
For DEP 14482
Gilmer "B" – Sites 3 -8 Project**

The following questions were identified from the Pre-Bid Conference. The answers provided herein take precedence over verbal answers at the PBC should there be any conflicts between the two.

- 1.) **Q.** Do we have a Corp Permit yet?
A. Yes.
- 2.) **Q.** Unclassified Excavation, which site is that on?
A. Site 7.
- 3.) **Q.** Is this excavation to regrade a refuse pile?
A. Yes.
- 4.) **Q.** Did we identify soil borrow areas?
A. Yes, they are located on the map.
- 5.) **Q.** Which site has the stream bank protection?
A. Site 5 – it protects Copen Creek.

Site 5

- 6.) **Q.** Is there a ditch that we will run into?
A. No
- 7.) **Q.** Is the bench behind the mine?
A. No, in front of all.
- 8.) **Q.** Is conveyance pipe a separate item?
A. Yes
- 9.) **Q.** Is it for single run of pipe?
A. Yes

Sites 3 & 4

- 10.) **Q.** The stream crossing, do we grout it?
A. The inlet side only.
- 11.) **Q.** Do you place the grout in the stream?
A. Will be done under low or no flow period.
- 12.) **Q.** Do you think the bottom will be in rock if the stream channel excavation is completed to prevent the water from entering the mine works?
A. No.

Questions & Answers
Pre-Bid Conference
DEP14482 – Gilmer “B” – Sites 3-8 Project
Page Three

- 26.) Q. Gas lines, will we work around them.
A. Yes.
- 27.) Q. If you do not hit water installing wet seals do they remain as wet or change to dry seals?
A. They will remain as wet seals.
- 28.) Q. Preparing for the channel crossing, where is the spoil for the work to be placed?
A. There is room for it nearby.
- 29.) Q. What is to be done with the trees?
A. Windrow all greater than 8” diameter, burn smaller material.
- 30.) Q. The gas lines, are they to be below the ditch, above the ditch or thru the ditch?
A. We will work with each line, if it needs to be relocated then we will evaluate for a relocation.