



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
DEP14557

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
02/04/2009				

BID OPENING DATE: 02/18/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		962-73		
<p>***** ADDENDUM NO. 01 *****</p> <p>ADDENDUM ISSUED FOR THE VENS RUN PROJECT TO DISTRIBUTE THE SIGN-IN SHEETS AND THE Q/A RESULTING FROM THE MANDATORY MEETING OF 01/27/2009.</p> <p>PLEASE NOTE THE ENCLOSED DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT IS NOW REQUIRED TO BE SUBMITTED AT THE TIME OF BID.</p> <p>BID OPENING DATE & TIME REMAIN 02/18/2009 AT 1:30 PM.</p> <p>***** NO OTHER CHANGES *****</p>						
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

RFQ # : ⁰⁸⁹ 14557
 Project: Ken's Run, LS Maint

Bid Date: 2-18-09
 Pre-Bid Date: 1-27-09

Name : Roger Collins Jr.
Collins Building & Contracting
 Company: _____
 Address: 395 Coaly Rd
Flatwoods, WV
26621
 Phone #: 304-765-3521
 Fax #: 765-3521
 Email : _____

Name : Matt Evans
 Company: Pro Contracting Inc
 Address: PO Box 2442
Clarksburg, WV 26301
 Phone #: 304 622-2400
 Fax #: 304 622-2410
 Email : mevans4@mailcity.com

Name : Robert Baines
 Company: BAINES EXC. INC.
 Address: P.O. Box 13384
Sissonville
WV 25360
 Phone #: 304-984-1725
 Fax #: 304-984-0074
 Email : None

Name : BASIL CARPENTER
 Company: BASIL CARPENTER EX INC
 Address: 333A CALL RD Ches WV
25312
 Phone #: (304) 546-1601
 Fax #: (304) 984-3528
 Email : _____

Name : Gary Long
 Company: M'Court's Son Const
 Address: 2796 Centralia Rd
Sutton WV 26601
 Phone #: 304 765-5288
 Fax #: 304 765-5293
 Email : _____

Name : Randy Carpenter
 Company: Carpenter Roulant Co
 Address: PO Box 13015
Sissonville, WV
25360
 Phone #: 984-1115
 Fax #: 984-2770
 Email : _____

Name : JAMES ALLEY
 Company: JF ALLEY CO
 Address: PO Box 2049
Blackhall WV
26201
 Phone #: 472 8896
 Fax #: 472 8877
 Email : _____

Name : Spencer C Wooddell
 Company: Cowgirl Up Inc.
 Address: P.O. Box 243
Simpson, WVa 26435
 Phone #: 304 739 4397
 Fax #: 304 739 4401
 Email : scw@cowgirlup@earthlink.net

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET 003

RFQ # : 14537
 Project: VEN'S Run LS Maint

Bid Date: 2-18-09
 Pre-Bid Date: 1-27-09

Name : Chris Wolfe
Company: Cove Run Contracting LLC
Address: P.O. Box 104
Moatsville, WV 26485
Phone #: (304) 669-1722
Fax # : 457-1662
Email : cmwolfe73@yahoo.com

Name : Gary E Stanley
Company: Stanley Ind. Inc
Address: 7 Maple Lake
Bridgesport WV
26330
Phone# : 304-842-8560
Fax # : 304-842-8609
Email : _____

Name : ANN WARDWELL
Company: EASTERN ARROW
Address: PO BOX 4108
CHARLESTON WV
25364
Phone #: 304 414-0255
Fax # : 304 414-0256
Email : easternarrow@
hotmail.com

Name : Ashley Adkins
Company: Aspen Corporation
Address: 2400 Ritter Drive
Daniels WV 25832
Phone# : (304) 763-4573
Fax # : (304) 763-4591
Email : jadkins@aspen-golf.com
jhubin@aspen-golf.com

Name : TOM PRESGRAVES
Company: PHILLIPS CONSTRUCTION
Address: 3049 HWY 41A
HENDERSON KY 42420
Phone #: 270 830 6773
Fax # : 270 830 9866
Email : t-presgraves@yahoo.com

Name : Tracy Curtis
Company: Green River Group, LLC
Address: 532 Ashebrooke Square
Morgantown, WV 26508
Phone# : (304) 594-3991
Fax # : (304) 594-3992
Email : ~~tracycurtis@yahoo.com~~ tracycurtis@yahoo.com

