



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
DEP15742

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
GUY NISBET 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
03/05/2012				

BID OPENING DATE: 03/15/2012 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO.1		
				ADDENDUM ISSUED TO DISTRIBUTE THE FOLLOWING INFORMATIO		
				1.Q&A'S FROM PRE-BID MEETING HELD:2/27/2012		
				2.PRE-BID SIGN IN SHEET FROM MEETING HELD: 2/27/2012		
				3.BID OPENING DATE REMAINS UNCHANGED AT: 3/15/2012		
				AT 1:30PM		
				NO OTHER CHANGES		
				END OF ADDENDUM NO.1		
0001	1	JB		962-73		
				RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES		
				***** THIS IS THE END OF RFQ DEP15742 ***** 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 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).

DEP15742
Robinette Branch Refuse Pile
Addendum #1

- Item 1: The Contractor shall have 150 days from the date of the Notice to Proceed to complete construction activities on the project. The \$250 per day liquidated damage clause will be in effect after the 150 days. However, the total performance period will be 365 days from the date of the Notice to Proceed for invoicing purposes.
- Item 2: The northern project limits extend to the existing wingwall at the culvert crossing Buffalo Creek Road. The contractor is to remove all visible refuse including reddog, coal, and debris in the stream in the area before drainage channel A begins and incorporate the disposal into the proposed refuse regrade. This is indicated on Sheet R1.
- Item 3: Q - Is the permitted haul road available for trucking/hauling on this project?
A - Yes.
- Item 4: Q - Is calcareous stone required, as stated in the specifications?
A - No. Either calcareous or non-calcareous stone will be accepted, since no AMD was observed.
- Item 5: No work is proposed on the right side of the haul road when looking uphill. The haul road and the area to the right is permitted.
- Item 6: A guardrail and temporary diversion berm will be installed, as indicated on the plans and specifications, on the left side of the haul road when looking uphill.
- Item 7: Q - What is the distance to the soil borrow area?
A - The soil borrow area is shown on Inset A on sheet R2. The distance from where you turn off the blacktop road and proceed up the bonded haul road to the soil borrow area is 3475 feet. It is 1595 feet from the upper end of the construction limits to the soil borrow area.
Approx. GPS center point: Lat. = N 37° 46' 43.61" / Long. = W 81° 47' 03.38"
- Item 8: The soil borrow area is not a permitted area.
- Item 9: Q - Where does the refuse regrade work end?
A - The refuse regrade ends at approx. Station 19+06 near the stream, but will avoid the permitted area shown on Sheet R2 on the haul road side. The refuse regrade begins approx. 30 feet before Station 00+00 on Sheet R1.
- Item 10: The existing gas well in the yard area is not within the construction limits and should be avoided. There is some regrading proposed near the gas well.
- Item 11: Some areas of this project require regrading that is steeper than 2H:1V slope. This is shown on the plans. Permanent erosion control matting is required in several areas of this project due to the steep slopes.

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- Item 12: Q - Is super silt fence required along the creek?
A - Yes. It is required where shown on the plans.
- Item 13: The stream restoration proposed requires gabion baskets. The stream will remain in the same relative horizontal location.
- Item 14: Q - Where does the refuse go?
A - It can be placed in the existing low areas throughout the regrade project and at the head of the hollow. Most of it will be placed at the head of the hollow.
- Item 15: Q - Are the gabion baskets grouted?
A - Some of them are. The sections of baskets that require grouting are identified on the Channel Chart and relevant notes on Sheet D2.
- Item 16: Super silt fence installation, as required for erosion and sediment control as shown on the plans (between the stream and refuse pile) needs to be installed before construction starts.
- Item 17: Q - Do the bushes and trees in the yard areas need to be removed/replaced?
A - Bushes and trees should be avoided as much as possible. Bushes and trees that are removed need to be replaced to the satisfaction of the property owners and WVDEP.
- Item 18: Two stabilized construction entrances (SCE) are specified on this project. The locations are shown on the drawings. The haul road SCE is Type A, and the SCE on Amburgey Lane is Type B. The detail and stone requirements are shown on Sheet D1.
- Item 19: Q - Does the auto repair/wash ramp need to be replaced?
A - Yes. Once the construction in that area is completed, the ramp needs to be replaced and left in a condition as good as or better than the original ramp.
- Item 20: Q - If super silt fence is installed twice, will the contractor be paid for additional footage?
A - If super silt fence is required to be removed, and then re-installed to allow for construction activities, additional footage will be paid for, but only with the prior approval of the WVDEP. If a section of super silt fence is knocked down or inadvertently damaged, the repair will be considered normal maintenance of the fence and no additional footage payments will be made in that circumstance.

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Item 21: The existing pet cemetery on Amburgey Lane is not to be disturbed. With the approval of the WVDEP engineer/inspector, the alignments of Channels A and C can be changed slightly in this area as necessary to avoid the pet cemetery.

Item 22: Stream Channel A begins at baseline station 00+00 on Sheet R1.

Item 23: Q - Where is the burning area for clearing and grubbing?

A - A proposed burning area can be located on Sheet R2, near the southern end of the project limits. The area to be used for burning will be required to have a 4' (four foot) soil cap over the existing refuse approved by WVDEP before burning. The contractor is also responsible for the required burning permit.

The approx. center location from the sheet gridlines is 285,310 North / 1,740,480 East.

