DCNR, Bureau of Forestry

Changes to Timber Sale Bidding Process

Effective 04/07/2020

PLEASE READ CAREFULLY - The following mandatory changes are being made to the Timber Sale bid process in order to enhance social distancing associated with Timber Sales.

Sale Number: 09-2020BC05

- 1. Timber Sale Tours will NOT be conducted. Interested individuals may visit the prospective Timber Sale site at their convenience.
- 2. Questions regarding the prospective sale will be accepted and answered by sending an email to: skucharcik@pa.gov
- 3. Questions regarding the prospective sale will be accepted and answered via telephone between 7:00 AM and 10 AM on 11/24, by calling (814-762-4519)
- Bidders MUST participate in a mandatory conference call at N/A on N/A by calling (________). (Only applicable if date/time/phone number are provided.)
- 5. Bids will ONLY be accepted by United States Mail (or by delivery services, such as Federal Express or UPS).
- Sealed, signed bids must be mailed to: Pennsylvania Department of Conservation and Natural Resources Bureau of Legal Services, 7th Floor Rachel Carson State Office Building 400 Market Street Harrisburg, PA 17101-2301
- 7. Bids must be mailed and Postmarked at least one week (7 days) prior to bid opening (12/8/2020). The mailing and postmark requirement applies to ALL bids regardless of the mail or delivery carrier used.
- 8. There will be no public bid opening.
- 9. Bids will NOT be accepted in person, by dropping off at a District office or at the Rachel Carson Office Building. All bids must be mailed.
- 10. Prospective bidders may receive a bid envelop by calling and requesting one from the District Office, or they may use their own envelope and MUST print the following on the envelope:
 Timber Sale Bid 09-2020BC05
 Dry Run Salvage
 Bid Opening Date December 16, 2020

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES Silviculture Section FMT-14 BID FOR STATE FOREST TREE ESTIMATE CONTRACT TIMBER STUMPAGE SALE

District Sale Number 9-2020BC05 (Dry Run Salvage) Opening 12:00 PM Local Prevailing Time 12/16/2020

| I/We | | | | | | |
|---|--|---|---|------------------------------------|--|--|
| | (Print | or type name above line | e) | | | |
| (Print | or type street or rural ro | oute number, city, state | , and zip code above line) | | | |
| offer lump sum bid of \$ in the prospectus for the Pennsylvar | nia Department of | for the market Conservation and | ed and/or designated timber stu Natural Resources for the abo | mpage described ve timber sale. | | |
| Enclosed is a certified, cashier's or t for \$6,000.00 , p Commonwealth of Pennsylvania as contract, furnish a satisfactory perfo District Forester's letter which will ac | payable to the Con liquidated damage rmance deposit, a | mmonwealth of Pe es if I/we are the s ind make initial pa | nnsylvania which may be appro uccessful Bidder and should fai yment in full, within thirty (30) d | I to execute ays from date of | | |
| personal money order will not be official). | | | | | | |
| If you are high bidder for this sale, w | vhat should be dor | ne with your bid de | eposit? | | | |
| applied to initial payment annual bid bond on file with e | | | nance 🔲 returned after contra | ict is executed | | |
| If you are high bidder for this sale, w | vhat type of perform | mance deposit wil | be used? | | | |
| corporate bond savings account | ☐ cash bond ☐ investmen | nd Ietter of credit | | | | |
| If you are high bidder for this sale, h | ow will payment b | e made? | | | | |
| lump sum payment | 🗌 payment k | by cutting blocks | | | | |
| Federal ID or Social Security No. | | Teleph | none No() | | | |
| WITNESS: | | SINGATURE OF BIDDER: | | | | |
| | | Ву | | | | |
| Sign and print | | By | Sign and print | | | |
| Sign and print | | By | Sign and print | | | |
| Sign and print Attest: | | Uy | Sign and print | | | |
| | | By | Name of Corporation | (Seal) | | |
| Sign and print Secretary | | Sign and print President | | | | |

All signatures must be written in ink. All other information must be typed or written in ink.

If bidder is a partnership, each partner must sign. If bidder is a corporation, President must sign and Secretary must sign attest and imprint corporation seal.

The Department of Conservation and Natural Resources reserves the right to reject any or all bids; also to waive any technical defects which might arise in connection with this bid.

