



State of West Virginia  
 Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

# Request for Quotation

SCANNED 2/27/12

| RFQ NUMBER |
|------------|
| DEP15726   |

| PAGE |
|------|
| 1    |

| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
|---|
| GUY NISBET<br>304-558-8802              |

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 |
|--------------|---------------|----------|-------|---------------|
| 02/27/2012   |               |          |       |               |

BID OPENING DATE: 03/06/2012 BID OPENING TIME 01:30PM

| LINE | QUANTITY | UOP | CAT NO. | ITEM NUMBER   | UNIT PRICE | AMOUNT |
|------|----------|-----|---------|---|------------|--------|
|      |          |     |         | ADDENDUM NO. 1  |            |        |
|      |          |     |         | ADDENDUM ISSUED FOR THE TUB RUN HIGHWALL & REFUSE PHASE 1 TO DISTRIBUTE Q&A'S FROM PRE-BID MEETING HELD: 2/14/2012 AND TO DISTRIBUTE PRE-BID MANDATORY SIGN-IN SHEET. |            |        |
|      |          |     |         | BID OPENING REMAINS UNCHANGED: 3/06/2012 AT 1:30PM  |            |        |
|      |          |     |         | END OF ADDENDUM NO.1  |            |        |
| 0001 | 1        | JB  |         | 962-73  |            |        |
|      |          |     |         | RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES   |            |        |
|      |          |     |         | ***** THIS IS THE END OF RFQ DEP15726 ***** 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.html](http://www.state.wv.us/admin/purchase/vrc/hipaa.html) 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 DEP15726

Tub Run Highwall & Refuse – Phase I

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. How wide will the completed road be across the box culvert installed in Long Run?  
A. 16 feet.
  
2. Q. Can the wingwalls associated with the box culvert installation be pre-cast?  
A. Yes. In fact, if the contractor chooses to cast in place instead of utilizing pre-cast, he must submit plan details to the WVDEP for approval.
  
3. Q. Are details provided in the plans for the grouted riprap streambank protection?  
A. Yes. This work shall be paid per Lump Sum as indicated for Bid Item 7.5.
  
4. Q. How thick is the soil cover required over the regraded area?  
B. One foot.
  
5. Q. Can a breakdown of the excavation quantity be provided per each baseline?  
A. See attached.

The Contractor shall have 270 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 270 days. However, the total performance period will be 365 days from the date of the Notice to Proceed for invoicing purposes.

**TUB RUN HIGHWALL AND REFUSE PHASE I  
ESTIMATED EARTHWORK QUANTITIES**

| <b>BASELINE NO.</b>                             | <b>CUT (C.YDS)</b> | <b>FILL (C.YDS)</b> |
|---|--------------------|---------------------|
| 1.  | 49,681             | 49,142              |
| 2.  | 15,225             | 19,727              |
| 3.  | 18,273             | 15,325              |
| 4.  | 12,015             | 13,264              |
| 5.  | 32,072             | 34,787              |
| 6.  | 30,817             | 28,224              |
| 7.  | 62,729             | 67,323              |
| 8.  | 43,618             | 46,573              |
| <b>TOTAL:</b>                                   | <b>264,430</b>     | <b>274,365</b>      |
| <b>USE 265,000 CUBIC YARDS FOR BID SCHEDULE</b> |                    |                     |

Date: 2/14/12

SIGN IN SHEET

PLEASE PRINT

Request for Proposal No. 15726

\* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

TELEPHONE & FAX NUMBERS

FIRM & REPRESENTATIVE NAME MAILING ADDRESS

|                |                                     |                         |                    |
|----------------|-------------------------------------|-------------------------|--------------------|
| Company:       | GREEN MOUNTAIN COMPANY              | 511 50 <sup>th</sup> ST | PHONE 304-925-0253 |
| Rep:           | DAVID H. BOWMAN                     | Charleston              | TOLL FREE 92       |
| Email Address: | DHB722@yahoo.com                    | 25304                   | FAX 925-9230       |
| Company:       | STANTER SPANISH SPEAKING SERVICES   | 1 Monroe Ave            | PHONE 304-472-7140 |
| Rep:           | RAOUL GALLO                         | Buckhannon, WV          | TOLL FREE          |
| Email Address: | RAOUL.GALLO@STANTER.COM             | 26201                   | FAX 304-472-6235   |
| Company:       | COWGIRL WP INC                      | PO Box 343              | PHONE 304-739-4397 |
| Rep:           | DENNIS C. ELBON                     | SIMPSON, WV 26435       | TOLL FREE          |
| Email Address: | DEE_COWGIRLWP@GARTLINK.NET          |                         | FAX 304-739-4401   |
| Company:       | J.F Allen Co                        | PO Box 2049             | PHONE 304 472 9890 |
| Rep:           | Scott Braschert                     | Buckhannon WV 26201     | TOLL FREE          |
| Email Address: | JAMES.ALLEN@JFALLEN.CO.COM          |                         | FAX 304 472 9897   |
| Company:       | Collins Building & Contracting Inc. | 7494 Corby Rd           | PHONE 304-765-3321 |
| Rep:           | Roger L. Collins Jr.                | Alumwoods, WV           | TOLL FREE          |
| Email Address: | Collins Building & Hughson.NET      | 26621                   | FAX 304-765-3321   |

