



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

Solicitation

NUMBER
DEP16253

PAGE
1

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

RFQ COPY
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

ENVIRONMENTAL PROTECTION
 DEPT. OF
 OFFICE OF SPECIAL RECLAMATION
 601 57TH STREET SE
 CHARLESTON, WV
 25304 304-926-0499

DATE PRINTED
07/25/2013

BID OPENING DATE: 08/01/2013 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 1		
				THIS ADDENDUM IS ISSUED TO:		
				1) PROVIDE THE ATTACHED ADDENDUM TO THE ADDITIONAL TERMS AND CONDITIONS.		
				2) PROVIDE THE ATTACHED TECHNICAL QUESTIONS AND ANSWERS		
				3) PROVIDE THE ATTACHED REVISIONS TO THE SPECIFICATIONS		
				4) PROVIDE THE ATTACHED MANDATORY PRE-BID SIGN IN SHEETS		
				***** END ADDENDUM NO. 1*****		

SIGNATURE		TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	

WHEN RESPONDING TO SOLICITATION, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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BID OPENING DATE: 08/01/2013 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		962-73		
	RECLAMATION: RESTORATION OF LAND					
***** THIS IS THE END OF RFQ DEP16253 ***** TOTAL:						

SIGNATURE		TELEPHONE		DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE		

WHEN RESPONDING TO SOLICITATION, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

SOLICITATION NUMBER: DEP16253

Addendum Number: 01

The purpose of this addendum is to modify the solicitation identified as (“Solicitation”) to reflect the change(s) identified and described below.

Applicable Addendum Category:

- Modify bid opening date and time
- Modify specifications of product or service being sought
- Attachment of vendor questions and responses
- Attachment of pre-bid sign-in sheet
- Correction of error
- Other

Description of Modification to Solicitation:

- 1) To Provide the attached addendum to the Additional Terms and Conditions.
- 2) To Provide Technical Questions and answers
- 3) To revise the technical specifications and provide two (2) drawings
- 4) Provide the mandatory pre-bid sign in sheet

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ATTACHMENT A

ADDENDUM: ADDITIONAL TERMS AND CONDITIONS

Legislative acts passed in the 2013 session require inclusion of certain provisions in all state contracts. Accordingly, this addendum will add the provision listed below to the solicitation and resulting contract entered into between the State of West Virginia and the vendor. Anything contained in the current solicitation that conflicts with this provision shall be replaced with this provision listed below.

SUBCONTRACTOR LIST SUBMISSION: In accordance with W. Va. Code § 5-22-1, The apparent low bidder on a contract for the construction, alteration, decoration, painting or improvement of a new or existing building or structure valued at more than \$250,000.00 shall submit a list of all subcontractors who will perform more than \$25,000.00 of work on the project including labor and materials. This provision shall not apply to any other construction projects, such as highway, mine reclamation, water or sewer projects. Additionally, if no subcontractors who will perform more than \$25,000 of work are to be used to complete the project it will be noted on the subcontractor list.

- a. Required Information.** The subcontractor list shall contain the following information:
- i. Bidder's name
 - ii. Name of each subcontractor
 - iii. License numbers as required by W. Va. Code § 21-11-1 et. seq.
 - iv. Notation that no subcontractor will be used to perform more than \$25,000 of work, when applicable.
- b. Submission.** The completed subcontractor list shall be provided to the Purchasing Division within one business day of the opening of bids for review. Failure to submit the subcontractor list within one business day after the deadline for submitting bids shall result in disqualification of the bid.
- c. Substitution of Subcontractor.** Written approval must be obtained from the State Spending Unit before any subcontractor substitution is permitted. Substitutions are not permitted unless:
- i. The subcontractor listed in the original bid has filed for bankruptcy;
 - ii. The subcontractor in the original bid has been debarred or suspended; or
 - iii. The contractor certifies in writing that the subcontractor listed in the original bill fails, is unable, or refuses to perform his subcontract.

**Addendum #1 - Questions During Pre-Bid Conference
For DEP16253
Cub Branch Development
Permits S-5034-87 & U-5035-87**

The following questions were identified at the Pre-Bid Conference (PBC) conducted on-site on July 10, 2013. The answers and clarifications provided herein take precedence over verbal answers at the PBC and previously provided specifications and descriptions provided in the Solicitation should there be any conflicts between the two.

