



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
 DEP14574

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
04/07/2009				

BID OPENING DATE: 04/22/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				***** ADDENDUM NO. 1 *****		
				ADDENDUM ISSUED FOR THE ELK CREEK PORTALS PROJECT TO DISTRIBUTE THE PRE-BID SIGN-INS SHEETS, THE REVISED DRAWINGS, THE QUESTIONS/ANSWERS, AND REVISED BID SCHEDULE RESULTING FROM THE 03/26/09 PRE-BID MEETING.		
				BID OPENING DATE AND TIME REMAIN UNCHANGED AS 04/22/09 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

PRINT LEGIBLY

RFQ # : 14574
Project: Elk Creek Portals

Bid Date: 4/22/09
Pre-Bid Date: 3/26/09

Name : Doug V. Weent
Company: Breakaway Inc
Address: 1675 Old Turnpike Rd
Sutton WV 26601

Phone #: 765-5317
Fax #: 765-5389
Email : breakaway_inc@verizon.net

Name : BRAD WISEMAN
Company: WISEMAN EXCAVATING
Address: Box 190 Liberty 25124

Phone #: 304 586 3736
Fax #: 304 586 3736
Email :

Name : Barrie F. Fother
Company: EAGLE CONTRACTOR
Address: P.O. Box 339
Winfield WV 25219

Phone #: 304-552-7781
Fax #: 304-755-3150
Email :

Name : ADAM SARVER
Company: MAIN ST. BUILDERS
Address: PO BOX 309
PRINCETON, WV
24740

Phone #: 304-467-3412
Fax #: 304-425-2171
Email : asarver@suddenlink.net
www.msbwv.com

Name : Mick Jones
Company: Bonmont Co. Inc
Address: 4096 Bonmont W

Phone#: 304 548-5604
Fax #: 304 548-7133
Email :

Name : Joe Kuhn
Company: Aspen Corporation
Address: 2400 Ritter Drive
Daniels WV 25832

Phone#: 304-763-4573
Fax #: 304-763-4591
Email : jkuhn@aspen-golf.com

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

Phone#: 304 925 0253
Fax #: 925 9230
Email : Scdy Maye AOL.com

Name : Todd Collins
Company: S&E Clearing
Address: P.O. Box 277
Varney W.V. 25696

Phone#: 606-237-1200
Fax #: 606-237-1202
Email :

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : 14574
Project: Elk Creek Portals

Bid Date: 4/22/09
Pre-Bid Date: 3/26/09

Name : Johnny C. Jolley
Company: J.C. Contracting
Address: 1226 Sunday Rd.
Hico W.V. 25854
Phone #: 304 656-4530
Fax # : _____
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 : AWAKE

Name : Jesse Sizemore
Company: Blue Swede Enterprises
Address: PO Box 46 Dille
WV 26017
Phone #: 304-640-3022
Fax # : _____
Email : 1704.5545@hotmail.com

Name : Ann Maxwell
Company: TEASTERN ARROW
Address: PO BOX 4108
CHARLESTON WV
25364
Phone# : 304-414-0255
Fax # : 0256
Email : _____

Name : Jason Barnes
Company: Barnes Excavation Inc
Address: PO Box 13384
Sisonville WV 25360
Phone #: (304) 984-1725
Fax # : (304) 984-0074
Email : None

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

Name : BASIL CARPENTER
Company: BASIL CARPENTER Ex INC
Address: 333 A Canal Rd
Chas WV 25312
Phone #: (304) 546-1601
Fax # : (304) 984-3528
Email : _____

Name : Allen Marker
Company: Garcie R. Marker & Sons
Address: 1119 Jefferson Rd
So. Chas. WV. 25309
Phone# : 744 0590
Fax # : 746-5203
Email : _____

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : 14574
Project: Blk Creek Portals

Bid Date: 4/22/09
Pre-Bid Date: 3/26/09

Name : Spencer Wooddill
Company: Cowgirl Up Inc
Address: Po Box 243
Simpson W Va
26475
Phone #: 304 739 4397
Fax #: 304 739 4401
Email : _____

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

Name : Robert Breining
Company: Carter Development
Address: Suit 300 Prestige Plk
Hurricane Wv
Phone #: 514 973 264
Fax #: _____
Email : _____

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

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

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

**REQ # DEP 14574
Elk Creek Portals
Addendum #1**

Item 1: The DEP # listed on the Title Sheet #14164 is incorrect. The correct number is 14574

Item 2: Q) Is the contractor required to provide water to the resident during construction?

A) The water is not potable. Contractor needs to coordinate activities with the residents.

Item 3: Always access sites where located on the plans.

Item 4: Q) Will the contractor be required to obtain the USACOE permit?

A) Public Lands Corporation and USACOE permits have been obtained and will be provided to the contractor.

Item 5: Q) Can structural fiberglass be substituted for steel in the bat gates?

A) No

Item 6: Site N as shown in the addendum will have a key provided for the gate.

Item 7: Article II – Bidding Information, Section 8.0 states “The successful bidder agrees to schedule with the DEP a pre-construction conference with three hundred sixty five (365) calendar days of the purchase order date”. This should read “within 21 calendar days”.

Item 8: Q) How deep is the mine shaft estimated to be?

A) The shaft is estimated to be 20 feet deep.

Item 9: Q) Are there any on-site borrow areas?

A) No, contractor will be responsible for their own borrow areas.

Item 10: Q) Will contractor be responsible for the pump?

A) Contractor is not responsible for pump. Contractor is responsible for structure as stated in Section 7.2.3. The price for this structure will be incidental to the cost for the modified wet seal with wall.

Item 11: The access bridge to Millstone Branch is rated at 47 ton.

Item 12: Q) What happens to the chain link fence and gate?

A) Fence and gate remain in place.

