



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

# State of West Virginia Master Agreement

Order Date: 04-07-2022

CORRECT ORDER NUMBER MUST  
 APPEAR ON ALL PACKAGES, INVOICES,  
 AND SHIPPING PAPERS. QUESTIONS  
 CONCERNING THIS ORDER SHOULD BE  
 DIRECTED TO THE DEPARTMENT  
 CONTACT.

Order Number:	CMA 0926 1979 PSC2000000004 3	Procurement Folder:	691361
Document Name:	Open end contract for vehicle equipment	Reason for Modification:	Change order no 2 to renew contract.
Document Description:	Vehicle equipment		
Procurement Type:	Central Master Agreement		
Buyer Name:			
Telephone:			
Email:			
Shipping Method:	Best Way	Effective Start Date:	2020-05-01
Free on Board:	FOB Dest, Freight Prepaid	Effective End Date:	2023-04-30

VENDOR			DEPARTMENT CONTACT		
Vendor Customer Code:	000000200477		Requestor Name:	Malena L Harding	
MALLIMAR INC			Requestor Phone:	(304) 340-0333	
PO BOX 1272			Requestor Email:	mharding@psc.state.wv.us	
BECKLEY	WV	258021272	<div style="font-size: 48px; font-weight: bold;">22</div> <div style="font-size: 24px; font-weight: bold;">FILE LOCATION _____</div>		
US					
Vendor Contact Phone:	3043203141	Extension:			
Discount Details:					
	Discount Allowed	Discount Percentage	Discount Days		
#1	No	0.0000	0		
#2	No				
#3	No				
#4	No				

INVOICE TO	SHIP TO
ADMINISTRATION PUBLIC SERVICE COMMISSION 201 BROOKS ST  CHARLESTON WV 25301  US	RECEIVING/TRANSPORTATION BUILDING PUBLIC SERVICE COMMISSION 1116 QUARRIER ST  CHARLESTON WV 25301  US

4-8-22 BAT

Purchasing Division's File Copy

Total Order Amount:	Open End
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ENTERED

PURCHASING DIVISION AUTHORIZATION  
 DATE: *Munt Obed - 4/08/2022*  
 ELECTRONIC SIGNATURE ON FILE

ATTORNEY GENERAL APPROVAL AS TO FORM  
 DATE: *John S. Gray*  
 ELECTRONIC SIGNATURE ON FILE

ENCUMBRANCE CERTIFICATION  
 DATE: *Beverly Tolson 4-11-22*  
 ELECTRONIC SIGNATURE ON FILE

4/11/2022

**Extended Description:**

Vehicle Equipment - open end

**Change Order**

Change Order No. 2 is issued to renew the original contract according to all terms, conditions, prices and specifications contained in the original contract including all authorized change orders.

Effective date of renewal May 1, 2022 through April 30, 2023

Renewal Years/Months Remaining: 1 years

No other changes.

Line	Commodity Code	Manufacturer	Model No	Unit	Unit Price
1	25174800			EA	0.000000
	<b>Service From</b>	<b>Service To</b>			

**Commodity Line Description:** Vehicle equipment

**Extended Description:**

Please see attached Exhibit A Pricing Page for pricing information.

Public Service Commission  
of West Virginia

201 Brooks Street, P.O. Box 812  
Charleston, West Virginia 25323



Phone: (304) 340-0300  
Fax: (304) 340-0325

March 18, 2022

Mallimar Inc.  
PO BOX 1272  
Beckley WV 25802-1272

**Re: Contract Renewal CMA PSC2000000004**

The Public Service Commission wishes to renew our contract with Mallimar Inc.

If you agree to renew the current contract, CMA PSC2000000004, it will be renewed under the same terms, prices and conditions as set forth in the original contract and any subsequent change orders.

The requested renewal period will be from May 1, 2022 through April 30, 2023. One additional contract renewal period will remain.

Please sign below if you are in agreement for this renewal.

Kimberly B. Fairchild Kimberly B. Fairchild President 4/4/2022

Authorized signature  
Mallimar Inc.

Print name

Title

Date

Malcolm Handling 4/5/2022 Proc. Officer  
Public Service Commission Approval



April 5, 2021

West Virginia Purchasing Division  
Jessica Hovanec  
2019 Washington Street, E.,  
P.O. Box 50130  
Charleston, WV 25305

Re: Contract Renewal Vehicle Equipment CMA PSC2000000004

Ms. Hovanec:

The Public Service Commission (PSC) requests the renewal of contract CMA PSC PSC2000000004 with Mallimar, Inc.

The renewal period will be effective May 1, 2022 through April 30, 2023. The contract will have one renewal period remaining.

Sincerely,

A handwritten signature in black ink that reads 'Malena Harding'.

Malena Harding  
Senior Procurement Specialist  
Public Service Commission  
304-340-0333  
[mharding@psc.state.wv.us](mailto:mharding@psc.state.wv.us)



MARK D. SCOTT  
CABINET SECRETARY

STATE OF WEST VIRGINIA  
DEPARTMENT OF ADMINISTRATION


W. MICHAEL SHEETS  
DIRECTOR

PURCHASING DIVISION

MEMORANDUM

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TO: Frank Whittaker, CPPB, Assistant Director, WV Purchasing Division

FROM: James Meadows, CPPO, General Counsel, WV Purchasing Division 

DATE: April 4, 2022

RE: HB 4499; Purchasing Affidavit; Interested Party Disclosure

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Pursuant to your request, I have investigated the impact of the recently passed House Bill 4499 on the bidding/contract award process as it relates to the Purchasing Affidavit and the Interested Party Disclosure Form. More specifically, you asked if the buying staff would need to continue collecting the two forms for contracts put out to bid, but not yet awarded, prior to the law change. My conclusion is that continuing to collect those forms is not necessary.

House Bill 4499 was a bill sponsored by the Governor's office, and made effective from passage, that made changes to various provisions of the West Virginia Code to make the procurement process more efficient. Two notable changes are the elimination of the need to collect the Purchasing Affidavit (previously found in W. Va. § Code 5A-3-10a) and the Interested Party Disclosure form (previously found in W. Va. Code § 6D-1-2) prior to award. Since the need for those forms prior to award was statutorily driven, and the statutes have now been modified, I see no reason to continue collecting them.

Once concern was that the solicitations issued prior to the laws passage reference the applicable statutes and indicate that the two forms will be needed prior to award. Those references were found in term 37 and term 43 of the General Terms and Conditions. From a priority standpoint, the change to the law would certainly trump the solicitation's terms and conditions. To help explain that inaccurate statement and the lack of the two forms in the procurement file,

however, please request that procurement staff include a copy of this memo in all solicitation files that went out to bid prior to HB 4499 passing and contain the old versions of term 37 and term 43.