



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
DEP15340

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
03/22/2011				

BID OPENING DATE: **04/12/2011** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 01 *****						
ADDENDUM ISSUED FOR THE DOUGLAS RUN STRIP PROJECT TO DISTRIBUTE THE PRE-BID SIGN-IN SHEETS AND THE Q/A RESULTING FROM THE MANDATORY PRE-BID OF 03/15/2011.						
BID OPENING DATE AND TIME REMAIN UNCHANGED AS 04/12/11 AT 1:30 PM.						
***** NO OTHER CHANGES *****						
0001	1	JB		962-73		
RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES						
***** THIS IS THE END OF RFQ DEP15340 ***** 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 15340

Douglas Run Strip

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.

Questions:

1. **Q.** Will the entire face of the slope below the Redstone bench need to be re-graded?
A. No. Only the areas that have erosion gulleys or bare areas.
2. **Q.** Will there be any work on the gas line along the road?
A. The only work on the gas line will be to install the check dam below the road at Station 12+00.
3. **Q.** Will the area along the road and the upper bench need to be cleared and grubbed?
A. Yes. Both areas. The only areas that will not require clearing is the stable areas of the slope below the Redstone bench.
4. **Q.** Will the water in the pit need to be treated?
A. If the water quality requires treatment you will be required to treat the discharge. There is a soda ash briquette item in the bid sheet.
5. **Q.** Will the water in the pits need to be pumped to remove it from the pits?
A. Yes. The water elevation is too low for open cut drainage. Any water that remains in the pit at time of construction will need to be pumped and treated.

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 # : DEP15340

Bid Open Date: April 12, 2011

Project: Douglas Run Strip

Pre-Bid Date: March 15, 2011

Name : DAVID H. BOWMAN
 Company: Green Mountain Co
 Address: 511 SOUTH STREET
Chas WJ
25304

Phone #: 304 925 0253
 Fax #: 925 9230
 Email : JudyMayer@AOL.com

Name : Gary Stanley
 Company: Stanley Ind Inc
 Address: 7 Maple Lake
Bridgeport WV
24330

Phone #: 304-842-8560
 Fax #: 804-842-9609
 Email : G.Stanley@ma.fr.com

Name : Ty Martin
 Company: Solid Rock Ex. Inc
 Address: 3106 Hudson Rd
Albright WV 26519

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

Name : Chad Bilotta
 Company: Anderson Excavating LLC
 Address: 343 Williams Rd
Morgantown WV 26501

Phone #: 304-983-2296
 Fax #: 304-983-4755
 Email : cbilotta@AndersonExcavatingLLC.com

Name : DAVID IRLE
 Company: All-CON, LLC
 Address: 124 PHILPOT LANE
BEAVER, WV 25813

Phone #: 304-731-0190
 Fax #: 304-255-4232
 Email : DIRLE@All-WV.COM

Name : Rodney Somers
 Company: Doss Enterprises
 Address: 14793 US HWY 35W
LINN WV 26384

Phone #: 304-269-5895
 Fax #: 304-269-4025
 Email : dossenterprises@hvcps.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 : Matt Adams
 Company: Kelli Corp
 Address: 3075 Point Marion Rd
MORROWTON WV 26505

Phone #: 304-241-1972
 Fax #: 304-241-1973
 Email : adams_mca@comcast.net

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15340
Project: Douglas Run Strip

Bid Open Date: April 12, 2011
Pre-Bid Date: March 15, 2011

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

Name : Barrie F. Foster
Company: EAGLE CONTRACTORS, LLC
Address: 1721 WINFIELD ROAD
WINFIELD WV 25213
Phone#: 304-532-7761
Fax #: 304-755-3150
Email : edent@GEFinc.com

Name : GEORGE FRESHOUR
Company: EAGLE EXCAVATION INC.
Address: P.O. BOX 218
KENNA WV
25248
Phone #: (304) 372-4378
Fax #: (204) 372-4378
Email : ~~ADW@~~

Name : Spencer Wooddell
Company: COWGIRL UP INC
Address: P O Box 243
SIMPSON, WVA 26435
Phone#: 304 739 4397
Fax #: 304 739 4461
Email : SCW-cowgirlup@earthlink.net

Name : Scott Laurita
Company: SCJL Co-Leasing
Address: 8 Hunters Lane Rd
FAIRMONT WV 26554
Phone #: 304-290-4608
Fax #: 304-296-8252
Email : JS LAURITA (A) Yahoo.com

Name : _____
Company: Lester's Excavating Inc.
Address: 221 Foundation Fork
Simon, WV 24882
Phone#: 304 673-6907
Fax #: 304 664-3094
Email : LestersExcavating@yahoo.com

Name : Ashley Atkins
Company: Aspen Corporation
Address: 2400 Riter Drive
Daniels WV 25832
Phone #: 304-763-4573
Fax #: 304-763-4591
Email : jadkins@aspen-golf.com

Name : Joseph Lambert
Company: Lambert Ex. Inc
Address: P.O. Box 86
Bowden, WV 26251
Phone#: 304-614-817
Fax #: 304-636-016
Email : JOESPORTSMEN@yahoo.com

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15340
Project: Douglas Run Strip

Bid Open Date: April 12, 2011
Pre-Bid Date: March 15, 2011

Name : MIKE GRAY
Company: GRALAW Corp
Address: 10301 SR # 149
FOUR AVE. N.W. 12827
Phone #: 518-792-3826
Fax #: 518-745-8117
Email : GRALAW Corp @ YAHOO . Com

Name : WELL WILLIAMS
Company: TRIPLE F BUNT LLC
Address: HP 71 BOYS
ELLENORE WVC -
26267
Phone#: 304-472-3962
Fax #: 304-472-3962
Email : _____

Name : JAMES COOPER
Company: TRI-STATE PIPELINE, INC
Address: 6351 US RT 60 EAST, SUITE 3
BARBOURSVILLE, WV 25804
Phone #: 304-733-6801
Fax #: 304-733-6803
Email : jamescooper@tri-statepipeline.com

Name : Rob Hoover
Company: J.F. Allen Co.
Address: PO. Box 2049
Buckhannon WV 26201
Phone#: 304-472-8890
Fax #: 304-472-8897
Email : rchoover@jfallence.com

Name : MIKE FURCING
Company: ATC ASSOC.
Address: 3 TENN AVE
BERKINGTON, NJ
Phone #: 330-620-1232
Fax #: 609-386-7951
Email : _____

Name : Edward Wolfe
Company: Wolfe Run Excavating LLC
Address: 110 Wolfe Run Rd.
Tunnelton WV 26444
Phone#: 304-698-4977
Fax #: 304-892-3314
Email : _____

Name : Joe Williams
Company: Williams Excavating LLC
Address: RR1 Box 126
Belington, WV 26250
Phone #: 304-614-8887
Fax #: _____
Email : williamsexcavating@gmail.com

Name : DENNIS COOK
Company: COOK BROS INC
Address: RT 1 Box 196-D
FARMINGTON WV 26534
Phone#: 304-287-7109
Fax #: 304-287-7693
Email : COOKBROSINC@AOL.COM