Item 13: Q) How will the shaft seal be paid for?

A) The shaft seal will be paid by per lump sum. It is estimated to be 20 feet deep.

Item 14: All portals have been flagged for identification purposes.

Item 15: A property corner is to be installed. See Note 7 on Drawing C-12 in the plans.

Item 16: Q) Portals are located above the creek behind the trailer. Are we going to be able to put a bench around the road?

A) There is a bench located there already.

Item 17: Q) Where is the yardage located on the project?

A) The unclassified excavation item on the Bid Schedule is for work constructing access roads to get to some of the portals.

Item 18: Clarification: No payment for ditch excavation will be paid under "Unclassified Excavation". Excavation for ditch construction is incidental to ditch construction. Page 39 – Section 7.4.1 Read "Section 8.0 of these Specifications" should Read "Section 7.6 of these Specifications."

Item 19: Site N has been included with this Addendum.

The site contains three (3) wet seals, ditches and one vertical shaft. Plans and specifications for Site N are included.

Item 20: A revised Bid Schedule is included with this addendum.

INDEX

ITEM

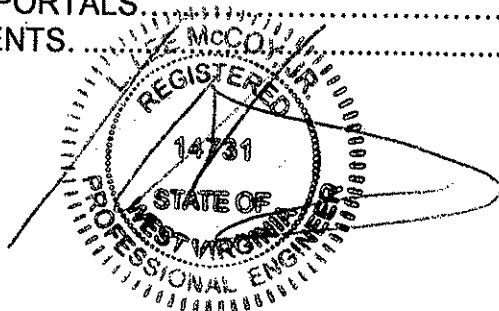
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ELK CREEK MINE SHAFT SEAL

10.1 DESCRIPTION

This work shall consist of backfill and construction of the shaft seal for the Elk Creek mine shaft seal as well as all other incidental work to provide for the construction thereof as shown on the drawings and as directed by the engineer. The Elk Creek mine shaft shall be backfilled with stone. The top six inches of the backfill shall consist of WVDOH Class 1 Base Stone to provide a working surface for the construction of the concrete mine seal cap. A reinforced concrete cap will be constructed at finished grade per drawings.

10.2 MATERIALS

10.2.1 Stone for shaft backfill shall consist of sandstone or other durable rock material as approved by the engineer. The stone shall be neither larger than 3.5 inches nor smaller than 1.5 inches in any dimension.

10.2.2 The stabilization fabric shall be LINQ GTF 200 or equal.

10.2.3 The stone for the 6 inch working surface shall conform to the WVDOH 307-1 specifications for crushed aggregate.

10.2.4 Concrete for the cap shall conform to the requirements set forth in ACI 301-72. The concrete shall have a 28 day compressive strength of 4000 psi. Fresh concrete shall be placed at a slump of 4", subject to a tolerance of +/- 1", the concrete shall be air entrained and shall contain 5% (+/- 1.5%) air by volume.

10.2.5 Reinforcing steel for the concrete cap shall be deformed billet steel bars conforming to ASTM A615, Grade 60.

10.3 CONSTRUCTION METHODS

10.3.1 Backfill and the concrete cap shall be placed to the lines and grades as shown on the design drawings. The backfill material shall be placed in 12 inch loose lifts and compacted to a minimum of 95% of the maximum dry density as determined by the standard Proctor compaction test (ASTM D698). Compaction tests shall be performed on each lift of backfill with a nuclear moisture density gauge to assure proper compaction.

10.3.2 The stone for the Elk Creek mine shaft backfill shall be placed to the lines and grades as shown on the drawings. The stone should be stockpiled and placed with end loader or backhoe buckets or any manner pre-approved by the engineer. Bedrock has been located approximately 20 ft.

below the ground surface. Until the backfill is in place, all overburden within approximately 20 ft. of the shaft should be regarded as subject to possible slope failure. No heavy equipment or vehicles should be parked within 20 ft. of the shaft. Extreme care shall be taken by the Contractor when workmen and/or equipment are near the open shaft. Safety lines should be attached to all workmen near the shaft.

10.3.3 The filter fabric shall be placed in accordance with section 715.11.4, "Engineering Fabric", of the West Virginia Department of Highways, "Standard Specifications for Roads and Bridges".

10.3.4 A six inch layer of WVDOH class 1 base stone shall be placed atop the shaft backfill to the lines and grades shown on the drawings.

