



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  
**DNR70086A**

PAGE  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
**BUYER 32  
 304-558-0492**

**RFQ COPY**

VENDOR

**TYPE NAME/ADDRESS HERE**

A.J. Smith Inc.  
 dba Capital Builders  
 4008 5th Street Road  
 Huntington, WV 25701

SHIP TO

**DIVISION OF NATURAL RESOURCES  
 PARKS & RECREATION SECTION  
 BUILDING 3, ROOM 719  
 1900 KANAWHA BOULEVARD, EAST  
 CHARLESTON, WV  
 25305-0662 304-558-2775**

DATE PRINTED <b>05/14/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **06/22/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		968-20	<u>188,000.00</u>	<u>188,000.00</u>
PICNIC AREA RESTROOM  PARK: CARNIFEX FERRY STATE PARK PROJECT: PICNIC AREA RESTROOM  CONSTRUCTION OF PICNIC AREA RESTROOM AT CARNIFEX FERRY STATE PARK IN NICHOLAS COUNTY, WEST VIRGINIA.  A MANDATORY ON-SITE PRE-BID WILL BE HELD ON 5/31/06 AT 1:00 PM AT THE PARK HEADQUARTERS. FAILURE TO ATTEND THE PRE-BID WILL RESULT IN DISQUALIFICATION OF THE BID.  THE WORK IS TO BE PERFORMED IN ACCORDANCE WITH THE THE PURCHASE ORDER AS ISSUED BY THE DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION, ANY ADDENDA, AND THE PLANS AND SPECIFICATIONS AS PREPARED BY THE DIVISION OF NATURAL RESOURCES PARKS AND RECREATION SECTION.  PREFERENCE FOR USE OF DOMESTIC STEEL PRODUCTS  1. EXCEPT WHEN AUTHORIZED BY THE DIRECTOR OF THE PURCHASING DIVISION PURSUANT TO SUBSECTION 2 BELOW, NO CONTRACTOR MAY USE OR SUPPLY STEEL PRODUCTS FOR A STATE CONTRACT PROJECT OTHER THAN THOSE STEEL PRODUCTS MADE IN THE UNITED STATES. AS USED USED IN THIS CONTRACT,  A. "STATE CONTRACT PROJECT" MEANS ANY ERECTION OR CONSTRUCTION OF, OR ANY ADDITION TO, ALTERATIO						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE (304) 697-5002	DATE June 22, 2006
TITLE President	FEIN 55-0735961	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. All quotations are governed by the *West Virginia Code* and the *Legislative Rules* of the Purchasing Division.
4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required registration fee. (Effective June 8, 2006, the fee will change from \$45 00 to \$125 00 pursuant to House Bill 4031 )
5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, 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.
6. Payment may only be made after the delivery and acceptance of goods or services
7. Interest may be paid for late payment in accordance with the *West Virginia Code*.
8. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract
12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
13. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection this contract is automatically null and void, and is terminated without further order.
14. **HIPAA Business Associate Addendum -** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (<http://www.state.wv.us/admin/purchase/vrc/hipaa.htm>) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

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**INSTRUCTIONS TO BIDDERS**

1. Use the quotation forms provided by the Purchasing Division.
2. **SPECIFICATIONS:** 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. Complete all sections of the quotation form.
4. Unit prices shall prevail in cases of discrepancy.
5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
6. **DUPLICATE BIDS:** All quotations must be delivered by the bidder to the respective offices 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.

**ORIGINAL SIGNED BID TO:**

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

**DUPLICATE BID TO:**

State Auditor's Office  
Bid Observer  
Building 1 Room W114  
1900 Kanawha Boulevard, East  
Charleston, WV 25305-0230

NOTICE: Beginning June 8, 2006, there is no need to submit a duplicate bid to the State Auditor's Office pursuant to House Bill 4031