Date: 2/14/12

**SIGN IN SHEET**

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Request for Proposal No. 15724

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| FIRM & REPRESENTATIVE NAME                        | MAILING ADDRESS             | TELEPHONE & FAX NUMBERS       |
|---|-----------------------------|-------------------------------|
| Company: <u>DCI SKINCS</u>                        | <u>Box 1259</u>             | PHONE <u>304-673-9388</u>     |
| Rep: <u>Bob Canterbury</u>                        | <u>Bluefield West 24012</u> | TOLL FREE <u>304-323-1996</u> |
| Email Address: <u>Bob.Canterbury@DCISkins.com</u> |                             | FAX <u>304-323-3039</u>       |
| Company: <u>A.L.L. Construction Inc</u>           | <u>P.O. Box 232</u>         | PHONE <u>304 693-7131</u>     |
| Rep: <u>Steve Sabo</u>                            | <u>Mr. Steam, WV 26785</u>  | TOLL FREE                     |
| Email Address: <u>all.estimator@freemove.com</u>  |                             | FAX <u>304 693-7189</u>       |
| Company: <u>PRO CONTRACTING, INC</u>              | <u>PO Box 2442</u>          | PHONE <u>304 622-2400</u>     |
| Rep: <u>Matt Evans</u>                            | <u>Clarksburg, WV 26301</u> | TOLL FREE                     |
| Email Address: <u>MEVANS4@Majesty.com</u>         |                             | FAX <u>304 622-2410</u>       |
| Company: <u>Green River Group LLC</u>             | <u>530 Ashbrooke Square</u> | PHONE <u>304 594 3991</u>     |
| Rep: <u>Loy Wilks</u>                             | <u>PO Box 18039</u>         | TOLL FREE                     |
| Email Address:                                    | <u>Morgantown WV 26507</u>  | FAX <u>304 594 3992</u>       |
| Company: <u>EASTERN ARROW</u>                     | <u>PO Box 4108</u>          | PHONE <u>304-614-0255</u>     |
| Rep: <u>Ann HARRISON</u>                          | <u>CHARLESTON WV</u>        | TOLL FREE                     |
| Email Address: <u>easternarrow@hotmail.com</u>    | <u>25307</u>                | FAX                           |

Date: 2/14/12

**SIGN IN SHEET**

PLEASE PRINT

Request for Proposal No. 15726

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| FIRM & REPRESENTATIVE NAME                   | MAILING ADDRESS         | TELEPHONE & FAX NUMBERS   |
|--|-------------------------|---------------------------|
| Company: <u>Mountain Haus Properties</u>     | <u>1805 Smith Rd</u>    | PHONE <u>304 594-0450</u> |
| Rep: <u>John Skidmore</u>                    | <u>Charleston, W Va</u> | TOLL FREE                 |
| Email Address: <u>Mike Jarrett 1805@yaho</u> | <u>25314</u>            | FAX                       |
| Company: <u>Apex Corporation</u>             | <u>2400 Riter Drive</u> | PHONE <u>304-763-4573</u> |
| Rep: <u>Ashley Atkins</u>                    | <u>Daniels WV 25832</u> | TOLL FREE                 |
| Email Address: <u>jadkins@apex-golf.com</u>  |                         | FAX <u>304-763-4591</u>   |
| Company: _____                               | _____                   | PHONE _____               |
| Rep: _____                                   | _____                   | TOLL FREE _____           |
| Email Address: _____                         | _____                   | FAX _____                 |
| Company: _____                               | _____                   | PHONE _____               |
| Rep: _____                                   | _____                   | TOLL FREE _____           |
| Email Address: _____                         | _____                   | FAX _____                 |
| Company: _____                               | _____                   | PHONE _____               |
| Rep: _____                                   | _____                   | TOLL FREE _____           |
| Email Address: _____                         | _____                   | FAX _____                 |