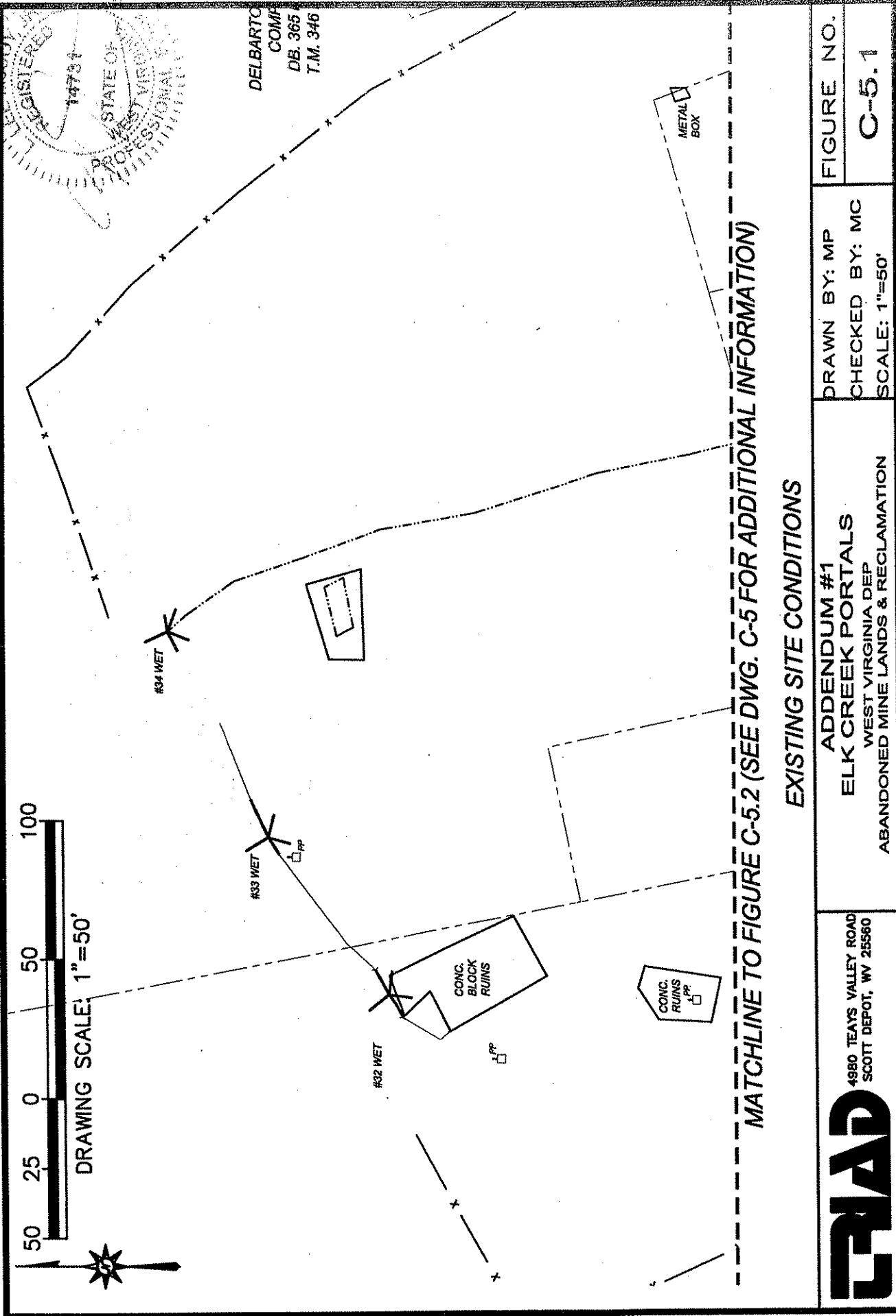
10.3.5 The concrete cap shall be cast in place reinforced concrete. The concrete can be cast directly on the crushed stone. Slump, air, and temperature tests shall be performed on each truck load of concrete. One set of 4 test cylinders shall be cast and shall be tested for compressive strength at the following intervals: 1 @ 7 days, 2 @ 28 days, and 1 hold. Forming and reinforcing steel placement shall comply with ACI criteria.

10.4 METHOD OF MEASUREMENT

The quantity of work done will be paid at the contract lump sum bid for the shaft backfill and concrete cap construction, which price and payment shall be full compensation for doing all the work herein prescribed in a workmanlike and acceptable manner, including the furnishing of all labor, materials, tools, equipment, supplies, and incidentals necessary to complete the work.

10.5 PAY ITEM

Item 10, "Elk Creek Mine Shaft Seal", per lump sum.



EXISTING SITE CONDITIONS

4980 TEAYS VALLEY ROAD
SCOTT DEPOT, WV 25560

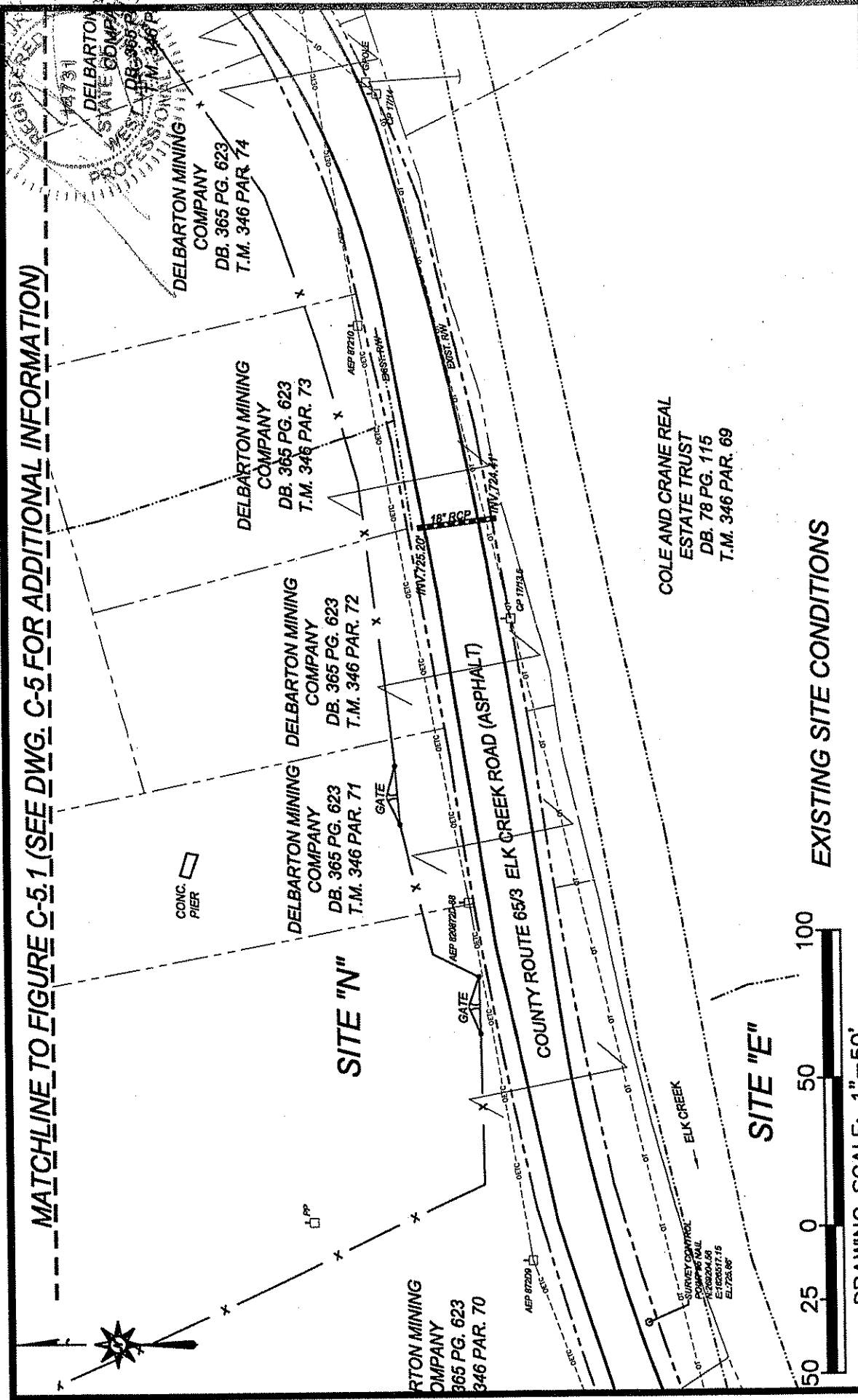
ADDENDUM #1
ELK CREEK PORTALS
WEST VIRGINIA DEP
ABANDONED MINE LANDS & RECLAMATION