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05/14/2006				
BID OPENING DATE: 06/22/2006		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				OF OR OTHER IMPROVEMENT TO ANY BUILDING OR STRUCTURE, INCLUDING, BUT NOT LIMITED TO, ROADS OR HIGHWAYS, OR THE INSTALLATION OF ANY HEATING OR COOLING OR VENTILATING PLANTS OR OTHER EQUIPMENT, OR THE SUPPLY OF AND MATERIALS FOR SUCH PROJECTS, PURSUANT TO A CONTRACT WITH THE STATE OF WEST VIRGINIA FOR WHICH BIDS WERE SOLICITED ON OR AFTER JUNE 6, 2001.		
				B. "STEEL PRODUCTS" MEANS PRODUCTS ROLLED, FORMED, SHAPED, DRAWN, EXTRUDED, FORGED, CAST, FABRICATED OR OTHERWISE SIMILARLY PROCESSED, OR PROCESSED BY A COMBINATION OF TWO OR MORE OF SUCH OPERATIONS, FROM STEEL MADE BY THE OPEN HEARTH, BASIC OXYGEN, ELECTRIC FURNACE, BESSEMER OR OTHER STEEL MAKING PROCESS.		
				C. "UNITED STATES" MEANS THE UNITED STATES OF AMERICA AND INCLUDES ALL TERRITORY, CONTINENTAL OR INSULAR, SUBJECT TO THE JURISDICTION OF THE UNITED STATES.		
2.				THE DIRECTOR OF THE PURCHASING DEPARTMENT MAY, IN WRITING, AUTHORIZE THE USE OF FOREIGN STEEL PRODUCTS IF:		
				A. THE COST FOR EACH CONTRACT ITEM USED DOES NOT EXCEED ONE TENTH OF ONE PERCENT (.1%) OF THE TOTAL CONTRACT COST OR TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), WHICHEVER IS GREATER. FOR THE PURPOSES OF THIS SECTION, THE COST IS THE VALUE OF THE STEEL PRODUCT AS DELIVERED TO THE PROJECT OR,		
				B. THE DIRECTOR OF THE PURCHASING DIVISION DETERMINES THAT SPECIFIED STEEL MATERIALS ARE		

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	(304) 697-5002	June 22, 2006
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President	55-0735961	

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<p>NOT PRODUCED IN THE UNITED STATES IN SUFFICIENT QUANTITY OR OTHERWISE ARE NOT REASONABLY AVAILABLE TO MEET CONTRACT REQUIREMENTS.</p> <p>3. A CONTRACTOR WHO USES STEEL PRODUCTS IN VIOLATION OF THIS SECTION MAY BE SUBJECT TO CIVIL PENALTIES PURSUANT TO W. VA. CODE SECTION 5A-3-56.</p> <p>REV. 10/01/01</p> <p>EXHIBIT 5</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 180 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR NICHOLAS COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</p> <p>ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</p>						

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<p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A PERFORMANCE AND LABOR &amp; MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPCTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>REV. 11/00</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS &amp; STEEL IN PUBLIC WORKS PROJECTS</p>						

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<i>[Signature]</i>	(304) 697-5002	June 22, 2006
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<p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS.</p> <p>FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p>						

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6

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BID OPENING DATE: **06/22/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
REV. 3/88						
EXHIBIT 9						
NOTICE FOR ISSUANCE & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA  THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:  (1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.  (2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID OPENING DATE.  (3) ALL ADDENDA SHOULD BE FORMALLY ACKNOWLEDGED BY ALL BIDDERS AND SUBMITTED TO THE STATE PURCHASING DIVISION AND THE STATE AUDITOR'S OFFICE. THE SAME RULES AND REGULATIONS THAT APPLY TO THE ORIGINAL BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.						
REV. 11/96						

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PAGE  
**7**

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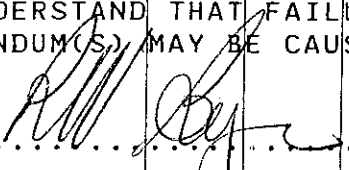
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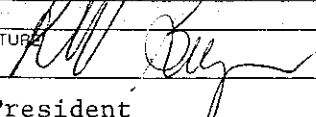
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EXHIBIT 10						
ADDENDUM ACKNOWLEDGEMENT						
I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.						
ADDENDUM NOS.:						
NO. 1		X		date printed 06/05/2006		
NO. 2		X		date printed 06/07/2006		
NO. 3						
NO. 4						
NO. 5						
I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.						
 .....SIGNATURE						
A.J. Smith, Inc. dba Capital Builders.....					COMPANY	
June 22, 2006.....					DATE	
REV. 11/96						
CONTRACTORS LICENSE						

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<p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY B MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: A. J. Smith Inc. dba Capital Builders</p> <p>CONTRACTORS LICENSE NO.: WV032728</p> <p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO</p>						

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 Huntington, WV 25701

SHIP TO

DIVISION OF NATURAL RESOURCES  
 PARKS & RECREATION SECTION  
 BUILDING 3, ROOM 719  
 1900 KANAWHA BOULEVARD, EAST  
 CHARLESTON, WV  
 25305-0662 304-558-2775

