



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
DEP14602

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
04/19/2009				

BID OPENING DATE: **05/06/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				***** ADDENDUM NO. 1 *****		
				ADDENDUM ISSUED FOR EDEN CHURCH ROAD PORTALS PROJECT TO DISTRIBUTE THE PRE-BID SIGN-IN SHEETS AND THE Q/A THAT RESULTED FROM THE MANDATORY 04/08/09 ON-SITE PRE-BID MEETING.		
				THE BID OPENING DATE AND TIME REMAIN UNCHANGED AS 05/06/09 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
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TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
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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 # : 14602 Bid Date: 5/6/09
 Project: EDEN CHURCH PORTALS Pre-Bid Date: 4/8/09

Name : Don Nuzum
 Company: Ryan Environmental Inc
 Address: Rt 4 Box 260
Bridgeport WV
 Phone #: 304-842-5578
 Fax #: 304-842-5131
 Email : dnuzum@ryanenviro.com

Name : DENNIS ELBON
 Company: COWGIRL UP INC
 Address: P.O. Box 243
SIMPSON WV 26435
 Phone#: 304-739-4397
 Fax #: 304-739-4401
 Email : DCE-COWGIRLUP@EARTHINK.NET

Name : Jesse Siermore
 Company: Bive suede Enterprises
 Address: PO. Box 74 Dille WV
26617
 Phone #: 304-640-3022
 Fax #: _____
 Email : Amy.5898@hotmail.com

Name : Don Vincent
 Company: Breakaway Inc
 Address: 1075 Old Turnpike Rd.
Sutton W.Va
 Phone#: 304-765-5317
 Fax #: 765-5389
 Email : _____

Name : Johany Critepley
 Company: J.C Contracting
 Address: 1226 S. Sunday Rd
Hico W.Va. 25854
 Phone #: 304 658 4530
 Fax #: _____
 Email : Jccontracting@hughes.net

Name : Ralph Lewis
 Company: Hawkeye Services
 Address: Rt 1, Box 201-A,
TEEN ALTA, WV 26764
 Phone#: 304 789 6286
 Fax #: SAME
 Email : hwokey@mountain.net

Name : Brian Royce
 Company: Pro Construction Inc
 Address: P.O. Box 2442
 Phone #: 304-622-2400
 Fax #: 304-622-2410
 Email : Fuillap3@aol.com

Name : BILL BOLYARD
 Company: CHARLES E. BOLYARD & SON INC
 Address: 125 EAST HIGH ST.
KINGWOOD WV 26537
 Phone#: 304-329-1330
 Fax #: 304-329-1571
 Email : cebsinc@verizon.net

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : 14602
 Project: EDEN CHURCH POINTE

Bid Date: 5-06-09
 Pre-Bid Date: 4-8-09

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

Phone #: 304 925 0253
 Fax #: 925 9230
 Email : Jody Mayer AOL.COM

Name : BOB ALBERT JR
 Company: GREEN River Group LLC
 Address: 532 Ashbrook Sp.

Phone #: 304-594-3991
 Fax #: 304-594-3992
 Email : _____

Name : John Metzke
 Company: Carter Development
 Address: 500B Presidge Park
Hurricane WV 25526

Phone #: 304-575-3900
 Fax #: 304-575-4561
 Email : John-metzke@yahoo.com

Name : Solo Crane, Inc.
 Company: Steve Solomon
 Address: 194 Wood Park Ave
Weston, WV 26501

Phone #: 304-328 9880
 Fax #: 304 296 4991
 Email : _____

Name : Chris Wolfe
 Company: Cave Run Contracting LLC
 Address: P.O. Box 104
Montaiville, WV 26405

Phone#: (304) 669-1722
 Fax #: (304) 457-1662
 Email : cmwofe73@yahoo.com

Name : Mack Byell
 Company: Laurita Excavating
 Address: 302 Dents Run Road
Morgantown, WV 26501

Phone#: 304-296-7531
 Fax #: 304-292-4606
 Email : www.laurita.com

Name : Ty Martin
 Company: Solid Rock Excavating
 Address: Rt 1 Box 101A
Albright, WV 26509

Phone#: 304-276-2371
 Fax #: 304-379-9502
 Email : Solid_Rock@frontier.net.net

Name : Mike Bobey
 Company: Bobey Excavating LLC
 Address: Rt 1 Box 392A
Lumberton WV 26386

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

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : 14602
 Project: 120217 church portol

Bid Date: MAY 6 09
 Pre-Bid Date: April 8 09

Name : JAMES ALLEN
 Company: JF ALLEN Co
 Address: po Box 2049
Buckhannon WV
26201
 Phone #: 304 472 8890
 Fax #: 204 472 8897
 Email : _____

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

Name : Eddie Baker
 Company: Baker Excavating
 Address: P.O. Box 1163
Bellslow WV 26531
 Phone #: 304-282-1470
 Fax # : _____
 Email : _____

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

Name : Jamie Pretzel
 Company: JL Pretzel Contracting
 Address: 9 Belsinw Est.
Braeton Mills WV 26525
 Phone #: 304-379-7789
 Fax #: 304-379-7788
 Email : prt2roc@AOL.com

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

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

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

**Addendum #1 - Questions During Pre-Bid Meeting
For DEP 14602
Eden Church Road Portals 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.** Will a Department of Highway road bond and permit be required?
A. Yes.
- 2.) **Q.** In reference to the mine seals, is there clay like material available on site to seal the mine seals?
A. Yes.
- 3.) **Q.** Does the new ditch, in the fenced field, follow the current run off ditch path?
A. No, it is moved over from the current location.
- 4.) **Q.** Does the current fence get moved or replaced?
A. If it is removed it must be placed back as good as the original fence.
- 5.) **Q.** How long must the temporary fence be left in place?
A. Until vegetation is established.
- 6.) **Q.** What type of temporary fence is used?
A. There are two options in the written specifications.
- 7.) **Q.** Is there more than one property owner?
A. No, only one
- 8.) **Q.** The trees that are removed from the work area, can the trees be burned?
A. Yes, follow the specifications to obtain a permit.

The Contractor shall have 60 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 60 days. However, the total performance period will be 365 days from the date of the Notice to Proceed for invoicing purposes.