DRAWN BY: MP
CHECKED BY: MC
SCALE: 1"=50'

FIGURE NO.

C-5.1





EXISTING SITE CONDITIONS

DRAWING SCALE: 1"=50'

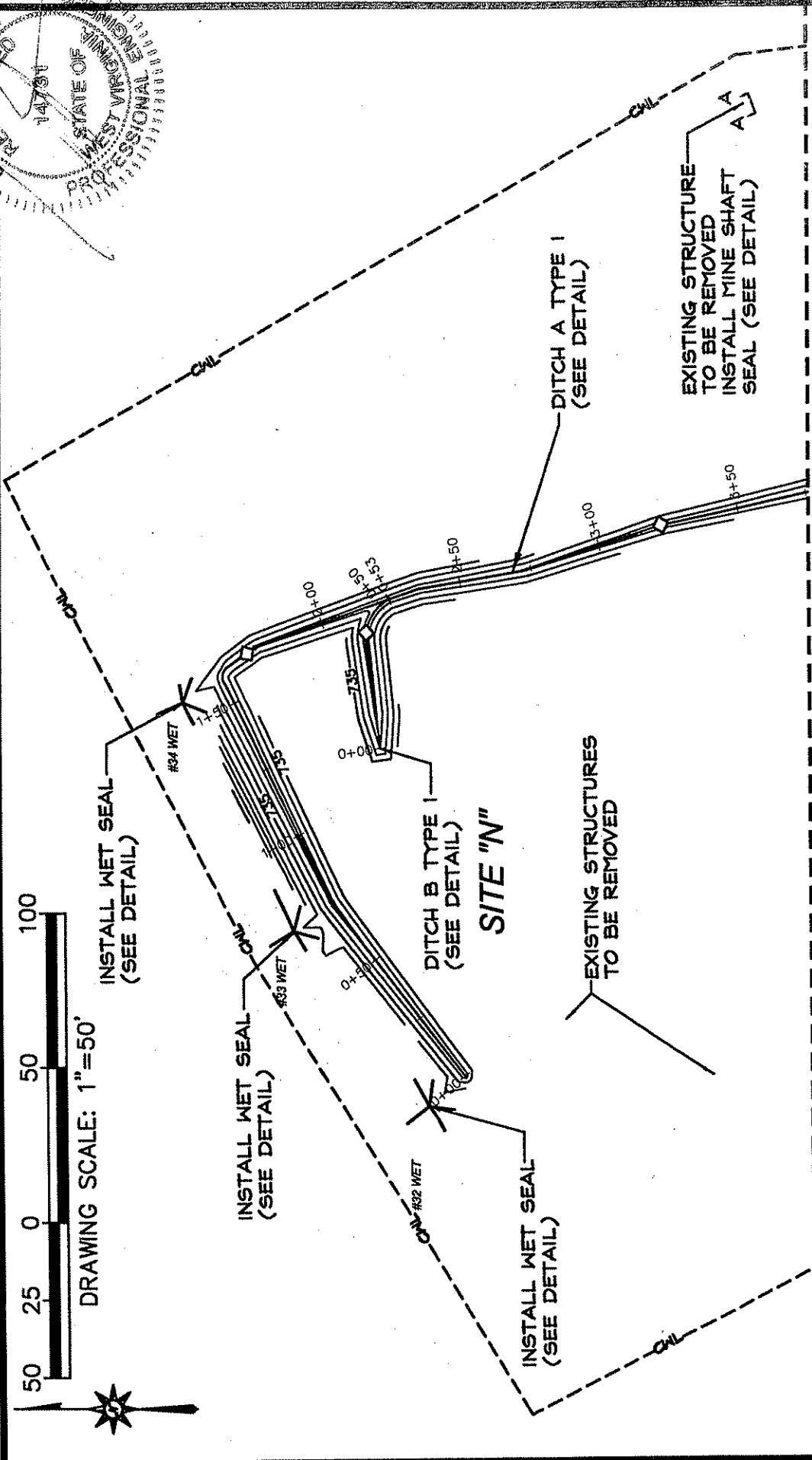
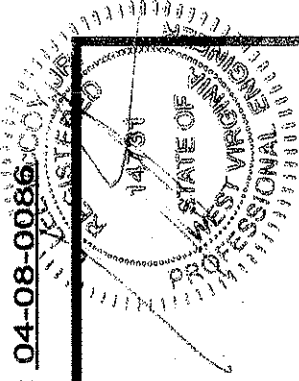