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/14/2006				

BID OPENING DATE: 06/22/2006 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
EFFECT.						
BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.						
REV. 1/2005						
***** THIS IS THE END OF RFQ DNR70086A ***** TOTAL:						<u>188,000.00</u>

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
	(304) 697-5002	June 22, 2006

TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
President	55-0735961	

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

		10
Spending Unit: DNR - Parks and Recreation		

Item No	Quantity	Description	Unit Price	Amount
		<p>Plans and specifications may be obtained by contacting:  Stephen DeBarr P E Chief Engineer  Planning, Engineering and Maintenance  DNR - Parks and Recreation  1900 Kanawha Boulevard, East  Charleston, WV 25305  Telephone: (304) 558-2775</p> <p>Request for quotations may be obtained by contacting:  Bid Request  Finance and Administration Purchasing Division  2019 Washington Street East  Charleston, WV 25305  Telephone: <b>304-558-2063</b></p> <p>A deposit is not required for bidding documents.</p> <p>The bidder understands that to the extent allowed by the West Virginia Code, the Owner reserves the right to waive any informality or irregularity in any Bid or Bids, and to reject any or all Bids in whole or in part; to reject a bid not accompanied by the required bid security or by other data required by the Bidding Documents; to reject any condition of the bid by the Bidder that is in any way inconsistent with the requirements terms and conditions of the Bidding Documents; or to reject a bid that is in any way incomplete or irregular</p> <p>The Bidder, if successful and awarded the contract, agrees that all work is to be complete within 180 consecutive calendar days following receipt of the Owner's written Notice to Proceed For each calendar day of delay in achieving completion, the Contractor shall be liable for, and shall pay the Owner liquidated damages in the amount of \$100 00 per day</p> <p>Any work performed or any materials contracted for prior to the receipt of the Owner's written Notice to Proceed, shall be at the Bidder's risk</p> <p>Upon receipt of the Owner's written notice of acceptance of this bid, the Bidder agrees that he shall execute and deliver the contract along with insurance certificates as set forth in the Bidding Documents to the Owner within ten (10) consecutive calendar days, or the Bidder shall forfeit the security deposited with this bid</p> <p>PROGRESS PAYMENTS - The CONTRACTOR will make current estimates in writing once each month on AIA Forms G702 and G703 on or before the date set by the OWNER at the time of starting the WORK The progress payments shall be a true estimate of the materials complete in place and the amount of WORK performed in accordance with the CONTRACT during the preceding month and the value thereof figured at the CONTRACT unit prices or based on the approved schedule of</p>		

				11
Spending Unit: DNR - Parks and Recreation				

Item No	Quantity	Description	Unit Price	Amount
		<p>value Should there be any doubt of the OWNER as to the integrity of any part of the COMPLETED work, the estimates for that portion will not be allowed modified by the CONTRACTOR accordingly CONTRACTOR shall submit evidence to document the extent of progress payments as required by the OWNER</p> <p>Progress payments will not be made when the total value of the WORK done since the last estimate amounts to less than Five Hundred Dollars (\$500 00) From the total of the amounts ascertained as payable, an amount equivalent to five percent (5%) will be deducted and retained by the OWNER until completion of the entire CONTRACT in an acceptable manner The balance less all previous payments, will be certified for payment by the OWNER</p> <p>When the WORK under contract has been completed and its acceptance is recommended by the OWNER, the retainage shall be released and paid to the CONTRACTOR</p>		

**CARNIFEX FERRY STATE PARK  
PICNIC AREA RESTROOM  
NICHOLAS COUNTY, WEST VIRGINIA**

A.J. Smith, Inc. dba Capital Builders

NAME OF BIDDER

4008 5th Street Road, Huntington, WV 25701

ADDRESS OF BIDDER

(304) 697-5002

PHONE NUMBER

We, the undersigned, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby propose to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding Documents.

**BASE BID:** All labor, materials and equipment as stipulated in the Bidding Documents

**BASE BID AMOUNT:**

One hundred eighty eight thousand dollars and <sup>00</sup>/<sub>100</sub> cents.

(\$ 188,000.00 )

(Total to be written in figures and words)

**ADDENDUM ACKNOWLEDGE**

I hereby acknowledge receipt of the following checked addendum and have made the necessary revisions to my proposal.

Addendum No.

Date

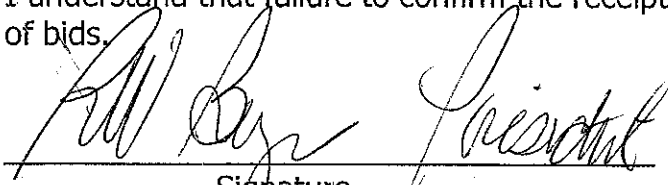
Addendum No. 1

date printed 06/05/2006

Addendum No. 2

date printed 06/07/2006

I understand that failure to confirm the receipt of the Addendum is cause for rejection of bids.