LOCATION: On-bench above Pond 1

- Q1:** Can we use hammered rock from on site? You say it has to be commercial but then you also say hammered rock.
- A1:** Commercial rock: site fully reclaimed. There were issues previously with hammered rock, so we will be leaving it out.
- Q2:** Will the hammered rock be taken from the specs then?
- A2:** Yes. There are some logistical issues with digging up rock with gas lines and unfavorable slope steepness. This is not to say that if a large stone is uprooted during road construction, you cannot bust it up and use it in the construction, but we don't want to go looking for rock.

Clarification: The specification for Channels #1 and #2 (Items 10.0 & 18.0) requires all rock to be obtained from commercial sources only. This specification remains unchanged. The statement 'In-place rammed or hammered rock will be acceptable' is now removed. See attached corrected specification.

- Q3:** All of the pond at Site A (Pond #1) must come up to here (reclaimed bench area)?
- A3:** Yes. The pond must be cleaned out and we propose to use this area (containment cells 1 and 2) as a central disposal site.

Clarification: Refer to Scope of Work paragraphs #6 and #13 (bid items #6 and #16). All material as specified must be removed to the respective containment cell areas. Embankment material and/or other suitable reclamation material may be used for regrade within the pond area with prior approval of on-site DEP representative.

LOCATION: On access road to Pond 1

- Q4:** Can we wind-row any of this here (vegetation from road clearing)?
- A4:** We don't want it buried, but it can be pushed over to the outside in a controlled fashion. It should not be buried under dirt, but wind-rowing what you clean here will be fine. You shouldn't see much larger than this (vegetation currently on road).

LOCATION: At Pond 1

- Q5:** How deep was the pond originally?
- A5:** There's about 15-20 feet elevation from the top of the existing pond down to the (downstream) toe. There's a lot of material here.
- Q6:** What were the original specs on the site?

**Addendum #1 - Questions During Pre-Bid Conference
For DEP16253
Cub Branch Development
Permits S-5034-87 & U-5035-87**

A6: I would need to go back to the permit files and see where it's designed at and see if there's an as-built on it, which maybe in 87 or 88. You can see behind the dam you'd be talking ten or twelve feet, maybe fourteen. There's a lot of material. The plan drawing, according to a rangefinder, the sediments start way back on the other side of those trees.

Clarification: The original design plan shows a total designed pond depth of 19.4' from the upstream toe to the spillway. The design capacity at this depth was 3.45 ac-ft. No as-built information is available.

Q7: What material must be used in the ditch?

A7: Sandstone. It doesn't have to be limestone.

Q8: The wetland has trapped the sediment in the other pond (*Pond #2A*)?

A8: Yes, there is very little sediment at the other site.

Q9: How much to be removed?

A9: We picked a control point at the back of the pond, a control point at the (*downstream*) toe of the embankment and it will be a straight line between the two points. That is the final grade for sediment removal.

Clarification: See response to Question #3 and attached new drawing for a profile of the Pond #1 area, including final ditch #1 profile.

Q10: Is this in the plan?

A10: We have a five hundred foot channel as described. This is a conservative estimate. This sediment cannot be dried and compacted for the sides. The dam itself should be able to be regraded in place down here to open up the channel.

LOCATION: On-bench above Pond 2A

Q11: Are you going to allow us to do excavation down that hill to construct a safe road to haul the material out of there? And where are we going to dispose of that material, and will it be inclusive in access road construction? You don't want anything over the hill? Are you going to take a cut out of the bank or are you going to cut it down?

A11: We will discuss this and give a definitive answer in the addendum.

Q12: And do we have to pull the berm back up the hill and put it in the road when we're done.

A12: Yes, it will all have to be put back.

Clarification: Access roads will be constructed for both Pond #1 and Pond #2A per the attached new typical road section drawing. All material from road cuts / upgrading will be transported to a stable area (per prior approval of on-site DEP representative). Material may also be used for road abandonment or pond reclamation with prior approval of on-site DEP representative.

LOCATION: At Pond 2A

**Addendum #1 - Questions During Pre-Bid Conference
For DEP16253
Cub Branch Development
Permits S-5034-87 & U-5035-87**

Q13: What is this general area?