**4980 TEAYS VALLEY ROAD
SCOTT DEPOT, WV 25560**

**ADDENDUM #1
ELK CREEK PORTALS
WEST VIRGINIA DEP
ABANDONED MINE LANDS & RECLAMATION**

**DRAWN BY: MP
CHECKED BY: MC
SCALE: 1"=50'**

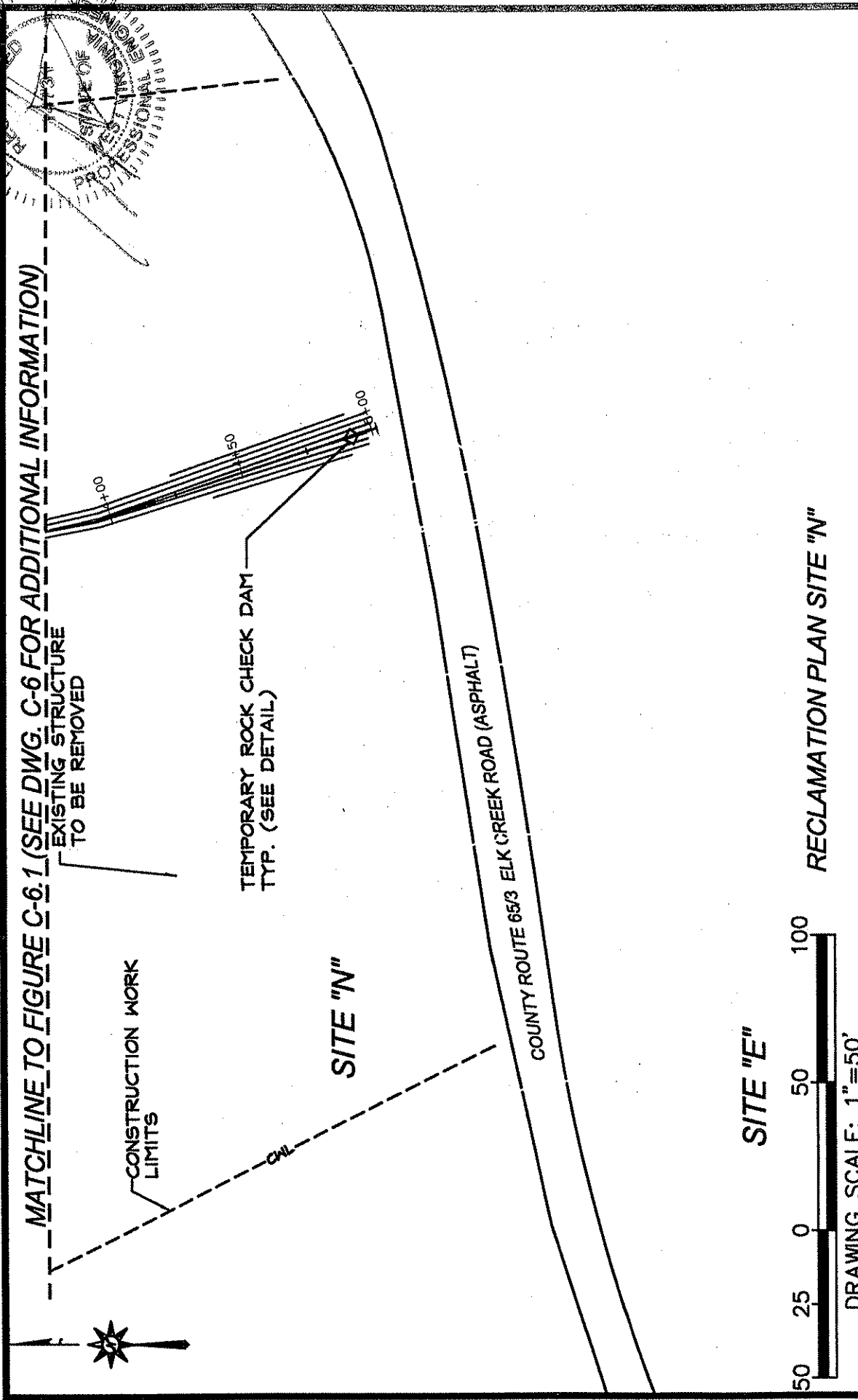
**FIGURE NO.
C-5.2**



MATCHLINE TO FIGURE C-6.2 (SEE DWG. C-6 FOR ADDITIONAL INFORMATION)

RECLAMATION PLAN SITE "N"

 <p>4980 TEAYS VALLEY ROAD SCOTT DEPOT, WV 25560</p>	<p>ADDENDUM #1 ELK CREEK PORTALS WEST VIRGINIA DEP ABANDONED MINE LANDS & RECLAMATION</p>	<p>DRAWN BY: MP CHECKED BY: MC SCALE: 1"=50'</p> <p>FIGURE NO. C-6.1</p>
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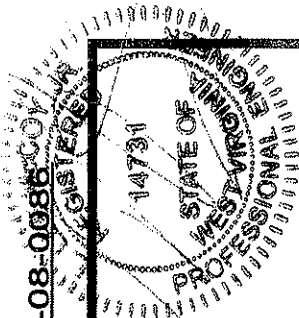


SITE "E"