Lump sum bids of less than \$11,178.00 will be rejected.

Commonwealth of Pennsylvania Department of Conservation and Natural Resources Bureau of Forestry

PROSPECTUS

Moshannon State Forest Timber Stumpage Sale 09-2020BC05 Dry Run Salvage

The Department offers for sale the following FSC® (FSC-C004248) and SFI® (NSF-SFI-FM-C0435749) certified sawtimber and pulpwood stumpage on 490 acres located Governors Road, Snow Shoe and Union Township, Centre County, Pennsylvania. Bids must be posted marked by Tuesday, December 8, 2020. <u>The bid opening date is</u> Wednesday, December 16, 2020.

VOLUME COMPUTATIONS:

| | SAWTIMBER | PULPWOOD | |
|---------------|-----------|-------------------------------------|-------|
| SPECIES | *MBF | SPECIES | **HCF |
| Red Maple | 267.122 | Red Maple (pulpwood) | 1410 |
| Miscellaneous | 5.219 | Mixed Oak (pulpwood) (dead) | 929 |
| | | Mixed Oak (pulpwood) | 599 |
| | | Northern Hardwood (pulpwood) | 367 |
| | | Northern Hardwood (pulpwood) (dead) | 3 |
| | 272.341 | 1 | 3308 |

*MBF equals 1000 Board Feet

**HCF equals 100 Cubic Feet of solid peeled wood. Multiply the total HCF by 1.47 to convert to standard rough cords. Multiply the total HCF hardwood volume by 2.9 to obtain a rough estimate of hardwood tons. Multiply the total HCF softwood volume by 2.2 to obtain a rough estimate of softwood tons.

Sawtimber volumes are based on the Girard Form Class Volume Tables utilizing the International 1/4 Inch Log Rule. Sawtimber volume for block 4 was 100% tallied. Sawtimber volumes for blocks 1, 2 and 3 were Variable Plot Prism Cruised. Pulpwood volume for block 4 was 1% tallied. Pulpwood volumes for blocks 1, 2 and 3 were Variable Plot Prism Cruised.

Whole tree harvesting/skidding will be allowed on all block(s) 1,2,3&4. Trees may be whole tree skidded, but must either be cleaned chipped or processed with a delimber. Whole tree chipping where the whole tree, including all the limbs and tops, is chipped will not be allowed. Tops must then be carried back on site. Tops must be scattered evenly over site. (Not just around log landings or on main skid trails). Tops may be spread on the main skid trail if they provide the benefit of erosion control. Tops should be dropped where the operator can drag next skid through to scatter the tops. Failure to follow these guidelines will require all trees to be topped where they fall. Permission will be granted on a block by block basis. Topwood is the upper portion of a felled tree not normally merchantable for any product other than fuelwood because of size, taper, or other defect.

The species, quality, and block volumes may vary from said estimates. Volumes and quality are not guaranteed. No volume adjustments will be made. Bidder should bid on his own estimate of merchantable volume and log quality. No logs will be scaled.

EXPIRATION OF CONTRACT:

This contract will expire on Thursday, June 15, 2023.

TOUR OF THE SALE AREA:

Timber Sale Tours will not be conducted for the sale area. Prospective bidders may visit site at their convenience. Questions regarding sale will be accepted and answered by sending an email to <u>skucharcik@pa.gov</u>. Questions will be answered via a phone call between 7am and 10am on November 24 please call 814-762-4519

TIMBER CRUISING:

The approved products for marking trees by prospective buyers are chalk, paint sticks and marking crayons. Prospective buyers may not use the same color of paint as the bureau in each block unless otherwise authorized in writing by the district forester.

