



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
DEP14647

PAGE
1

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

**RFQ COPY
 TYPE NAME/ADDRESS HERE**

V
E
N
D
O
R

S
H
I
P
T
O

**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
05/26/2009				

BID OPENING DATE: **06/16/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
	*****	*****		ADDENDUM NO. 1 *****	*****	
	ADDENDUM ISSUED FOR THE HEIZER CREEK DRAINAGE PROJECT TO DISTRIBUTE THE PRE-BID SIGN-IN SHEETS AND THE Q/A RESULTING FROM THE 05/15/09 MANDATORY PRE-BID MEETING. PLEASE SEE THE ATTACHED. BID OPENING DATE AND TIME REMAIN UNCHANGED AS 06/16/09 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, the State may deem this contract null and void, and terminate such contract 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 LEGIBLYRFQ # : 14647Bid Date: 6/16/09Project: Heizer Creek (Kett-Zitzelsberger) Drainage Pre-Bid Date: 5/15/09Name : Barrie Foster
Company: EAGLE CONTRACTORS
Address: 1721 Winfield Rd.
Winfield WV 25218Phone #: 304-952-7781
Fax #: 304-955-3150
Email : ←Name : Doug Vincent
Company: Breakaway Inc
Address: 1075 old Turnpike Rd
Suitor WV 26601Phone#: 765-5317
Fax #: 765-5389
Email : ←Name : David H. Bowman
Company: Green Mountain
Address: 511 50th Street
Chas, WV 25304Phone #: 304 925 0255
Fax #: 925-9230
Email : Jody Maye AOL.comName : Robbie Church
Company: IUDE #132
Address: 2310 South Fayette St
Beckley, WVPhone#: 304-533-4895
Fax #: 304-253-6899
Email : ←Name : Leslie Bolen
Company: ASPEN CORP.
Address: 2400 Ritter Dr.
Dawles, WV 25832Phone #: 304-763-4573
Fax #: 304-763-4591
Email : lbolen@aspengolf.comName : Robert Barnes
Company: Barnes Exc. Inc.
Address: P.O. Box 13384
Sissonville
WV. 25360Phone#: 304-984-1725
Fax #: 304-984-0074
Email : NoneName : Brian Bernatowicz
Company: CONCRETE UP INC
Address: P.O. Box 243
Simpson, WV 26435Phone #: 304-739-4397
Fax #: ←
Email : ←Name : D.W. Daniel Jr
Company: Wayne Concrete Co, Inc
Address: P.O. Box 342
Barboursville, WV
25504Phone#: 304-736-5828
Fax #: 304-736-1364
Email : swampbranch@AOL.com

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : 14647

Bid Date: 6/16/09

Project: HEIZER Creek (left-Zitchebonye) Drainage

Pre-Bid Date: 5/15/09

Name : Jason Rohr
 Company: Rohrco Corp.
 Address: 154 Clarksburg Rd
Buckhannon WV 26001
 Phone #: 304 472-4790
 Fax #: 304 472-2949
 Email : jasonrohrco@yahoo.com

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

Name : RALPH MILLER
 Company: Rohrco CORP
 Address: 154 CLARKSBURG Rd
BUCKHANNON, WV
 Phone #: 304-472-4790
 Fax #: 304-472-2949
 Email : _____

Name : GEORGE FRESHOUR
 Company: EABLE EXCAVATION INC.
 Address: P.O. BOX 218
KENNA WV
25248
 Phone#: (304) 372-4378
 Fax #: (304) 372-4378
 Email : None

Name : Dean Raynes
 Company: Raynes & Sons Excavation
 Address: Rt 62 Box 43F
Eleanor, WV 25020
 Phone #: 304-586-2535
 Fax #: 304-586-2535
 Email : wegoextreme@yahoo.com

Name : BRAD WISEMAN
 Company: WISEMAN EXCAVATING
 Address: RT 1 Box 190 Liberty
25124
 Phone#: 304 586 3736
 Fax #: 304 586 3736
 Email : _____

Name : Garie Marker
 Company: Marker & Sons
 Address: 1119 Jefferson
Rd So. Chas
 Phone #: 304-744-0590
 Fax #: _____
 Email : _____

Name : MaH Coulter
 Company: Clear Harbors
 Address: 420 Blake Rd
Nitro, WV 25143
 Phone#: 304-731-0030
 Fax #: 304-755-9697
 Email : Coulter, James @clearharbors.com

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : 14647 Bid Date: 6/16/09
Project: Heizer Creek (Lett-Zitzelsberger) Pre-Bid Date: 5/15/09
DRAINAGE

Name : Mike Jarrett
Company: Mountain Haus Property Inc.
Address: 305 34th St
Charleston WV 25304

Name : _____
Company: _____
Address: _____

Phone #: 304-545-0408
Fax #: 304-925-4032
Email : mikejarrett1805@yahoo.com

Phone# : _____
Fax # : _____
Email : _____

Name : Randy Carpenter
Company: Carpenter Reclamation
Address: PO Box 13015
Sissonville, WV
25360

Name : _____
Company: _____
Address: _____

Phone #: 304-984-1115
Fax #: 984-2770
Email : _____

Phone# : _____
Fax # : _____
Email : _____

Name : _____
Company: _____
Address: _____

Name : _____
Company: _____
Address: _____

Phone #: _____
Fax # : _____
Email : _____

Phone# : _____
Fax # : _____
Email : _____

Name : _____
Company: _____
Address: _____

Name : _____
Company: _____
Address: _____

Phone #: _____
Fax # : _____
Email : _____

Phone# : _____
Fax # : _____
Email : _____

RFQ # DEP 14647
Heizer Creek (Lett-Zitzelsberger) Drainage
Addendum #1

Item 1: Section 7.2.1; First sentence, change the sentence "Stone shall be hard durable non calcareous rock." to read "Stone shall be a hard durable rock." Use of limestone rock will be permitted except for the aggregate used in mine seals. Stone used in mine seals will remain as stated in section 9.2.2, hard, durable non calcareous rock.

Item 2: Q) Does the toe drain have to be hammered into the rock?
A) No, the toe drain will go down to the rock.

Item 3: Q) Does the temporary road stay in?
A) No

Item 4: Q) Can the pipe that goes under the road be open cut?
A) The WVDOH will need to issue a permit to remove and replace the pipe. The permit application has been applied for. Method of installation and any time restrictions will be addressed in the permit.

Item 5: Q) Is the riprap channel two (2) feet in thickness?
A) Yes, as shown on the plans.

Item 6: Q) Is the driveway the access to the site?
A) Yes, as shown on the plans, sheet E6

Item 7: Q) Do we have right of entry?
A) Yes, as shown on the plans

Item 8: Q) Where does the waste material go?
A) In the hollow, as shown on the plans, sheet E5

Item 9: Q) Are there any provisions in the plans to replace the concrete in the driveway?
A) No

Item 10: Q) Is the Zitzelsberger site the place where the pipe crosses the road?
A) Yes

Item 11: Q) Is the driveway culvert a separate pay item? (Zitzelsberger site)
A) Yes

Item 12: Q) How many cubic yards of unclassified excavation are estimated?
A) 3400 cubic yards as shown in the Bid Sheet