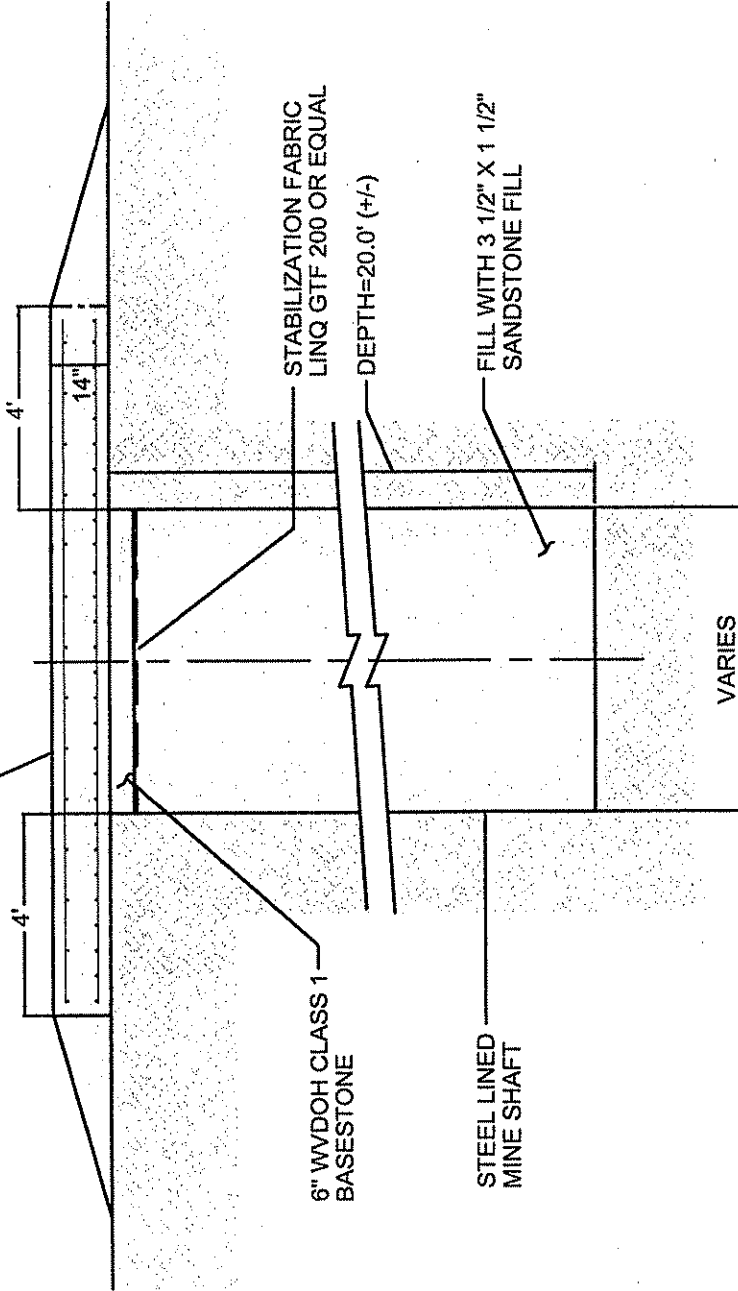


RECLAMATION PLAN SITE "N"

 <p>4980 TEAYS VALLEY ROAD SCOTT DEPOT, WV 25560</p>	<p>ADDENDUM #1 ELK CREEK PORTALS WEST VIRGINIA DEP ABANDONED MINE LANDS & RECLAMATION</p>	<p>DRAWN BY: MP CHECKED BY: MC SCALE: 1"=50'</p>	<p>FIGURE NO. C-6.2</p>
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14" THICK CONCRETE SLAB (4,000 psi)
REBAR TOP - #6 @ 12" E.W.
REBAR BOTTOM - #6 @ 6" E.W.



SEE FIGURE No. C-6.1

SECTION A-A

NOT TO SCALE

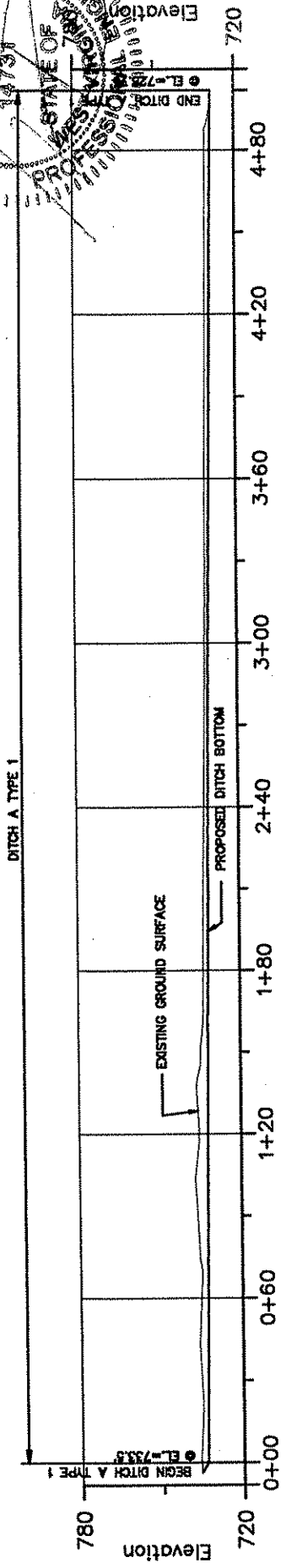
4980 TEAYS VALLEY ROAD
SCOTT DEPOT, WV 25560



