



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
DEP15309

PAGE
1

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

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
02/28/2011				

BID OPENING DATE: 03/16/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO.1 *****						
ADDENDUM ISSUED FOR THE BERRY RUN ROAD MINE DRAINAGE PROJECT TO DISTRIBUTE THE PRE-BID SIGN-IN SHEETS AND THE Q/A RESULTING FROM THE MANDATORY PRE-BID MEETING ON 02/16/2011, AS ATTACHED.						
BID OPENING DATE AND TIME REMAIN UNCHANGED AS 03/16/2011 AT 1:30 PM.						
***** NO OTHER CHANGES *****						
0001	1	JB		962-73		
RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES						
***** THIS IS THE END OF RFQ DEP15309 ***** TOTAL: _____						

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. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
4. 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.
5. Payment may only be made after the delivery and acceptance of goods or services.
6. Interest may be paid for late payment in accordance with the *West Virginia Code*.
7. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
10. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern the purchasing process.
11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
12. **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.
13. **HIPAA BUSINESS ASSOCIATE ADDENDUM:** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at www.state.wv.us/admin/purchase/vrc/hipaa.htm and 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.
14. **CONFIDENTIALITY:** The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures, and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.
15. **LICENSING:** Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, and the West Virginia Insurance Commission. The vendor must provide all necessary releases to obtain information to enable the director or spending unit to verify that the vendor is licensed and in good standing with the above entities.
16. **ANTITRUST:** In submitting a bid to any agency for the State of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the State of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the State of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the State of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership, or person or entity submitting a bid for the same material, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

INSTRUCTIONS TO BIDDERS

1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
2. 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. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
4. 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
5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).

Addendum #1 - Questions During Pre-Bid Meeting

For DEP 15309

Berry Run Road Mine Drainage

The following comments and questions were identified from the Pre-Bid Conference. The answers provided herein take precedence over verbal answers at the PBC should there be any conflict between the two.

Comments:

1. As noted at the meeting the temporary fence and farm gate will be dependent on the location of the landowner's cattle. If he has placed his cattle in the field where our access is required a fence and gate will be necessary.
2. As noted at the meeting the bottom elevation of the underdrain is very critical. Special consideration should be given to the trench depths and the material required for the underdrain system.

Questions:

1. **Q.** Who is responsible for the utilities on the site?
A. Any utility shown on the plans will be the contractor's responsibility to avoid damage to these existing utilities. If an unknown utility is encountered during construction there will be reimbursement for the cost of the relocation.
2. **Q.** Is the liner fused or overlapped?
A. It will be overlapped one foot on each side and glued to provide a water tight seal.
3. **Q.** Is there any rock at the bottom of the trench of the underdrain?
A. Based on our bore logs there is a gray silty shale that should be easily excavated.
4. **Q.** Will the underdrain rock go all the way to the edge of the manhole?
A. Yes. The underdrain stone will run contiguous through the manhole structure.
5. **Q.** Does the water from the underdrain excavation need to be treated?
A. Yes. The water must meet the NPDES water quality standards for pH and iron.
6. **Q.** How far apart are the perforation holes along the length of the underdrain pipe?
A. The holes will be placed one foot apart along the length of the pipe.
7. **Q.** Does the material from the underdrain trench excavation need to be dried before placing in the disposal area?
A. If the material coming from the excavated trench is wet it will need to be air dried before placement in the disposal area. The material going into the disposal area will need to meet 90% compaction and the moisture content of the soil will need to be adjusted accordingly.
8. **Q.** Is the material for the splash pad limestone or sandstone?
A. The splash pad requires limestone.

The Contractor shall have 90 days from the date of the Notice to Proceed to complete construction activities on the project. The \$250.00 per day liquidated damages clause will be in effect after the 90 days. However, the total performance period will be 365 days from the date of the Notice to Proceed for invoicing purposes.

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15309
Project: Berry Run Road MD

Bid Open Date: March 16, 2011
Pre-Bid Date: February 16, 2011

Name : TODD LINGER
Company: TODD H. LINGER EXCAVATING LLC
Address: 1376 BROAD RUN ROAD
JANE LEW, WV
26378
Phone #: 304-884-7576
Fax #: 304-884-7576
Email : RODOLICUS598@Yahoo.com

Name : Adam Adkins
Company: Aspen Corp.
Address: 2400 Ritter Drive
Daniels, WV 25832
Phone#: (304) 763-4573
Fax #: (304) 763-4591
Email : aadkins@aspen-golf.com

Name : Junior Stanley
Company: Stanley Industries Inc
Address: 7 Maple Lake
Bridgeport WV ~~26330~~ 26476
Phone #: 304-842-8560
Fax #: 304-842-8609
Email : gstanley@ma.rr.com

Name : Greg Bell
Company: break-A-way LLC
Address: 11347 Brandenville Pike
Albright WV 26519
cell (304) 282-4686
Phone#: (304) 379-3387
Fax #: (304) 379-3386
Email : breakawayllc@aol.com

Name : Charlene Pretzel
Company: FL Pretzel Contracting
Address: 274 Horseshoe Dr.
Bruceston Mills WV
26523
Phone #: 304-379-7789
Fax #: 379-7788
Email : cpretzel@aol.com