Name : Chad Bilotta
Company: Anderson Excavating
Address: 343 Williams Rd
Morgantown, WV 26501
Phone #: 304- 983- 2296
Fax # : 304- 983- 4755
Email : cbilotta54@yahoo.com

Name : DAVID H. BOWMAN
Company: GREEN MOUNTAIN CO
Address: 511 50th STREET
Charleston WV
25304
Phone# : 304 925 0253
Fax # : 304 925 9230
Email : Jody May @ AOL COA

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

004

RFQ # : DEP 14557
Project: Vens Run LS Maint

Bid Date: 2/18/09
Pre-Bid Date: 1/27/09

Name : RON HAYMOND
Company: BEAR CONTRACTING
Address: 112 STATE ST
BRIDGEPORT WV
26330
Phone #: 304 842-3002
Fax #: 304 842-9433
Email : _____

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

Name : DUSTY WILLIAMS
Company: KANAWHA STONE
Address: NITRO WV

Name : _____
Company: _____
Address: _____

Phone #: 304-755-8291
Fax #: -755-8294
Email : DUSTY.WILLIAMS@
KANAWHA STONE.COM

Phone# : _____
Fax # : _____
Email : _____

Name : Doug Vincent
Company: BREAKAWAY INC
Address: 1075 Old Turnpike Rd
Sutton WV 26601

Name : _____
Company: _____
Address: _____

Phone #: 765-5317
Fax #: 765-5359
Email : _____

Phone# : _____
Fax # : _____
Email : _____

Name : _____
Company: _____
Address: _____

Name : _____
Company: _____
Address: _____

Phone #: _____
Fax #: _____
Email : _____

Phone# : _____
Fax # : _____
Email : _____

**Addendum #1 - Questions During Pre-Bid Meeting
For DEP 14557
Vens Run Landslide Maintenance 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.** The power lines near the house location, will it need to be re-located?
A. It is thought at this time, yes.
- 2.) **Q.** The slide located behind the trailer, is this the area requiring erosion control matting ?
A. Yes.
- 3.) **Q.** The county road, is it paved or rocked to WV Rt. 19?
A. Both, paved until the intersection at the bottom of the hill, gravel from there to this point.
- 4.) **Q.** The fill area on the top of the hill, is it a waste area or a controlled fill area?
A. It is a controlled fill area and it will be monitored.
- 5.) **Q.** If the material is too wet is there area to spread the material to dry?
A. Yes.
- 6.) **Q.** Is the current county road open to the top of the hill ?
A. Yes, but it is extremely rough.
- 7.) **Q.** The timber and trees on the slide material, how will it be disposed?
A. As specified in the specifications.
- 8.) **Q.** How many acres is disturbed by this project?
A. 32 acres.
- 9.) **Q.** When the material is removed and the drains and channels are placed back, do you pay for any material that is placed back to tie the surfaces in?
A. No, we only pay for the removed material.
- 10.) **Q.** Are you allowing the substitution of silt fence for hay bales?
A. Yes.
- 11.) **Q.** The current piezometers will be filled, are there any other bore holes to be filled?
A. No.
- 12.) **Q.** Other than the power poles behind the house, are there any others that might need to be moved?
A. Yes, there are poles in the waste area on the top of the hill that will need raised.

- 13.) Q. Will the poles be moved in the time needed to complete this project?
A. Unknown at this time.
- 14.) Q. Will there be work restrictions on when the work can be done?
A. The night shift will need to consider the residents of the house trailer.
- 15.) Q. Do you have the yardages for the waste area across the road?
A. No, refer to the plans.
- 16.) Q. Will the gas line be impacted by the work?
A. Yes.
- 17.) Q. How is the county road relocation paid?
A. By the linear foot as shown in the drawings and cross-sections.
- 18.) Q. Are the ditches considered part of the road or separate?
A. The ditches are incidental to the county road relocation.
- 19.) Q. Permanent and temporary fencing is it paid by the foot?
A. Yes.
- 20.) Q. Can the plans be obtained in the AutoCad or PDF format?
A. Not at this time.

* The Contractor shall have 270 days from the date of the Notice to Proceed to complete Construction activities on the project. The \$250 per day liquidated damage clause will be in effect after the 270 days. However, the total performance period will be 365 days from the date of the Notice to Proceed for invoicing purposes.

* The pipe perforation detail is shown on Sheet 10 of the drawings. However, the diameter of the underdrain pipe shall be revised to be 12 (twelve) inches instead of 8 (eight) inches.



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.