BIDS:

The bid form and envelope may be secured from Bureau of Forestry, 3372 State Park Road, Penfield, PA 15849-1722, Telephone (814) 765-0821. The outer envelope in which bid is mailed must be clearly marked that it contains a bid for this sale. **Print on Bid Envelope the following:**

Timber Sale Bid 09-2020BC05 Dry Run Salvage Timber Sale Bid opening Date December 16, 2020

Sealed, signed bids must reach Pennsylvania Department of Conservation and Natural Resources, Office of Chief Counsel, 7th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101-2301 <u>Bids must</u> <u>be post marked by Tuesday, December 8,2020.</u> The bids will be opened at 12:00 PM, prevailing local time, Wednesday, December 16, 2020. This will not be a public bid opening. A certified, cashier's, treasurer's check or official check or bank, postal or express money order payable to the Commonwealth of Pennsylvania for \$ 6,000.00 to guarantee execution of the contract must accompany the bid. PERSONAL CHECK OR PERSONAL MONEY ORDER WILL NOT BE ACCEPTED AS BID DEPOSIT. Also, a permanent bid bond on file with the Office of Chief Counsel is acceptable. Bid deposits not held on file as permanent bid bonds will be handled as follows: Bid deposits will be returned to the unsuccessful bidders immediately following bid opening. The successful bidder's bid deposit will be returned when the contract is executed, and a satisfactory performance deposit is furnished as required in the performance deposit section of this prospectus. The successful bidder has the option to apply his bid deposit to the performance deposit or initial payment.

The Department will not consider lump sum bids of less than \$11,178.00. This is the Department's estimated minimum valuation for the timber after a deduction of \$78,975.00 for the Department's estimated cost of construction, improvement and seeding of haul roads. Road and seeding cost estimates are not guaranteed. Bidders should do their own assessment of costs when considering their bid.

The Department reserves the right to reject any or all bids and to waive any informalities, defects, or irregularities in the bids.

PERFORMANCE DEPOSIT:

The successful bidder must furnish as guarantee for performance of their bid commitment a corporate surety bond or a certified, cashier's or treasurer's check or official check or bank, postal or express money order payable to the Commonwealth of Pennsylvania. **PERSONAL CHECK OR PERSONAL MONEY ORDER WILL NOT BE ACCEPTED FOR PERFORMANCE DEPOSIT.** Negotiable securities, including letter of credit, bank savings account or bank investment certificate may be furnished in lieu of the above. The amount of the required performance deposit will be calculated in accordance with the following table:

| BID VALUE | PERFORMANCE DEPOSIT |
|--------------------------------------|---|
| Less than \$50,000 | 25% of the sum of the bid value plus the Department's estimated road and seeding costs (in the prospectus) |
| \$50,000 to \$250,000 | 20% of the sum of the bid value plus the Department's estimated road and seeding costs (in the prospectus) |
| \$250,000 to less than \$2.5 million | 15% of the sum of the bid value plus the Department's estimated road and seeding costs (in the prospectus) |
| \$2.5 million or more | 10% of the sum of the bid value plus the Department's estimated road and seeding costs (in the prospectus) |
| | |

CURRENCY:

All bids, bid deposits, performance deposits, sales tax and other payments related to this project will be in United States dollars only.

SALES TAX:

The Department will collect sales tax only for the timber that the buyer will consume for his own use and not sell or process for sale to others.

EXECUTION OF CONTRACT:

The successful bidder will be required to execute the Department's Tree Estimate Timber Stumpage Sale Contract. The buyer must furnish a satisfactory performance deposit by the date specified in the cover letter, which will accompany the contract when it is mailed to the buyer for execution. The contract may be examined in the forest district office.

If the highest qualified bidder fails to execute the contract or provide a satisfactory performance deposit, the bidder will be considered in default and will forfeit his bid deposit to the Department as liquidated damages and the timber will be offered to the other qualified bidders in the order of descending bids, or negotiated or re-advertised as appropriate. The consequence of such a default may also subject the bidder to further sanctions under the statewide Contractor Responsibility Program in accordance with Management Directive 215.9 Amended, as issued by the Governor's Office. Such Contractor Responsibility action may result in finding the Bidder non-responsible in subsequent timber sales and preclude an award to the Bidder in those sales.

PAYMENT FOR TIMBER DAMAGES:

The value of timber damaged by buyer will be computed as stated under Paragraph 10, entitled Timber Damage, of the Tree Estimate Timber Stumpage Sale Contract.