A13: This area up here behind us is an old abandoned pond (*wetland*). There is an embankment that you cannot see well. We do not want to disturb it. The water comes down through the channel and goes down a natural rock cliff. This pond (*Pond #2A*) was previously cleaned, though the other (*Pond #1*) was not. The embankment material should be solid and should be suitable for reclamation purposes. The channel extends from where the rock cliff enters the pond and should tie into the downstream toe of the dam.

Q14: Was this area in possible containment?

A14: Containment cell #3 will be in this area. We hope that all you will need to get down in here is the rock. (*We anticipate*) there will be enough room for the sludge; there will be enough material to re-grade with. These ponds could have some sandy material suitable for use, if it can be dried out and it is stable we can use it for reclamation. For bidding purposes, though, if there's questionable material, we need that pond cleaned out.

Clarification: *See clarification response to Question #3.*

Q15: What are you considering the wetland?

A15: It's the pond on the other side of you (*upstream of Pond 2A*). We will not go past the toe of the (*wetland*) embankment for any reason. We will berm the (*containment cell #3*) area and when it dries out, it will need to be regraded and seeded.

BUYER 23	PAGE 1	REQ. OR PO NO. DEP16253
SPENDING UNIT WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION/SPECIAL RECLAMATION		

WV-36a STATE OF WEST VIRGINIA
REV. 5-26-09 PURCHASING CONTINUATION SHEET
VENDOR:

BID ITEM TECHNICAL SPECIFICATIONS – REVISED

10.0, 18.0 CONSTRUCT RIP-RAP CHANNELS #1 & #2

Provide all materials, excavate and construct channels as indicated on the attached typical plans, cross section, specifications, and as discussed at the Pre-Bid Showing. Perform, to the extent practicable, all work during low flow conditions. Ditch shall be free draining upon completion of construction. Length of ditch may be adjusted to meet onsite conditions. Additional rip-rap may be used to reinforce the outer radius of curves and in similar high velocity locations.

Note that no quarrying or other removal of rock for channel construction purposes will be allowed within the permit boundaries on this project. Rock utilized for construction on this project shall be from commercial sources only with prior approval by the DEP on-site representative.

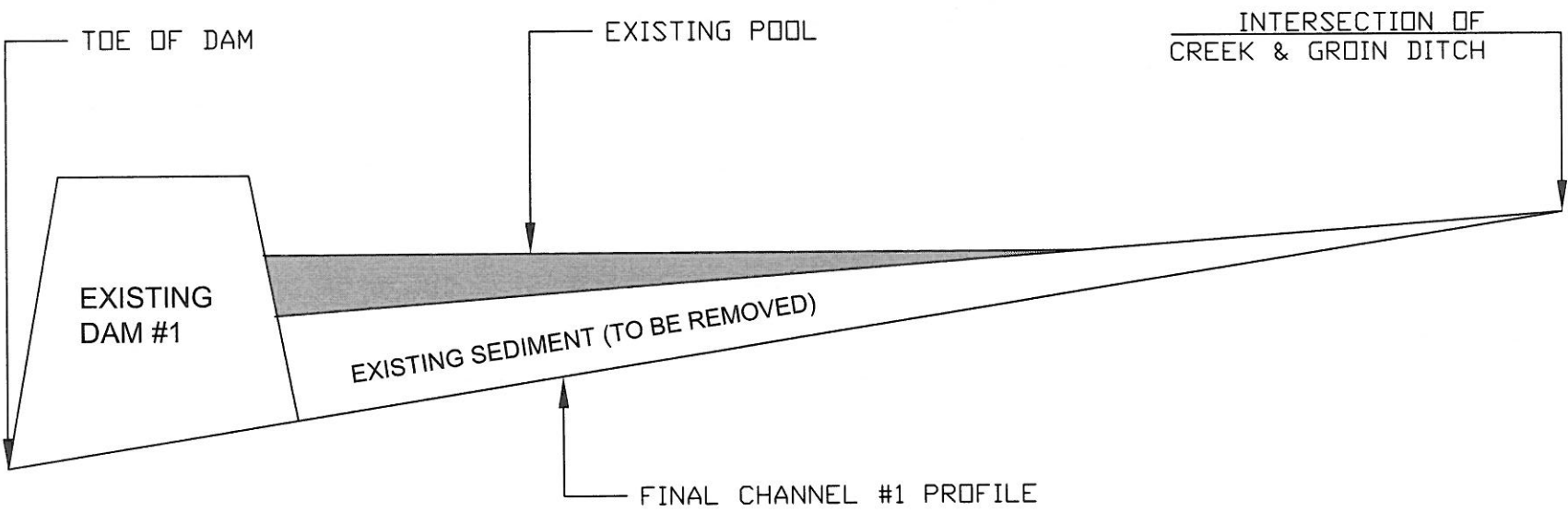
A free flowing (3% channel slope) channel number two (#2) shall be constructed through the middle of the entire length of the pond number two (#2) area, with sandstone rip-rap installed. The top width of this channel will be sixteen (16) feet, and the bottom width will be six (6) feet. Depth will be three feet (3'), with two feet (2') flow depth and one foot (1') freeboard.