Name : Scott Laurita
Company: S.C.S.L. (C-Excavating) Inc
Address: P Hunter Lane Rd
Trainmont, WV 26554
Phone#: (304)-290-4608
Fax #: (304)-296-8252
Email : ISLAURITA@Yahoo.com

Name : Brian Cantrell
Company: Anderson Excavating LLC
Address: 343 Williams Rd
Morgantown, WV
26501
Phone #: 304-983-2296
Fax #: 304-983-4755
Email : bcantrell@anderson
excavating.com

Name : Ty Martin
Company: Solid Rock Ex-Tac
Address: 3106 Hudson Rd
Albright WV 26519
Phone#: 304-276-2371
Fax #: 304-379-9502
Email : solid-rock@frontiernet.net

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15309
Project: Berry Run Road MD

Bid Open Date: March 16, 2011
Pre-Bid Date: February 16, 2011

Name : DAVID IRLE
Company: ALL-CON, LLC
Address: 124 HILPOTT LANE
BEAVER WV 25813
Phone #: 304 731 0140
Fax #: 304 255 4232
Email : DIRLE@ALL-WV.COM

Name : DAVID H. BOWMAN
Company: Green Mountain
Address: 511 50th STREET
CHAS WV
25304
Phone#: 304 925 0255
Fax #: 925 9250
Email : Jody Maxe@OL.com

Name : ~~STIS~~ Mike Skloman
Company: 898 Ditch & Hoe Service LLC
Address: RF3 Box 367
Buckhannon, WV. 26221
MOSJKS@yahoo.com
Phone #: _____
Fax #: _____
Email : _____

Name : WALT GRIMM
Company: Circle G. Enterprises
Address: 482 Sunset lane
Tunnelton WV
26444
Phone#: Spencer C Wooddell 568-442
Fax #: 304 568-4425
Email : _____

Name : LONNIE WALTON
Company: BEAR CONTRACTING
Address: P.O. Box 1196
Bridgport WV
26330
Phone #: 304-842-3002
Fax #: 304-842-9433
Email : _____

Name : Spencer Wooddell
Company: Cowgirl Up Inc.
Address: Po Box 243
Simpson WVa 26435
Phone#: 304-739-4397
Fax #: 304-739-4401
Email : scw_cowgirlup@earthlink.net

Name : Don Vincent
Company: Breakaway, Inc
Address: 1075 Old Turnpike Rd.
Sutton WV. 26601
Phone #: 304 765-5317
Fax #: 304. 765-5389
Email : davy@breakawaywv.com

Name : Edward Wolfe
Company: Wolfe Run Excavating LLC
Address: 110 Wolfe Run Rd.
Tunnelton WV 26444
Cell 304-892-4977
Phone#: 304-892-3314
Fax #: 304-892-3314
Email : _____

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15309
Project: Berry Run Road MD

Bid Open Date: March 16, 2011
Pre-Bid Date: February 16, 2011

Name : Charles Pickens
Company: PICKENS EXCAVATING
Address: 174 Rabbit H. Rd
IRELAND, WV
26376
Phone #: 1-304 881-1595
Fax #: 1-304-452-8812
Email : cpickens@wvcast.net

Name : Joe Street
Company: Preston Excavating
Address: 1556 W. Merring Rd.

Phone #: 304 290 6972
Fax #: 304 864 2277
Email : Preston Excavating@yahoo.com

Name : D.B. Transit
Company: JAMES DUCKLAND
Address: P.O. Box 770
BEAVER WV 25813

Phone #: 304 255-2505
Fax #: DB TRANSIT inc yahoo.com
Email : FAX 304 253 4533

Name : Rick LeMaster
Company: L+G Contracting
Address: 1305 18th st
VIENNA WV 26105

Phone #: _____
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 : None

Name : _____
Company: _____
Address: _____

Phone #: _____
Fax #: _____
Email : _____

Name : DENNIS COOK
Company: COOK BROS INC
Address: Rt 1 Box 196-D
FRIAMONT WV
26554
Phone #: 304-287-7109
Fax #: 304-287-7693
Email : cookbroinc@aol.com

Name : _____
Company: _____
Address: _____

Phone #: _____
Fax #: _____
Email : _____

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15309
Project: Berry Run Road MD

Bid Open Date: March 16, 2011
Pre-Bid Date: February 16, 2011

Name : Neil Williams
Company: Triple 7 Const LLC
Address: HC 71 Box 81
Ellenore WV 26267
Phone #: 304 472-3962
Fax #: 304 472-3962
Email : neilwilliams@earthlink.net

Name : Robert Barnes
Company: BARNES EXC. INC.
Address: P.O. Box 13384
Sissonville
WV 25360
Phone# : 304-984-1725
Fax # : 304-984-0074
Email : BARNES EXC @ AOL.COM

Name : Joe Williams
Company: Williams Excavating LLC
Address: RR 1 Box 126
Belington, WV
26250
Phone #: 1-304-614-8887
Fax # : N/A
Email : Williamsexcavating@gmail.com

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

Name : Mark Riley
Company: J.F. Allen Co
Address: Po Box 2049
Buckhannon WV
26201
Phone #: 304 472-8890
Fax # : 304 472-8897
Email : _____

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

Name : GARY Long
Company: McCourt & Son Const.
Address: 2790 Centuria Rd
Sutton WV 26601
Phone #: 304 765-5188
Fax # : 304 765-5293
Email : glong@wiresive.com

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