CUTTING BLOCK:

This sale is divided into four (4) blocks. The order of cutting blocks is optional, except haulroad first, which is block 4. Before logging operations may be started on any cutting block, the stumpage on that block must be paid in full. The buyer has the option to make lump sum payment for all blocks prior to the start of logging operations. Logging operations, including cleanup, must be concluded to the satisfaction of the Department on one block before logging operations may be started on another block unless modified in writing by the Department. Payment for the last cutting block to be purchased must be made by certified, cashier's or treasurer's check; or postal, bank, or express money order payable to the Commonwealth of Pennsylvania. Certified funds may be required for other payments at the discretion of the district forester.

FELLING OF TREES:

All trees marked with yellow or red paint must be felled. Dead trees may be felled at the option of the buyer on block(s) 1,2,3,4. All sale boundary and block line trees marked with a band of blue paint at DBH and a spot of blue paint below stump height are reserved and must not be felled. Save trees marked with a spot of blue paint at DBH and below stump height must not be felled. Trees must be felled in accordance with the attached Summary of Trees to be Felled or Reserved by Cutting Block.

LOGGING RESTRICTIONS:

The following are prohibited: The use of equipment that in the opinion of the District Forester results in abnormal damage to the residual stand. Cutting and logging operations are prohibited from March 1st to May 1st on cutting block(s) 1,2,3,4 unless authorized in writing by the District Forester. Hauling is prohibited from March 1st to May 1st Governors Road, unless authorized in writing by the District Forester. Please contact administering forester,

This and other prospectuses may be found on the WEB @

Scott Kucharcik, at 814-762-4519 for more information. A copy of the E & S plan (attachment D on the contract) must be kept on site during logging and road construction operations.

TOPS AND SLASH:

No tops or slash shall be left on any transmission pipeline right-of-way, or drainage ditch leading from a culvert, water bar, intercepting dip or break in berm of road, or in, on, or within 25 feet of a State Forest boundary line, stream, spring seep, dam, lake, trail or within 100 feet of a railroad, building campsite, or officially designated park, picnic area, vista or forest monument. Tops and slash must be removed 25 feet from roads unless otherwise authorized in writing by the district forester.

Tops and slash within 100 feet of improved State Forest roads or public highways, or within the boundaries of officially designated State Parks, picnic areas, vistas, or forest monuments shall be lopped to a diameter of 3 inches and scattered evenly over the ground.

HAUL ROADS:

Buyer must construct 1.5 miles of secondary haul road for this sale. Buyer must grade, crown and ditch haul road. Buyer must dig, deliver and spread 5300 cu. yds. stone. Stone available free of charge on state forestland. Stone must be applied 18 inches deep. Stone pit(s) must be retired and seeded to administering forester's specifications. Buyer must purchase and install 3 permanent 15"X20' smooth inner bore plastic culverts. Buyer must purchase and install1 permanent metal gate. Gate must meet district specifications. Buyer must roll new haul road. Must use at least a 10-ton vibrator single drum roller to roll in road. Buyer must improve 4.65 miles of secondary haul road for this sale. Buyer must purchase, deliver and spread 300 tons 2A. To be placed on Governors Rd and Haul Rd before Block 3 per administering forester's specification. Buyer must grade, crown and ditch haul road as specified by the district forester. Any materials used for Haul Road improvement and/or construction must be approved prior to use and applied as directed by the district forester. All materials specified for haul road construction and maintenance except items specifically noted as temporary will become the property of the Commonwealth. Plowing of State Forest Roads is prohibited unless authorized in writing by the district forester. With the following exceptions the successful bidder may use all State Forest Roads that lead into and/or within the sale area: Hauling is prohibited from March 1st to May 1st on Governors Road unless otherwise authorized in writing by the district forester.

All State Forest Roads must be kept passable at all times for use by passenger automobiles except during periods when roads are covered with ice or snow or following other extreme weather related events. The Department does not guarantee the successful bidder the use of roads maintained by the Pennsylvania Department of Transportation (PENNDOT), townships, or other agencies or owners. Buyer must contact the PENNDOT posted highway coordinator and officials of other said roads for possible weight or other restrictions that would prevent use.