A free flowing (3% channel slope) channel number one (#1) shall be constructed the entire length of the pond number one (#1) area, with sandstone rip-rap installed. The top width of this channel will be sixteen(16') feet, and the bottom width will be six (6') feet. Depth will be three feet (3'), with two feet (2') flow depth and one foot (1') freeboard.

Rip-rap shall be a standard, well graded mixture of durable sandstone placed in a 1.5 foot thick blanket. The mixture ranges in size from three (3") inches minimum to eighteen (18") inches maximum diameter. The mixture shall have a d50 of 12 inches with no more than fifteen percent (15%) of weight less than six (6") inches. Fifty percent (50%) of mixture weight shall be larger than the d50 size. In-place rammed or hammered rock will be acceptable.

All rock shall have a maximum weighted loss of thirty (30%) percent when subjected to five (5) cycles of the sodium sulfate soundness test as outlined by ASTM C88, as modified by AASHTO T-104. If rip-rap suitability is questionable, durability shall be determined by the sodium sulphate test (ASTM C 88 AASHTO T 104-77).

Construct diversion ditches as needed to direct flow around the ponds while sediment material is being removed. Ditches will be eliminated during the final grading of the areas of the pond removal site.



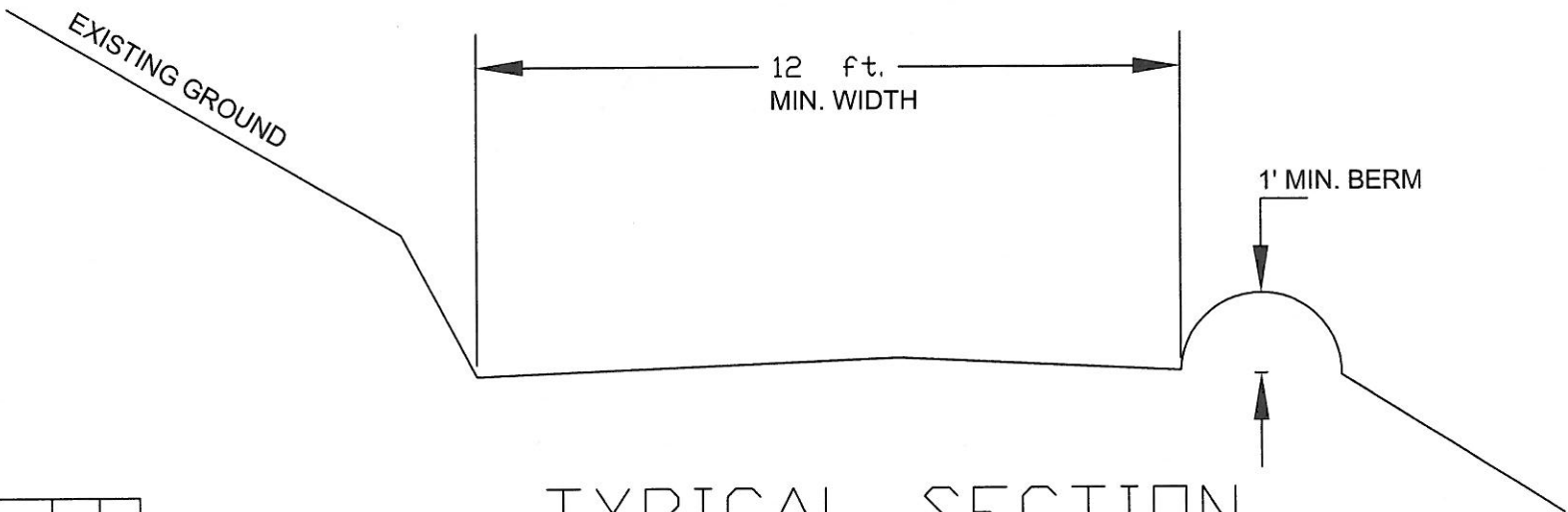
*NOTE: FINAL CHANNEL SHALL BE CONSTRUCTED IN STABLE, SOLID MATERIAL, AS APPROVED BY ON-SITE DEP REPRESENTATIVE