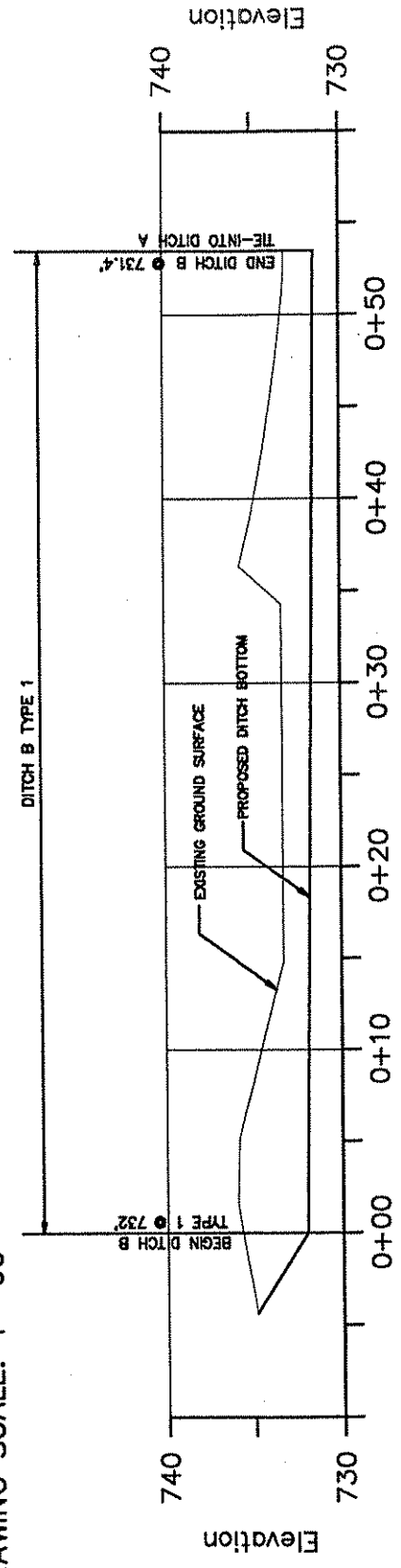
ADDENDUM #1
ELK CREEK PORTALS
WEST VIRGINIA DEP
ABANDONED MINE LANDS & RECLAMATION

DRAWN BY: MP
CHECKED BY: MC
SCALE: NTS

FIGURE NO.
C-6.4



SITE "N" DITCH PROFILE "A"



SITE "N" DITCH PROFILE "B"

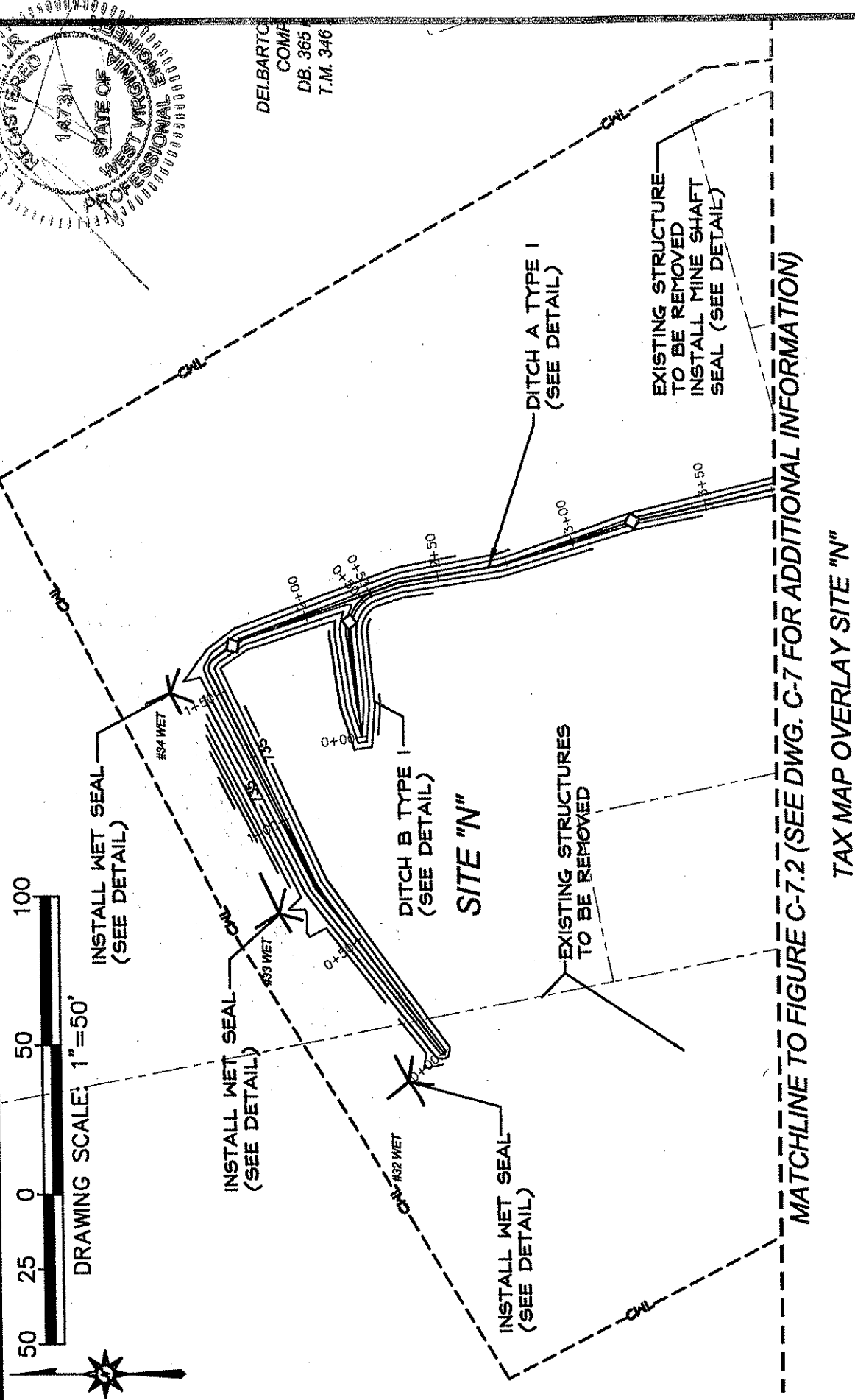
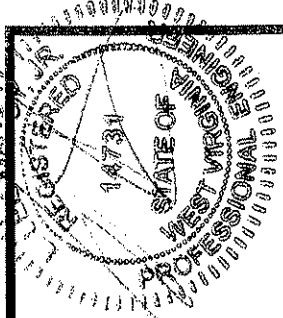