SEEDING SALE AREAS:

Approximately 15 acres of disturbed areas must be prepared for seeding and seeded and mulched for this sale. Prior to sale termination the buyer must prepare seedbed by applying the following material(s): 30 tons agricultural lime, 3000 lbs. 10-20-20 fertilizer. Before sale termination the buyer must deliver to the following material: 250 lbs. wheat if seeded in fall or oats if seeded in spring, and 250 lbs. Curwensville Conservation Mix. Before sale termination the buyer must spread on a prepared seedbed the following material: 750 lbs. wheat if seeded in fall or oats if seeded in spring, and 750 lbs. Curwensville Conservation Mix. Buyer must mulch newly planted seed using 250 bales mulch. Landings and stone pits must be mulched. Landings, stone pits, and haul roads must be graded, disced, or raked prior to seeding.

SAFETY:

The Buyer, his employees and sub-contractors are required to perform all logging operations in a safe manner as required by applicable laws and regulations. The Department expects the Buyer to ensure that logging crewmembers dress in protective attire and perform their duties with equipment in accordance with standards established by the logging industry and the Occupational Safety and Health Administration (OSHA).

LOGGER CERTIFICATION:

On-site crew leaders for all logging crews working on this sale must be trained under the Pennsylvania Sustainable Forestry Initiative. Information relating to this training may be found on the Internet at www.sfiofpa.org. Each crew leader operating on the sale must present a valid PA SFI Core Level Training card as proof of training to the District Forester prior to beginning logging operations on the sale. Comparable training from other states may be accepted in lieu of Pennsylvania Sustainable Forestry Initiative training.

ENVIRONMENTAL PROTECTION:

The Buyer must take whatever precautions are necessary, in the opinion of the district forester, to prevent soil erosion, water pollution and any other conditions detrimental to the environment on state and private land, and must correct immediately at his/her own expense to the satisfaction of the Department any conditions detrimental to the environment which result from the operation of this sale.

SAWMILL SETS:

Sawmill sets for this sale are not permitted unless otherwise authorized in writing by the district forester.

EXTENSION OF EXPIRATION DATE OF CONTRACT:

The expiration date of this contract may be extended at the discretion of the Department. When the district forester suspends sale operation in writing for any reason other than buyer non-compliance, the contract can be extended at no cost to the buyer for a period equal to the period of suspension. If for any other reason an extension beyond the contract expiration date becomes necessary, the buyer must submit a written request 30 days prior to contract expiration date to the district forester stating the period of extension requested in months and reasons why the contract cannot be completed by the expiration date.

For each month of the requested extension period, the buyer will pay to the Department five (5) percent of the value of all cutting blocks not released by the district forester. Payment in full for each extension in the form of a certified, cashier's, treasurer's or official check, or postal or express money order payable to the Commonwealth of Pennsylvania must accompany the request for extension. If the extension is granted and sale operations are completed prior to the end of the extension period, no refunds will be made.

If sale operations have not been completed by the contract expiration date and the Department has not approved a contract extension, all sales related activities will be suspended. If an extension is subsequently approved, the buyer must make payment as outlined above to include the period of suspension.

U. S. DEPARTMENT OF AGRICULTURE QUARANTINES:

Quarantines of forest products against the spread of emerald ash borer (entire state), pine shoot beetle (entire state) and gypsy moth (entire state) are now in effect in Pennsylvania. The buyer is responsible for understanding and complying with all applicable quarantines. Please contact the regional office of U.S. Department of Agriculture, Room 206 Post Office, Mill Avenue, Ridgeway PA 15853, telephone 814-772-1681 or see their website: http://www.aphis.usda.gov/plant_health/plant_pest_info/index.shtml for further information on regulations, inspections and certification to move regulated articles out of quarantined areas.

GREEN CERTIFICATION STATEMENT:

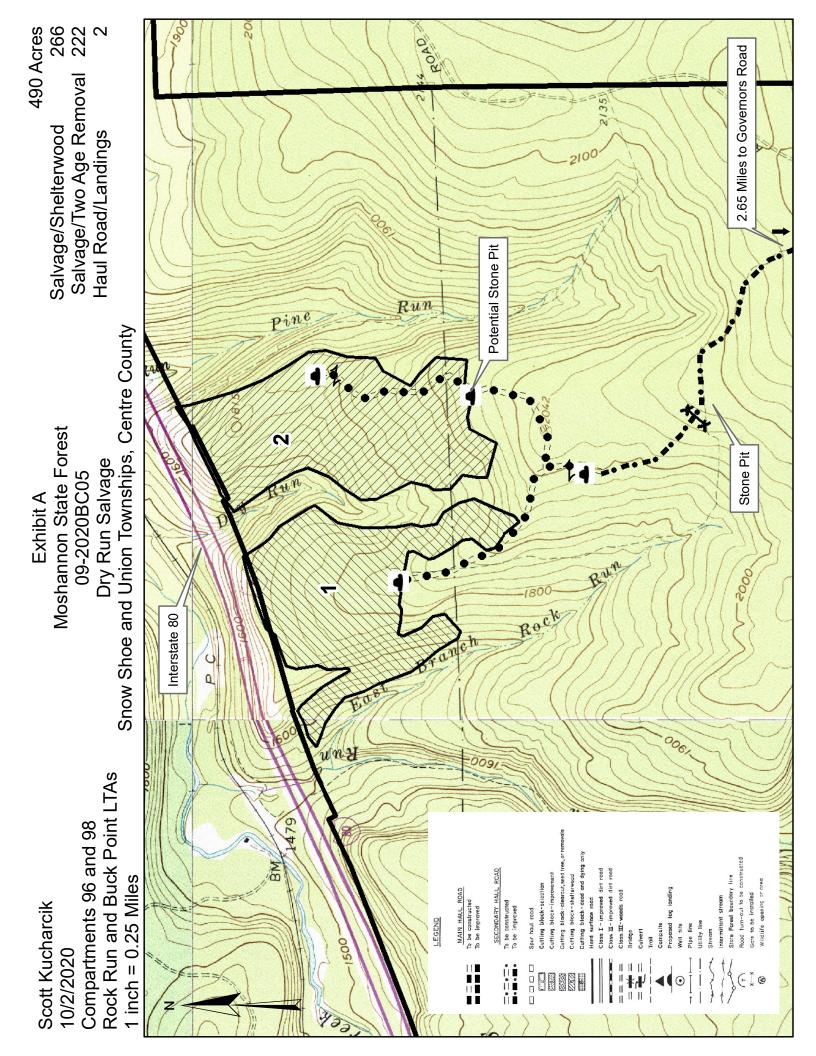
SCS-FM/COC-00011N FSC 100% and NSF-SFI-FM-C0435749 - SFI 100% Certified Forest Content indicate that the timber in this timber stumpage sale comes from a forest that is well managed according to strict environmental, social and economic standards. This forest has been independently inspected and evaluated according to the principles and criteria for forest management agreed and approved by the Forest Stewardship Council® and the Sustainable Forestry Initiative®..

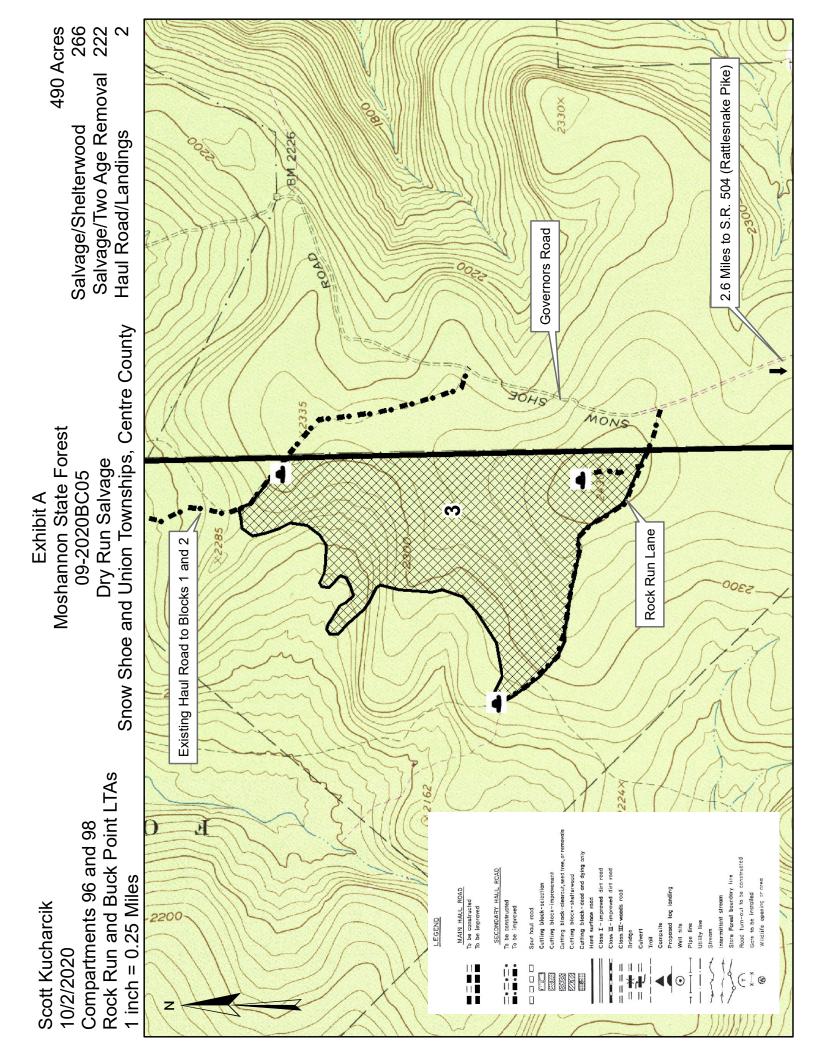
NON-DISCRIMINATION CLAUSE:

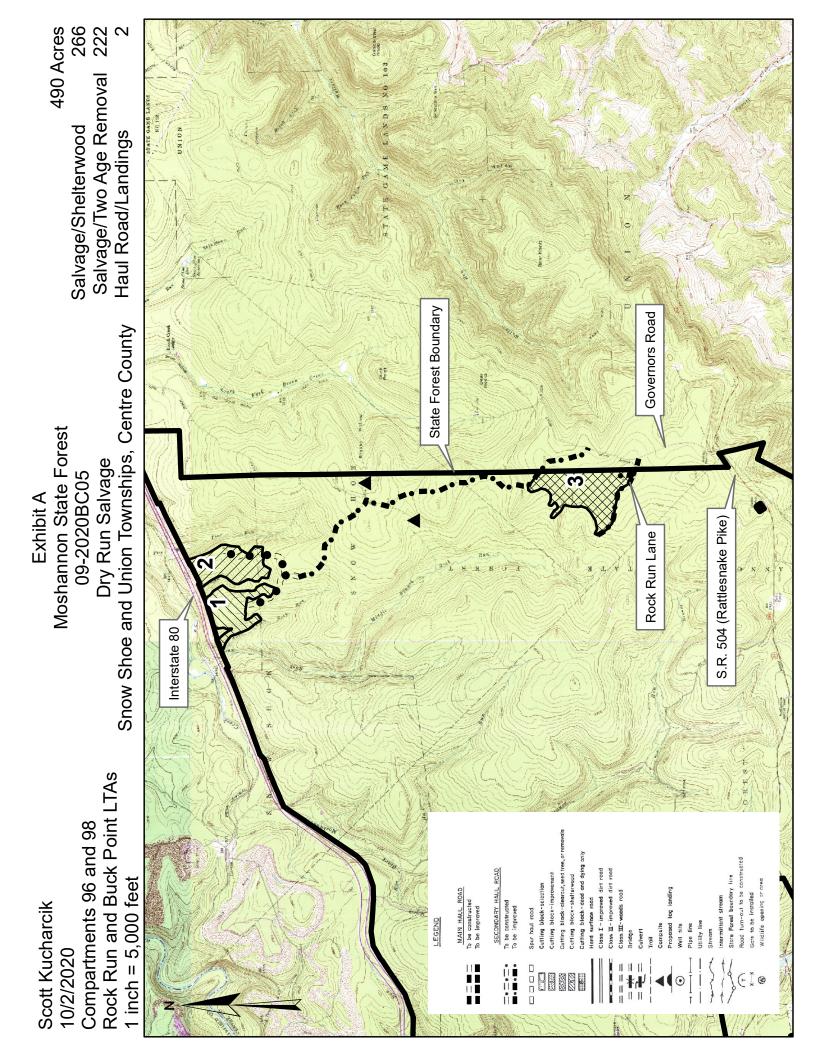
The Commonwealth of Pennsylvania is an Equal Opportunity Employer and requires conformance with Title 16 Pennsylvania Code, Chapter 49, Contract Compliance Regulations.