  
Signature

June 22, 2006

Date

RESPECTFULLY SUBMITTED:

DATE: June 22, 2006

WV VENDOR NUMBER: C09123150

BY:   
(Signature in ink)

R. W. Burgess

TITLE: President

FIRM NAME: A.J. Smith, Inc. dba Capital Builders

ADDRESS: 4008 5th Street Road, Huntington, WV 25701

AGENCY WV DNR  
RFQ/RFP # DNR70086A

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Capital Builders, Inc. of Huntington, WV, as Principal, and American Fire and Casualty Company of 11 Brighton Road, Suite 2B, Clifton, NJ 07012, a corporation organized and existing under the laws of the State of Ohio, with its principal office in the City of Fairfield as Surety, are held and firmly bound unto The State of West Virginia, as Obligee, in the penal sum of Five Percent of Amount of Bid (\$ -----5%-----) for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for Carnifax Ferry State Park Picnic Area Restroom

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Obligee may accept such bid; and said Surety does hereby waive notice of any such extension.

AGENCY \_\_\_\_\_ (A)  
 RFQ/RFP# \_\_\_\_\_ (B)

**Bid Bond**

- (A) WV State Agency  
(Stated on Page 1 "Spending Unit")  
Request for Quotation Number (upper right corner of page #1)
- (C) Your Company Name
- (D) City, Location of your Company
- (E) State, Location of your Company
- (F) Surety Corporate Name
- (G) City, Location of Surety
- (H) State, Location of Surety
- (I) State of Surety Incorporation
- (J) City of Surety Incorporation
- (K) Minimum amount of acceptable bid bond is 5% of total bid You may state "5% of bid" or a specific amount on this line in words.
- (L) Amount of bond in figures
- (M) Brief Description of scope of work
- (N) Day of the month
- (O) Month
- (P) Year
- (Q) Name of Corporation
- (R) Raised Corporate Seal of Principal
- (S) Signature of President or Vice President
- (T) Title of person signing
- (U) Raised Corporate Seal of Surety
- (V) Corporate Name of Surety
- (W) Signature of Attorney in Fact of the Surety

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, \_\_\_\_\_ (C) of \_\_\_\_\_ (D), \_\_\_\_\_ (E) as Principal, and \_\_\_\_\_ (F) of \_\_\_\_\_ (G), \_\_\_\_\_ (H), a corporation organized and existing under the laws of the State of \_\_\_\_\_ (I) with its principal office in the City of \_\_\_\_\_ (J), as Surety, are held and firmly bound unto The State of West Virginia, as Obligee, in the penal sum of \_\_\_\_\_ (K) (\$ \_\_\_\_\_ (L)) for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the Department of Administration a certain bid or proposal, attached hereto and made a part hereof to enter into a contract in writing for \_\_\_\_\_ (M)

NOW THEREFORE

(a) If said bid shall be rejected, or  
 (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated

The Surety for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of time within which the Obligee may accept such bid: and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be affixed hereto and these presents to be signed by their proper officers, this \_\_\_\_\_ (N) day of \_\_\_\_\_ (O), 20 \_\_\_\_\_ (P).

Principal Corporate Seal

(R)

\_\_\_\_\_  
 (Name of Principal)  
 By \_\_\_\_\_  
 (Must be President or Vice President)  
 \_\_\_\_\_  
 Title

(U)

Surety Corporate Seal

\_\_\_\_\_  
 (Name of Surety)  
 \_\_\_\_\_  
 Attorney-in-Fact

NOTE: Dated, Power of Attorney with Raised Surety Seal must accompany this bid bond

IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Corporate seals must be affixed, a power of attorney must be attached, and a West Virginia resident must sign or countersign



IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be affixed hereto and these presents to be signed by their proper officers, this 22nd day of June 2006.

Principal Corporate Seal

Capital Builders, Inc.

(Name of Principal)

By:

(Must be President or Vice President)

R. W. Burgess

President

Title

Surety Corporate Seal

American Fire and Casualty Company

(Name of Surety)

Countersigned:

N/A

Resident West Virginia Agent

By:

Attorney-In-Fact

Lynn M. Wheelock, Attorney-in-Fact

IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Corporate seals must be affixed, a power of attorney must be attached, and a West Virginia resident agent must sign or countersign.

