



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

Request for Quotation

RFO NUMBER
DEP14483

PAGE
1

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

VENDOR

**RFQ COPY
 TYPE NAME/ADDRESS HERE**

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 |
|--------------|---------------|----------|--------|---------------|
| 12/16/2008 | | | | |

BID OPENING DATE: **01/08/2009** BID OPENING TIME **01:30PM**

| LINE | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|---|----------|-----|--------|-------------|------------|--------|
| <p>*****ADDENDUM NO. 1*****</p> <p>ADDENDUM ISSUED FOR THE GLASGOW PORTAL & CLOGGED STREAM PROJECT TO DISTRIBUTE THE PRE-BID SIGN-IN SHEET AS A RESULT OF THE 12/04/08 MANDATORY PRE-BID MEETING AND THE QUESTION/ANSWERS RESULTING FROM THAT MEETING.</p> <p>BID OPENING DATE AND TIME REMAIN UNCHANGED AS 01/08/09 AT 1:30 PM</p> <p>*****NO OTHER CHANGES*****</p> | | | | | | |
| 0001 | 1 | JB | | 962-73 | | |
| RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES | | | | | | |

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

Req # DEP 14483
Glasgow (Dalporto) Portal and Clogged Stream
Addendum #1

QUESTIONS AND ANSWERS

Q: Is the Contractor allowed to burn on site?

A: According to Special Provisions, Section VIII of the construction specifications the Contractor may burn on site. The contractor will be responsible for obtaining a burning permit.

Q: What kind of stone will be used?

A: According to Section 7.2.1 of the construction specifications the rock for the splash pad shall consist of hard durable sandstone or limestone. According to Section 9.2.1 of the construction specifications the bulkhead stone for the mine seal shall consist of No. 4 non-calcareous crushed stone or river gravel. Non-calcareous means limestone shall not be used.

Q: Do we expect the existing pipe to need cleaning? How long is the pipe?

A: According to Section 7.3.2 the cleanout of the pipe is part of the contract. The pipe could become plugged during construction activities or a storm event. According to the drawings, the pipe is approximately 100 feet long.

Q: Do we (the Contractor) have to backfill the portal to the top tree?

A: No, the portal needs to be backfilled above the collapsed rock about half way between the top of the hole and the tree.

Q: Does the bulkhead stone have to be graded stone?

A: Yes, according to Specification 9.2.1 the bulkhead stone shall consist of No. 4 non-calcareous crushed stone or river gravel.

Q: Does the big poplar tree have to be taken down?

A: No, the intent is not to take down the big trees.

Q: There are no mandatory marked trees to cut out?

A: No.

Q: Does the grass ditch go all the way up to the splash pad?

A: Yes.

Q: How much rock has to come out of the mine void?

A: The loose fallen rock and debris shall be removed to accommodate proper construction of the mine seal.

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : DEP14483
Project: Glasgow (DuPorta) Portal
and clogged stream

Bid Date: 1/8/09
Pre-Bid Date: 12/4/08

Name : Mick Jones
Company: Berndt Const
Address: PO box 9046
Berndt WV 25030

Name : ~~PRE~~ MARVIN REYNOLDS
Company: DIRTWORKS DEVELOPMENT LLC
Address: 4529 BLANKENSHIP RD.
WUNTINGTON WV 25701

Phone #: 304-548-7004
Fax #: 304-548-7133
Email : Berndt Const @ yahoo.com

Phone# : 736-3719
Fax # : 736-8242
Email : DIRTWORKS 979@netzero.net

Name : Eugene A. McKenzie
Company: The McKenzie Co
Address: 315 7th st
RAINELE WA 25462

Name : Robert Brown
Company: McCourt x Sun
Address: 2790 Central Road
Sutton WV 26601

Phone #: 304-438-5215
Fax # : SOME
Email :

Phone# : 765 5288
Fax # :
Email :

Name : Ann WARDWELL
Company: EASTERN ARIZON
Address: 4100 PO BOX
CHARS WV 25364

Name : DAVID H. BOWMAN
Company: GREEN MOUNTAIN CO
Address: 511 50th STREET
CHALLESTON WV 25304

Phone #: 304-414-0255
Fax # : 304-414-0256
Email : easternarrow@hotmail.com

Phone# : 304 925 0255
Fax # : 4043
Email : Jody Maye AOL.COM

Name : Bennie McCourt
Company: Mountain Movers
Address: 216 South MAINE AVE

Name : BASIL CARPENTER
Company: Basil Carpenter EX TWC
Address: 333 A CAMP RD CHAR WV
25312

Phone #: 1-304-269-2449
Fax # :
Email :

Phone# : 546-1601 1304
Fax # : 984-0388 (264)
Email :

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : DEP14483
Project: Galgam (Dulporta) Portals
and Clogged stream

Bid Date: 1/8/09
Pre-Bid Date: 12/4/08

Name : Robert Barnes
Company: Barnes Exc. Inc.
Address: PO BOX 13384
Sissonville
WV 25360
Phone #: 984-1725
Fax #: 984-0074
Email : none

Name : Dale Thurston
Company: Thurston Const Co Inc
Address: PO Box 13279 Charleston
WV 25360
Phone #: 304 984 2299
Fax #: 304 984 2334
Email :

Name : Roger Smithson
Company: Cangirl Up Inc.
Address: P.O. Box 243
Simpson W.V. 26435
Phone #: 304-739-4397
Fax # :
Email :

Name : LEONDIS GILKERSON
Company: CJJ CONTRACTING
Address: PO Box 37
CRUM, WV 25669
Phone #: 304 393.4907
Fax #: 304 393.4908
Email : CJJ CONTRACTING @YAHOO.COM

Name : Clyde R. Raynes
Company: Raynes & Sons Excavation LLC
Address: RT 62 P.O. Box 438
Eleanor, W.V. 25070
Phone #: (304) 545-3778
Fax #: (304) 586-2535
Email :

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

Name : Randy Carpenter
Company: Carpenter Redoubt Inc
Address: PO Box 17015
Sissonville WV
25360
Phone #: 984-1115
Fax #: 984-2770
Email :

Name : Allen Marker
Company: Garvie R. Marker & Sons
Address: 1119 Jefferson Rd
So. Shas WV, 25309
Phone #: 744 0590
Fax #: 746 5203
Email :

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : DEP14483

Bid Date: 1/8/09

Project: Glasgow (Dalpata) Portal
and Clogged Stream

Pre-Bid Date: 12/4/08

Name : Eddie Sorah

Name : _____

Company: EASTERN TANK

Company: _____

Address: 145 KRIT LANE
PRINCETON WV. 24740

Address: _____

Phone #: 304 324 2692

Phone# : _____

Fax #: 304 324 8692

Fax #: _____

Email : EASTERTANK@FRONTIER.NET.NET

Email : _____

Name : DAVID BEAL

Name : _____

Company: DMC

Company: _____

Address: ODD HILL

Address: _____

Phone #: 304-465-1911

Phone# : _____

Fax #: 304-465-0159

Fax #: _____

Email : _____

Email : _____

Name : _____

Name : _____

Company: _____

Company: _____

Address: _____

Address: _____

Phone #: _____

Phone# : _____

Fax #: _____

Fax #: _____

Email : _____

Email : _____

Name : _____

Name : _____

Company: _____

Company: _____

Address: _____

Address: _____

Phone #: _____

Phone# : _____

Fax #: _____

Fax #: _____

Email : _____

Email : _____