ADDITIONAL RESTRICTIONS:

Please contact administering forester, Scott Kucharcik, at 814-762-4519 for more information. Be aware you may be traveling through an active timber sale with considerable log truck traffic to tour Blocks 1 and 2, as well as the northern section of Block 3. Whole tree skidding will be permitted on blocks 1, 2, 3 and 4, however if there is excessive damage to residual trees the administering forester reserves the right to not permit it. Permission will be granted on a block by block basis. Trees may be whole tree skidded but must either be cleaned chipped or processed with a delimber. Whole tree chipping where the whole tree, including all the limbs and tops, is chipped will not be allowed. Tops must be carried back on site. Tops must be scattered evenly over site. (Not just around log landings or on main skid trails). Tops may be spread on the main skid trail if they provide the benefit of erosion control. Tops should be dropped where the operator can drag next skid through to scatter the tops. Failure to follow these guidelines will require all trees to be topped where they fall. If a tree is part of a cluster (connected at the base with other trees), and is not designated for removal all the trees in that cluster are then reserved. Governors Road is owned and maintained by the PA Game Commission, only the section of Governors Road from S.R. 504 (Rattlesnake Pike) and the intersection of the haul road may be utilized for hauling logs, pulp, or heavy equipment. The use of Governors Road north of the haul road intersection is prohibited unless given permission by the PA Game Commission. Any damage to Governors Road must be repaired to the satisfaction of the PA Game Commission. Dead oak is defined as having missing or loose bark and being dead at the time this timber sale contract is executed. Any dead trees resulting from possible future Gypsy Moth defoliation in 2021 or 2022 will not be included in this timber sale but may be invoiced at an agreed upon price at the option of the PA Bureau of Forestry.







| | EXHIBIT B 09-2020BC05 (Dry Run Salvage) Summary of Trees to be Felled or Reserved by Cutting Block | | | | | | | | | |
|--------------|---|-------------|----------------|--------------|----------------|----------------|------------------|-------------------|-----------------|--|
| | | | | | T TRE | EES | | | OPTIONAL | led of Reserved by Culling Block |
| BLOCK NUMBER | TREATMENT | BLOCK ACRES | PAIN RED PAINT | YELLOW PAINT | GREATER THAN 2 | BET LOW INCHES | VEEN HIGH INCHES | BLUE PAINT | DEAD CULL TREES | SPECIAL INSTRUCTIONS |
| 1 | SALVAGE SHELTERWD | 125 | | 1 | 2 | 2 | 2 | в | 3 | Only dead oak below 16.0 inches dbh; live red maple 3.0 to 16.0 inches dbh; live sweet birch 3.0 inches dbh and up; live red oak, live chestnut oak, live black oak, live sassafras, and live black gum 3.0 inches to 10.0 inches dbh are to be cut. Live white oak are reserved. All other trees are reserved. Trees marked in blue paint are reserved. Dead oak must have missing or loose bark and been dead at time of bid opening. |
| 2 | SALVAGE SHELTERWD | 141 | | | | | | В | | Only dead oak below 16.0 inches dbh; live red maple 3.0 to 16.0 inches dbh; live sweet birch 3.0 inches dbh and up; live red oak, live chestnut oak, live black oak, live sassafras, and live black gum 3.0 inches to 10.0 inches dbh are to be cut. Live white oak are reserved. All other trees are reserved. Trees marked in blue paint are reserved. Dead oak must have missing or loose bark and been dead at time of bid opening. |
| 3 | SALVAGE REMOVAL | 222 | | | | | | В | | 16.0 inches dbh; live sweet birch 3.0 inches dbh and up; live black gum 3.0 to 10.0 inches dbh; live red oak, live chestnut oak, live black oak, and live sassafras 3.0 inches to 12.0 inches dbh are to be cut. Live white oak are reserved. All other trees are reserved. Trees marked in blue paint are reserved. Dead oak must have missing or loose bark and been dead at time of bid opening. |
| 4 | HAUL ROAD | 2 | R | | | | | | | |

¹ All trees marked with yellow or red paint must be felled.

² All trees larger (or between) the listed DBH value(s) should be cut with the exception of species listed under special instructions.

³ Dead cull trees marked only below stump height with a spot of yellow paint may be felled at the option of the buyer.