CERTIFIED COPY OF POWER OF ATTORNEY  
AMERICAN FIRE AND CASUALTY COMPANY

No. 39-164

Know All Men by These Presents: That THE AMERICAN FIRE AND CASUALTY COMPANY, an Ohio Corporation, pursuant to the authority granted by Article III, Section 9 of the Code of Regulations and By-Laws of American Fire And Casualty Company, does hereby nominate, constitute and appoint: John P. Follman, Jr., Nancy Nigro, Douglas S Hansen, Lynn M Wheelock or Kathleen M. Berkelback of Conshohocken, Pennsylvania its true and lawful agent (s) and attorney (s)-in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all BONDS, UNDERTAKINGS and RECOGNIZANCES, not exceeding in any single instance ONE MILLION (\$1,000,000.00) Dollars, excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Fairfield, Ohio in their own proper persons.

The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact

In WITNESS WHEREOF, the undersigned officer of the said American Fire and Casualty Company has hereunto subscribed his name and affixed the Corporate Seal of the said American Fire and Casualty Company this 16th day of February 2006.



*Sam Lawrence*

Sam Lawrence, Assistant Secretary

STATE OF OHIO,  
COUNTY OF BUTLER

On this 16th day of February, 2006 before the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came Sam Lawrence, Assistant Secretary of AMERICAN FIRE AND CASUALTY COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn deposes and says, that he is the officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written



*Cheryl S. Gregory*

Notary Public in and for County of Butler, State of Ohio  
My Commission expires August 6, 2007.

This power of attorney is granted under and by authority of Article III, Section 9 of the Code of Regulations and By-Laws of American Fire And Casualty Company, extracts from which read:

Article III, Section 9 Appointment of Attorneys-in-Fact. The Chairman of the Board, the President, any Vice-President, the Secretary or any Assistant Secretary of the corporation shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the corporation as surety to, and to execute, attach the seal of the corporation to, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation partnership, limited liability company or other entity, or the official representative thereof, or to any county or state, or any official board or boards of any county or state, or the United States of America or any agency thereof, or to any other political subdivision thereof

This instrument is signed and sealed as authorized by the following resolution adopted by the Boards of Directors of the Companies on October 21, 2004:

**RESOLVED**, That the signature of any officer of the Company authorized under Article III, Section 9 of its Code of Regulations and By-laws and the Company seal may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company to make, execute, seal and deliver for and on its behalf as surety any and all bonds, undertakings or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment Such signatures and seal are hereby adopted by the Company as original signatures and seal and shall, with respect to any bond, undertaking or other written obligations in the nature thereof to which it is attached, be valid and binding upon the Company with the same force and effect as though manually affixed

CERTIFICATE

I, the undersigned Assistant Secretary of American Fire and Casualty Company, do hereby certify that the foregoing power of attorney, the referenced By-Laws of the Company and the above resolution of its Board of Directors are true and correct copies and are in full force and effect on this date

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Company this 22nd day of June A D, 2006



*Mark E. Schmidt*

Assistant Secretary

### AFFIDAVIT

**West Virginia Code §5A-3-10a states:**

No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

**Definitions:**

Debt means any assessment premium penalty fine tax or other amount of money owed to the state or any of its political subdivisions because of a judgment fine permit violation license assessment, defaulted workers compensation premium penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions including any interest or additional penalties accrued thereon

Debtor" means any individual corporation partnership association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions

'Political subdivision means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities

Related party means a party, whether an individual corporation partnership association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount

**Exception:**

The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement

Under penalty of law for false swearing (West Virginia Code §61-5-3), it is hereby certified that the bidder and all related parties do not owe any debts or, if a debt is owed, that the provisions of the exception clause above apply; and all state licensing requirements are in compliance

Vendor's Name: A.J. Smith, Inc. dba Capital Builders

Authorized Signature:  Date: June 22, 2006



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  
**DNR70086A**

PAGE  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
**BUYER 32**  
**304-558-0492**

A.J. Smith, Inc. dba Capital Builders  
 \*C09123150 304-697-5002

CAPITAL BUILDERS INC  
 4008 FIFTH STREET ROAD

HUNTINGTON WV 25701

VENDOR

SHIP TO

DIVISION OF NATURAL RESOURCES  
 PARKS & RECREATION SECTION  
 BUILDING 3, ROOM 719  
 1900 KANAWHA BOULEVARD, EAST  
 CHARLESTON, WV  
 25305-0662 304-558-2775