CHANNEL #1 PROFILE

*NOT TO SCALE

CUB BRANCH
 S-5034-87

OFFICE OF SPECIAL RECLAMATION	
CHANNEL #1 PROFILE	
SCALE:	DRAWN BY:
NTS	MP
DATE:	PROJECT NO:



TYPICAL SECTION

ACCESS ROADS 1 & 2

NOTE: THE EXISTING ROAD SHALL BE REGRADED AND SHAPED AS NECESSARY TO MEET THESE SPECIFICATIONS.

CUB BRANCH
 S-5034-87

OFFICE OF SPECIAL RECLAMATION	
ROAD SECTION TYPICAL	
SCALE: NTS	DRAWN BY: MP
DATE:	PROJECT NO.:

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP16253 Bid Date: August 1, 2013
Project: Cub Branch Development Pre-Bid Date: July 10, 2013
5-5034-87; 4-5035-87

Name : Ann Wronkell
Company: EASTERN ARROW
Address: PO BOX 4108
CHARLES TON WV
25364
Phone #: 304-414-0255
Fax #: 0256
Email : easternarrow@hotmail.com

Name : Richard Koger II
Company: Aspen Corporation
Address: 2400 Ritter Dr
Daniels WV
25832
Phone#: 304-887-0108
Fax #: 304-763-4591
Email : rkoger@aspen-golf.com

Name : David H. Bowman
Company: Green Mountain Company
Address: 511 50th St
Charleston WV
25304
Phone #: 304-925-0253
Fax #: 925-9230
Email : DHB@22@yahoo.com

Name : John Cvecko
Company: Central Contracting
Address: 515 6th Ave
St Albans, WV
25177
Phone#: 304-722-4939
Fax #: 722-2899
Email : johnc@centralc.com

Name : JR SPENCER
Company: RONIE SPENCER, INC
Address: HC 74, Box 201
STRANGE CREEK, WV
25063
Phone #: 304-364-8116
Fax #: 8376
Email : RHS2@hughes.net

Name : Randy Carpenter
Company: Carpenter Reclamation
Address: PO Box 13015
Jessonsville, WV
25360
Phone#: 304-984-1115
Fax #: 984-2770
Email : RCarpenter103@aol.com

*did not
show
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call*
Name : COOK'S EXCAVATING LLC
Company: PO Box 250
Address: Pineville WV 24874
Arms Robertson
Phone #: (204) 732-7193
Fax #: (204) 732-0035
Email : @9riti molars 35@hotmail.com

Name : Tony Bradford
Company: Pineville Paving & Excavating Inc.
Address: P.O. box 1290
Pineville WV 24874
Phone#: 304-732-8303
Fax #: 304-732-7855
Email : tonypp@aol.com

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP16253
Project: Cvb Branch Development
5-5034-87; 4-5035-87

Bid Date: August 1, 2013
Pre-Bid Date: July 10, 2013

Name : GARY Long
Company: McCourt & Son Const.
Address: 2790 Centralia Rd
Sutton WV 26601

Name : _____
Company: _____
Address: _____

Phone #: 304 765-5288
Fax #: 304 765-5293
Email : glong@dwirefire.com

Phone# : _____
Fax # : _____
Email : _____

Name : Mark Hatcher
Company: Fireball Construction & Reclamation
Address: PO box 836
Mt. Gay WV 29637

Name : _____
Company: _____
Address: _____

Phone #: 304-687-2739
Fax #: 304-752-8411
Email : FC and R@yahoo.com

Phone# : _____
Fax # : _____
Email : _____

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Company: _____
Address: _____

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Email : _____

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DEP16253

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:

(Check the box next to each addendum received)

- | | |
|---|--|
| <input type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6 |
| <input type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that any verbal representation made or assumed to be made during any oral discussion held between Vendor's representatives and any state personnel is not binding. Only the information issued in writing and added to the specifications by an official addendum is binding.

Company

Authorized Signature

Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.
Revised 6/8/2012