



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
DNR211143

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
FRANK WHITTAKER 304-558-2316

RFQ COPY
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

DIVISION OF NATURAL RESOURCES
 ELKINS OFFICE
 RANDOLPH CENTER - SUITE 222
 1200 HARRISON AVENUE
 ELKINS, WV
 26241

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
04/14/2011				

BID OPENING DATE: **04/28/2011** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	*****	*****	*****	ADDENDUM NO. 1	*****	
<p>THIS ADDENDUM IS ISSUED TO:</p> <p>1) REPLACE THE FORM OF PROPOSAL WITH THE ATTACHED REVISED FORM OF PROPOSAL.</p> <p>2) PROVIDE THE ATTACHED BID CLARIFICATION AND TECHNICAL QUESTIONS & ANSWERS.</p> <p>3) REMOVE THE FOLLOWING LANGUAGE FROM THE REQUEST FOR QUOTATION.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>4) PROVIDE THE ATTACHED MANDATORY PRE-BID SIGN IN SHEET</p> <p>5) PROVIDE THE ATTACHED RESIDENT VENDOR PREFERENCE CERTIFICATE.</p>						

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).



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
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THE BID OPENING DATE AND TIME HAVE NOT CHANGED.						
***** END ADDENDUM NO. 1 *****						
0001	1	LS		962-96		
WELL DRILLING SERVICES						
***** THIS IS THE END OF RFQ DNR211143 ***** TOTAL: _____						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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Addendum No. 1**PARK: Cacapon Resort State Park****PROJECT: Well Rehabilitation Phase 2****RFQ: DNR211143**

The following information is provided as an addendum to the bidding documents.

1. A revised Form of Proposal is attached to this addendum and it replaces the Form of Proposal included with the Published RFQ. Two items 1) a storage/neutralization tank and 2) a water disposal tank truck have been added to the Uniform Unit Price Bid Schedule.
2. Pages 15 - 17 should be completed and returned with your signed bid.
3. The Bid Bond requirement, as noted on Page 4 of the RFQ, is canceled by this Addendum.

CLARIFICATIONS AND QUESTIONS

Question: Please explain more about the disposal of the chemical well treatment water.

Answer: The acidic well treatment water is to be neutralized by lime, soda ash or Magnesium hydroxide to a pH of 6 – 7. Generally the neutralization can occur in a mud tank as the treatment water is passed through the tank to a disposal tanker truck.

Question: Can the treatment water be disposed on site?

Answer: The neutralized treatment water may be discharge to the Park's sanitary system.

PRE-BID SIGN IN SHEET

Cacapon Resort - Well Rehab Phz 2 - DNR211143

Name Neil Negley Title

Company Negley's Well Drilling Inc Phone 717-532-9190

Address 16199 Cumberland Hwy Fax 717-532-2073

Address email neil@negleys.net

City Newburg PA State PA Zip 17240

Name Bob Davidson Title Job Coordinator

Company Negley's Well Drilling Phone 717-532-9190

Address 16199 Cumberland Hwy Fax 717-532-2073

Address email bdavidson@negleys.net

City Newburg PA State PA Zip 17240

Name J Schotsch Title Assoc. Enter

Company WVDNR Phone 304 637 0301

Address 1500 Harrison Ave, Ste 222 Fax 304 637 0303

Address email

City Elkins State WV Zip 26241

PRE-BID SIGN IN SHEET

Cacapon Resort Well Rehab Phase 2 DNR 211143

Name Michael Mercer Title Plant Operations
 Company Snyder Environmental Phone 304 725 9140
 Address 270 Industrial Blvd Fax 304 728 7326
 Address _____ email _____
 City Keamsville State WV Zip ~~254~~ 25403

Name Richard Michael Title Bldg Maint Supv.
 Company Cacapon Resort Phone 304 258 1022
 Address _____ Fax _____
 Address _____ email _____
 City _____ State _____ Zip _____

Name _____ Title _____
 Company _____ Phone _____
 Address _____ Fax _____
 Address _____ email _____
 City _____ State _____ Zip _____

**Well Testing and Rehabilitation-Phase 2
Cacapon Resort State Park
Berkeley Springs, Morgan County, West Virginia**

**FORM OF PROPOSAL
Page 1 of 3
Revised 04/08/2011**

Name of Bidder:

Address of Bidder:

Phone Number of Bidder:

WV Contractors License No.

Base Bid: Estimated contract value for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in numbers.

Base Bid: Estimated contract value for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in words.

Notice to Bidder:

This will be a Unit Price Contract based on your Unit Prices submitted on the included Uniform Unit Price Bid Schedule. Your Unit Prices will be the basis for awarding the bid and payment for work performed. Hourly wages must conform to Prevailing Wage Rates.

Bidder's Certification:

We, the undersigned, having examined the site and/or being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby proposes to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding documents.

UNIFORM UNIT PRICE BID SCHEDULE

Item	Unit Price	Estimated Units	Price
Mobilization	\$ _____	Lump Sum	\$ _____
Use of Surging Rig	\$ _____ / hr.	64	\$ _____
Surging Rig Labor	\$ _____ / hr.	64	\$ _____
Chem Standby - Surging Rig	\$ _____ / hr.	24	\$ _____
Chem Standby - Surging Rig Labor	\$ _____ / hr.	24	\$ _____
Storage/Neutralization Tank	\$ _____ / hr.	64	\$ _____
Water Disposal Tank Truck	\$ _____ / hr.	64	\$ _____
Use of Hoist Truck	\$ _____ / hr.	75	\$ _____
Hoist Truck Labor	\$ _____ / hr.	75	\$ _____
Test Standby - Hoist Truck	\$ _____ / hr.	18	\$ _____
Test Standby - Hoist Truck Labor	\$ _____ / hr.	18	\$ _____
Use of Testing Pump	\$ _____ / hr.	36	\$ _____
Use of Drop Pipe	\$ _____ / hr.	36	\$ _____
Use of Controls	\$ _____ / hr.	36	\$ _____
Poly Sheeting	\$ _____ / well	3	\$ _____
Artesian Pitless Unit (Well 3)	\$ _____ / well	Lump Sum	\$ _____
Pitless Installation Labor	\$ _____ / well	Lump Sum	\$ _____
TV Survey - Vertical & Horizontal Labor/Hoist Truck Hours Included Above	\$ _____ / hr.	9	\$ _____
Artesian Containment Packer	\$ _____ / hr.	3	\$ _____
Well Surge Chemicals <small>Actual invoice for chemicals to be submitted.</small>	\$1400.00 / Well	3	\$ 4,200.00

TOTAL \$ _____

Well Testing and Rehabilitation-Phase 2
Cacapon Resort State Park
Berkeley Springs, Morgan County, West Virginia

FORM OF PROPOSAL
Page 3 of 3
Revised 04/08/2011

ADDENDUM ACKNOWLEDGEMENT

I hereby acknowledge receipt of the following checked addendum and have made the necessary revisions to my bid or proposal.

Addendum No.	Date

I understand that failure to confirm the receipt of the Addendum is cause for rejection of my bid or proposal.

Respectfully submitted:

Date:

WV Vendor
Registration Number:

By: (signature in ink)

Title:

Firm Name:

Firm Address:

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with West Virginia Code, §5A-3-37. (Does not apply to construction contracts). West Virginia Code, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the West Virginia Code. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

- 1. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,
2. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
3. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4. Application is made for 5% resident vendor preference for the reason checked: Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: _____ Signed: _____
Date: _____ Title: _____

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.