DATE PRINTED <b>06/05/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **06/22/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		968-20		
ADDENDUM NO. 1 CHANGES TO THE SPECIFICATIONS AS PER THE ATTACHED PICNIC AREA RESTROOM						
***** THIS IS THE END OF RFQ DNR70086A ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE <b>(304) 697-5002</b>	DATE <b>June 22, 2006</b>
---------------	------------------------------------	------------------------------

TITLE <b>President</b>	FEIN <b>55-0735961</b>	ADDRESS CHANGES TO BE NOTED ABOVE
---------------------------	---------------------------	-----------------------------------

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

## ADDENDUM NUMBER 1

Project - Carnifex Ferry Battlefield Picnic Area Restroom  
RFQ DNR70086A

Page 1 of 1  
May 31, 2006

- 1 All tree clearing, removal, and disposal are the Contractors responsibility.
- 2 Clearing to include six trees greater than 12" dbh and all trees necessary to accomplish the work with diameter less than 12" dbh.
- 3 Change manholes 4 and 5 (the two manholes closest to the existing septic tank) to PVC pipe cleanouts.

A handwritten signature in black ink, appearing to read "Stephen DeBarr". The signature is written in a cursive, somewhat stylized font.

Stephen DeBarr, P E  
Chief Engineer

## PREBID MEETING NOTES

Project - Carnifex Ferry Battlefield Picnic Area Restroom

Page 1 of 3

- |                                     |   |
|-------------------------------------|---|
| Sign in sheet                       | <ul style="list-style-type: none"> <li>• Attached</li> </ul>  |
| Addendum                            | <ul style="list-style-type: none"> <li>• Attached</li> </ul>  |
| Project                             | <ul style="list-style-type: none"> <li>• RFQ DNR70086A</li> </ul>   |
| Mandatory pre bid meeting/          | <ul style="list-style-type: none"> <li>• Bids not accepted from anyone not attending pre-bid meeting and signing sign-in sheet.</li> <li>• Attendance defined as being present before the meeting is formally adjourned</li> </ul>                  |
| Introduction of parties             | <ul style="list-style-type: none"> <li>• Steve DeBarr, Chief Engineer 304-558-2775</li> <li>• Mark Mengele, Park Superintendent 304-872-0825 (not present)</li> <li>• Ron Price, Buyer Division of Purchasing 304-558-0492 (not present)</li> </ul> |
| Bidding documents                   | <ul style="list-style-type: none"> <li>• Drawings.</li> <li>• Specifications.</li> <li>• Request for quotations</li> <li>• Addendum.</li> </ul>   |
| Contact to obtain bidding documents | <ul style="list-style-type: none"> <li>• Drawings and specifications contact Steve DeBarr 304-558-2775.</li> <li>• Request for quotations contact Ron Price</li> <li>• Addendum will be forwarded from Division of Purchasing.</li> </ul>           |
| Bidding procedure                   | <ul style="list-style-type: none"> <li>• Submit as stipulated in RFQ.</li> <li>• Submit at time and locations stipulated in RFQ.</li> <li>• Lump sum bid</li> <li>• Do not qualify bids in any manner.</li> </ul>                                   |
| Bid opening                         | <ul style="list-style-type: none"> <li>• 06-22-06</li> </ul>  |
| Bid alternates                      | <ul style="list-style-type: none"> <li>• None.</li> </ul>   |

## PREBID MEETING NOTES

Project - Carnifex Ferry Battlefield Picnic Area Restroom

Page 2 of 3

- |  |  |
|--|--|
| Probable notice to proceed date          | <ul style="list-style-type: none"> <li>• August 1, 2006</li> </ul>   |
| Contract time                            | <ul style="list-style-type: none"> <li>• 180 days</li> </ul>   |
| Bonding and Insurance requirements       | <ul style="list-style-type: none"> <li>• As described in RFQ.</li> <li>• Contact Ron Price for more information</li> <li>• Need bid bond, performance bond, and materials/labor payment bond.</li> </ul>   |
| Safety                                   | <ul style="list-style-type: none"> <li>• Contractors responsibility</li> </ul>   |
| Sequence of work requirements            | <ul style="list-style-type: none"> <li>• None</li> </ul>   |
| On site work limitations                 | <ul style="list-style-type: none"> <li>• Morning start time - no limitation</li> <li>• Evening quit time - no limitation</li> </ul>  |
| Materials storage                        | <ul style="list-style-type: none"> <li>• Limited to site in vicinity of work</li> </ul>  |
| Permits to be obtained by Contractor     | <ul style="list-style-type: none"> <li>• Nicholas County building permit, if required</li> </ul>   |
| Permits obtained by Owner                | <ul style="list-style-type: none"> <li>• Permission to construct from Division of Culture and History</li> <li>• Septic tank permit from Division of Health not required</li> </ul>  |
| Working in vicinity of park guests       | <ul style="list-style-type: none"> <li>• Keeps site clean and free of loose debris so as to not be an eyesore or nuisance.</li> <li>• Keep roads and walks clean and free from mud, dust, debris</li> <li>• Pay attention to park speed limits.</li> </ul> |
| Work and or materials furnished by Owner | <ul style="list-style-type: none"> <li>• None</li> </ul>   |
| Payment procedure                        | <ul style="list-style-type: none"> <li>• Applications to be made monthly.</li> <li>• Applications to be made on AIA Documents G702 and</li> </ul>  |