Item 24: Q - Where is the timber stockpile area?

A - The timber may be stockpiled on wide benches or locations approved by the WVDEP, as per section 4.0 of the specifications.

Item 25: Q - The underdrain detail D/D2 on sheet D2 of the Robinette drawings shows a 6" SDR pipe with #4 stone, on page 43 the specifications state that the underdrain pipe shall be 12" SDR 35 with 3" to 6" aggregate. Will you find out which underdrain they want installed? (Question phoned in to Purchasing Division.)

A - Please follow the detail in the drawings (Sheet D2). Specifications 11.2.3 and 11.2.1 on page 43 should be changed to read 6" diameter SDR 35 and #4 stone (non-calcareous) to match the plans.

SIGN IN SHEET

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

TELEPHONE & FAX NUMBERS

MAILING ADDRESS

FIRM & REPRESENTATIVE NAME

FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: Phillip Jordan Inc	265 Williams town Pike	PHONE 304-375-4040
Rep: Benny Doby	Williams town WV	TOLL FREE
Email Address: BDoby@pandj.com	2618A	FAX 304-375-4043
Company: GREEN MOUNTAIN COMPANY	511 50th ST,	PHONE 304-925-0255
Rep: David H. Bowman	Charleston WV	TOLL FREE
Email Address: DHB722@ghc.com	25304	FAX 304-925-9230
Company: Aspen Corporation	2100 Rip Drive	PHONE 304-763-4573
Rep: Ashley Atkins	Marble WV 25732	TOLL FREE
Email Address: jenkins@aspen-sol.com		FAX 304-763-4571
Company: Aspen Pineville Party-Extrude Inc	P.O. Box 1290	PHONE 304-732-8303
Rep: Tony Beckwith	Pineville WV 24874	TOLL FREE
Email Address: Tony.beckwith@pe.com		FAX 304-732-7855
Company: WISEMAN EXCAVATING	271 Box 190	PHONE 304-586-3736
Rep: JOE WISEMAN	Liberty, WV 25124	TOLL FREE
Email Address: jw@pacnet.com		FAX 304-586-3789

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TELEPHONE & FAX NUMBERS

FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	PHONE TOLL FREE	FAX
Company: <u>Barnes Exc. Inc.</u>	<u>P.O. Box 133824</u>	<u>304-984-1725</u>	
Rep: <u>Robert L. Barnes</u>	<u>Sissonville</u>		
Email Address: <u>BARNES EXC @ AOL.COM</u>	<u>WV 25360</u>		<u>304-984-0074</u>
Company: <u>EAGLE EXCAVATION INC.</u>	<u>P.O. Box 218</u>	<u>PHONE (304) 372-4378</u>	
Rep: <u>GEORGE FRESHOUR</u>	<u>KENNA WV</u>		
Email Address: <u>AD@E</u>	<u>25248</u>	<u>FAX (304) 372-4378</u>	
Company: <u>Lowgier Up Inc.</u>	<u>P.O. Box 243</u>	<u>PHONE 304-739-4397</u>	
Rep: <u>Brian Moore</u>	<u>Simpson, WV 26435</u>		
Email Address: <u>DCE - conqirlop@earthlink.net</u>			<u>-739-4401</u>
Company: <u>Thaxton Construction Co. Inc.</u>	<u>P.O. Box 13279</u>	<u>PHONE 304-984-2299</u>	
Rep: <u>Dustin Thaxton</u>	<u>Charleston, WV 25360</u>		
Email Address: <u>Motherhubbert@aol.com</u>			<u>304-984-2334</u>
Company: <u>Breakway Inc</u>	<u>475 Old Turnpike Rd</u>	<u>PHONE 765-5917</u>	
Rep: <u>Doug Vincent</u>	<u>Suhler, WV 26601</u>		
Email Address: <u>doug@breakwaywv.com</u>			<u>FAX 765-5350</u>

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FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: <u>Sandra Delaney</u>	<u>17620 Old Bayshore</u>	PHONE <u>259-543-2300</u>
Rep: <u>John Delaney</u>	<u>N. Ft. Myers FL 33917</u>	TOLL FREE
Email Address: <u>HAZVACMAN@AOL.COM</u>		FAX <u>239-543-8088</u>
Company: <u>Capitol Refuse</u>	<u>P.O. Box 13015</u>	PHONE <u>304-984-1115</u>
Rep: <u>Randy Cooper</u>	<u>Security, WV 25760</u>	TOLL FREE
Email Address: <u>RC@capitolrefuse.com</u>		FAX <u>784-2776</u>
Company: <u>Eastman Rural</u>	<u>P.O. Box 4108</u>	PHONE <u>354-414-0255</u>
Rep: <u>Amy Ward</u>	<u>Camelot, VA 25301</u>	TOLL FREE
Email Address: <u>eastmanrural@hotmail.com</u>		FAX <u>0256</u>
Company: <u>Maintain Haus Properties Inc</u>	<u>1805 Smith Rd</u>	PHONE <u>304-545-0408</u>
Rep: <u>Mike Jarrett</u>	<u>Chapel Hill, NC 27514</u>	TOLL FREE
Email Address: <u>mike.jarrett@mhpc.com</u>		FAX
Company: _____		PHONE _____
Rep: _____		TOLL FREE _____
Email Address: _____		FAX _____