



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
DEP14548

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
CHUCK BOWMAN
804-558-2157

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
02/05/2009				

BID OPENING DATE: 02/19/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 2 *****						
ADDENDUM ISSUED FOR THE PEORA CLOGGED STREAM PROJECT TO DISTRIBUTE THE SIGN-IN SHEETS, THE Q/A, AND A PIPE PERFORATION DETAIL AS A RESULT OF THE MANDATORY PRE-BID MEETING OF 01/21/09.						
PLEASE NOTE THE ENCLOSED DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT IS NOW REQUIRED WITH THE BID SUBMISSION.						
BID OPENING DATE & TIME REMAIN 02/19/2009 AT 1:30 PM.						
***** NO OTHER CHANGES *****						
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

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

002

RFQ # : 14548
 Project: PEDRA (KELLER) CS

Bid Date: 2/19/09
 Pre-Bid Date: 1/21/09

Name : LANNIE WALTON
 Company: BEAR CONT.
 Address: P.O. Box 1196
BRIDGEPORT WV

Phone #: 842-3002
 Fax #: 842-9733
 Email : _____

Name : Mike Robry
 Company: Robry Excavating Inc
 Address: RT 1 Box 393 A
Lumberton WV

Phone #: (304) 783-4491
 Fax #: 11 11
 Email : _____

Name : DAVE LANG
 Company: Pro Contracting Inc
 Address: P.O. Box 2442
Clarksburg WV 26309

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

Name : Stan Heplin
 Company: Heplin Contracting Inc.
 Address: 1017 River Rd
Clarksburg WV
26301

Phone #: 304-623-5110
 Fax #: 304-623-0221
 Email : stan@heplincontracting.com

Name : Rodney Anderson
 Company: Anderson Excavating
 Address: 343 Williams Road
Morgantown WV 26501

Phone #: 304 983 2296
 Fax #: 304 983 4755
 Email : r.anderson@westco.net

Name : BILL BOLYARD
 Company: CHARLES E. BOLYARD & SON FDC
 Address: 125 East High St.
Kennwood WV 26537

Phone #: 304-329-1330
 Fax #: 329-1571
 Email : Cebine@mountain.net

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

Phone #: 304 925 0253
 Fax #: 925 4043
 Email : Jody Maye AOL.Com

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

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

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET 003

RFQ # : 14548
 Project: PEORA (KELLER) CS

Bid Date: 2/19/09
 Pre-Bid Date: 1/21/09

Name : Basil Carpenter
 Company: Basil Carpenter & Inc
 Address: 3331 Call RD Ches WV
25312

Phone #: 304 546 1661
 Fax # : 304 934 2538
 Email : _____

Name : Spencer Wooddell
 Company: Council Up Inc.
 Address: PO Box 243
Simpson, WV 26435

Phone #: 304 739 4347
 Fax # : 304 739 4401
 Email : _____

Name : JAMES ALLEN
 Company: JF ALLEN CO
 Address: P.O. Box 2019
Buckhannon WV
26201

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

Name : Kevin Thomas
~~K&D Dozer Service~~
 Company: K&D Dozer Service
 Address: Rt 2 Box 127-G
Bridgeport WV 26330

Phone #: 304-592-2036
 Fax # : _____
 Email : _____

Name : Carl Johnson
 Company: North Central Paving
 Address: Rt 2 Box 140
Bridgeport WV
26330

Phone#: 304-592-1861
 Fax # : _____
 Email : _____

Name : Randy Carpenter
 Company: Carpenter Reclamation
 Address: PO BX 13615
Sissonville, WV
25360

Phone#: 984-1115
 Fax # : 984-2770
 Email : _____

Name : _____
 Company: _____
 Address: _____

Phone#: _____
 Fax # : _____
 Email : _____

Name : _____
 Company: _____
 Address: _____

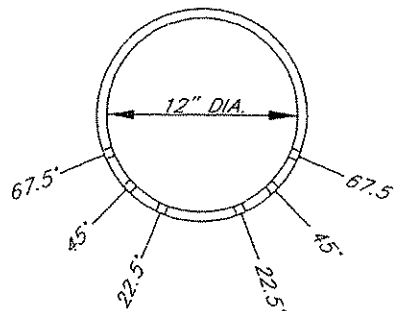
Phone#: _____
 Fax # : _____
 Email : _____

**Addendum #1 - Questions During Pre-Bid Meeting
For DEP 14548
Peora (Keller) Clogged Stream 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.** Enhancement areas were mentioned, where is the enhancement area near the house?
A. Below the road near the house fence as indicated on the plans.
- 2.) **Q.** Do you have a starting elevation for the bore location?
A. No, it is dependent on the location of the pit and the target elevation from the bore log.
- 3.) **Q.** Do you have known elevations located on the surface?
A. Yes.
- 4.) **Q.** Does the bore hole locations indicate large amounts of water in the mine works?
A. Yes.
- 5.) **Q.** Is the type of water line known that is located along the road?
A. No.
- 6.) **Q.** What is the name of the P.S.D. that services this area?
A. Not known at this time, but "Miss Utility" will contact the companies to locate this line when needed.
- 7.) **Q.** If the water line needs relocated to complete the horizontal boring, how will this be paid?
A. The Contractor will be reimbursed at invoice cost from the utility company as approved by the WVDEP.

PEORA (Keller) CLOGGED STREAM



PIPE PERFORATIONS
DETAIL

(ALL PERFORATIONS TO BE 3/4" DIA.)



State of West Virginia
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT
West Virginia Code §21-1D-5

STATE OF WEST VIRGINIA,

COUNTY OF _____, TO-WIT:

I, _____, after being first duly sworn, depose and state as follows:

- 1. I am an employee of _____; and,
(Company Name)
- 2. I do hereby attest that _____
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D-5**.

The above statements are sworn to under the penalty of perjury.

(Company Name)

By: _____

Title: _____

Date: _____

Taken, subscribed and sworn to before me this _____ day of _____.

By Commission expires _____

(Seal)

(Notary Public)

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.