## PREBID MEETING NOTES

Project - Carnifex Ferry Battlefield Picnic Area Restroom

Page 3 of 3

703.

- Submit to engineer's attention
- Progress payments to be made on estimated percent complete of each item listed in the approved schedule of values.
- Approved applications forwarded to Finance and Administration for payment.
- Typical time to receive payment is 4 to 6 weeks



Stephen DeBarr, P E

Email: Ken Caplinger, Doug Baker, Bob Beanblossom, Mark Mengele, Ron Price  
Cc: Mark Mengele, Ron Price, file



## PRE-BID MEETING SIGN IN

Park/ Project: CARNIFEX PICNIC RESTROOM

sheet 1 of

Date: 5-31-06

Representative name	Donny Smith
Company name	Deal Construction Management
Address	Peoples Building Summer St. Charleston WVA 25302
Phone	347-8820
Fax	347-8821
email	
Need plans and specifications?	
Representative name	Steve Bailey
Company name	Bailey Development Corp.
Address	403 Melvina P.O. Box 915 Summersville, WV 26651
Phone	304 872-5489
Fax	872-5489
email	baileydevelopment@verizon.net
Need plans and specifications?	

PRE-BID MEETING SIGN IN

Park/ Project:  
Date:

sheet 2 of 4

Representative name	FRANK RIGGIO
Company name	CAPITAL BUILDERS
Address	4008-5TH ST ROAD HUNTINGTON WV 25701
Phone	304-697-5002
Fax	304-697-5004
email	9C CAPITAL BUILD ALC.COM
Need plans and specifications?	
Representative name	CHRIS DOZIER
Company name	DANHILL CONSTRUCTION CO.
Address	P.O. BOX 685 GAWLEY BRIDGE, WV. 25085
Phone	304-632-1600
Fax	304-632-1501
email	rdanhill@hotmail.com
Need plans and specifications?	

## PRE-BID MEETING SIGN IN

Park/ Project:

sheet 3 of 4

Date:

Representative name	M. [unclear]
Company name	[unclear] Const LLC
Address	101 [unclear] Ave [unclear] [unclear]
Phone	[unclear]
Fax	
email	
Need plans and specifications?	<input checked="" type="checkbox"/>
Representative name	Rusty Sarver
Company name	Main Street Builders LLC
Address	PO Box 309 Princeton WV 24740
Phone	304-425-9259
Fax	304-425-2171
email	
Need plans and specifications?	

## PRE-BID MEETING SIGN IN

Park/ Project:

sheet 4 of 4

Date:

Representative name	BLAIR LEE
Company name	ALLEGHENY RESTORATION
Address	P.O. BOX 18032 MORGANTOWN - WV 26507
Phone	304 594 2570
Fax	304 594 2810
email	BLAIR@ALLEGHENYRESTORATION.COM
Need plans and specifications?	
Representative name	
Company name	
Address	
Phone	
Fax	
email	
Need plans and specifications?	



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  
**DNR70086A**

PAGE  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
**BUYER 32**  
**304-558-0492**

A.J. Smith, Inc. dba Capital Builders

\*C09123150 304-697-5002

CAPITAL BUILDERS INC  
 4008 FIFTH STREET ROAD

HUNTINGTON WV 25701

VENDOR

SHIP TO

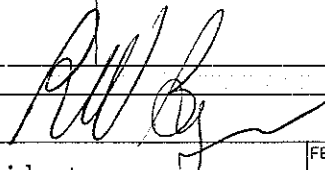
DIVISION OF NATURAL RESOURCES  
 PARKS & RECREATION SECTION  
 BUILDING 3, ROOM 719  
 1900 KANAWHA BOULEVARD, EAST  
 CHARLESTON, WV  
 25305-0662 304-558-2775