<p>CRAD</p> <p>4980 TEAYS VALLEY ROAD SCOTT DEPOT, WV 25560</p>	<p>ADDENDUM #1</p> <p>ELK CREEK PORTALS</p> <p>WEST VIRGINIA DEP</p> <p>ABANDONED MINE LANDS & RECLAMATION</p>	<p>DRAWN BY: MP</p> <p>CHECKED BY: MC</p> <p>SCALE: NOTED</p>	<p>FIGURE NO.</p> <p>C-6.3</p>
	<p>STATE OF WEST VIRGINIA</p> <p>PROFESSIONAL ENGINEER</p> <p>14731</p>		

CAD FILE: SITENTAX.DWG

DATE: 12-8-08

PROJECT No: 04-08-0086

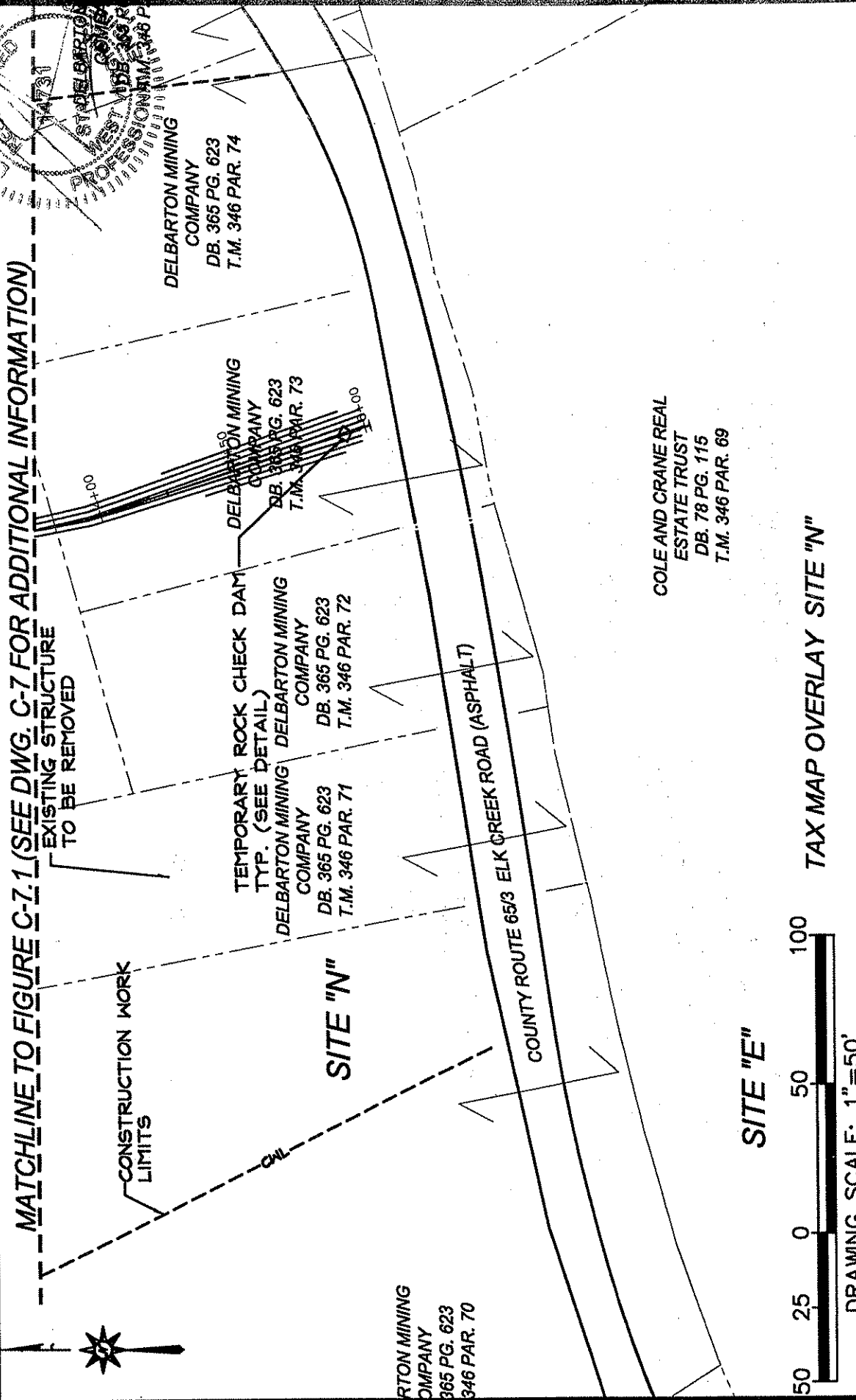


SITE "N"

MATCHLINE TO FIGURE C-7.2 (SEE DWG. C-7 FOR ADDITIONAL INFORMATION)

TAX MAP OVERLAY SITE "N"

	4980 TEAYS VALLEY ROAD SCOTT DEPOT, WV 25560	ADDENDUM #1 ELK CREEK PORTALS WEST VIRGINIA DEP ABANDONED MINE LANDS & RECLAMATION	DRAWN BY: MP CHECKED BY: MC SCALE: 1"=50'
			FIGURE NO. C-7.1



DRAWN BY: MP CHECKED BY: MC SCALE: 1"=50'	ADDENDUM #1 ELK CREEK PORTALS WEST VIRGINIA DEP ABANDONED MINE LANDS & RECLAMATION	FIGURE NO. C-7.2
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4880 TEAYS VALLEY ROAD
SCOTT DEPOT, WV 25560

DRAWING SCALE: 1"=50'