DATE PRINTED <b>06/07/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **06/22/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 2						
CHANGES TO THE SPECIFICATIONS AS PER THE ATTACHED						
0001	1	JB		968-20		
	PICNIC AREA	RESTROOM				
***** THIS IS THE END OF RFQ DNR70086A ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE (304) 697-5002	DATE June 22, 2006
TITLE President	FEIN 55-0735961	ADDRESS CHANGES TO BE NOTED ABOVE

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

## ADDENDUM NUMBER 2

Project - Carnifex Ferry Battlefield Picnic Area Restroom  
RFQ DNR70086A

Page 1 of 1  
May 31, 2006

1. Delete all manholes (manholes 1,2,3,4,5) and cleanouts added by Addendum 1.
2. Delete sanitary sewer line from manhole 1 to intersection with existing septic tank effluent line
3. Delete two 1500 gallon septic tanks
4. Work deleted by items above is not a part of the contract documents and will be accomplished by others
5. Install sanitary sewer line from building wall line to the location of manhole 1 and cap



Stephen DeBarr, P E  
Chief Engineer

# CONTRACTOR LICENSE

Authorized by the

**West Virginia Contractor Licensing Board**

**Number:** WV032728

**Classification:**

GENERAL BUILDING

CAPITAL BUILDERS  
4008 5TH STREET RD  
HUNTINGTON, WV 25701-9545

**Date Issued**

**Expiration Date**

JULY 09, 2005	JULY 09, 2006
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*Roger D. Smith*  
Authorized Company Signature

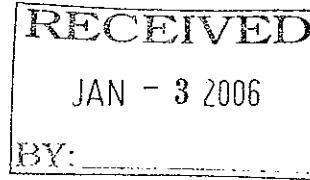
*Michael A. Carl*  
Chair, West Virginia Contractor  
Licensing Board

**WEST VIRGINIA  
CONTRACTOR  
LICENSING  
BOARD**

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article II.



4700 MacCorkle Ave S.E. Charleston West Virginia 25304



12/28/2005

POLICY NUMBER: WC10039658-01

A J SMITH INC  
CAPITAL BUILDERS  
4008 FIFTH STREET ROAD  
HUNTINGTON, WV 25701

Dear BrickStreet Customer:

Welcome to BrickStreet Mutual Insurance Company! We're excited about the changes and opportunities presented by our transition from a state agency to a private employer's mutual company offering workers' compensation insurance coverage. As part of that transition, your policy number has been changed to reflect the shift from the public sector to a private market.

The enclosed Information Pages contain the essential information we used to construct your workers' compensation insurance policy. You can view the coverage forms pertaining to your policy listed on the enclosed Information Pages by visiting our website at [www.BrickStreet.com](http://www.BrickStreet.com)

If you previously purchased Employers' Excess Liability Fund coverage or Coal Workers Pneumoconiosis coverage from the Workers' Compensation Commission, BrickStreet is automatically providing you substantially similar coverage through endorsements to your policy. If the WV Broad Form Employers Liability Endorsement or the Federal Coal Mine Health and Safety Act Endorsements are not listed on your Information Pages, then these coverages are not provided.


If you wish to apply for Federal Coal Mine Health and Safety Act coverage or West Virginia Broad Form Employers Liability coverage, you may do so by submitting to us the application found on our website, or write to us at the above address, or call us at 866-45BRICK to receive an application.

If you have incurred any covered workers' compensation claims with dates of injury falling between July 1 and Dec. 31, 2005, BrickStreet Insurance will assume the liability for and adjust those claims for you. Please contact our customer service department at 866-45BRICK with any questions you may have.

Again, welcome to BrickStreet! We look forward to serving you!

Sincerely,

President and Chief Executive Officer

Your business. Your people. You're covered 

DATE OF ISSUE: 12/28/2005  
ISSUING OFFICE: Charleston, WV  
PRODUCER: BRICKSTREET MUTUAL INSURANCE COMPANY





4700 MacCorkle Ave S E Charleston West Virginia 25304

WORKERS COMPENSATION AND EMPLOYERS LIABILITY POLICY

INFORMATION PAGE WC 00 00 01 (A)

RENEWAL OF POLICY NUMBER: NEW POLICY NUMBER: WC10039658-01

INSURER: BRICKSTREET MUTUAL INSURANCE COMPANY

1. INSURED PRODUCER:

A J SMITH INC
CAPITAL BUILDERS
4008 FIFTH STREET ROAD
HUNTINGTON, WV 25701

Insured is a Corporation

Other work places and identification numbers are shown in the schedule(s) attached

2. The policy period is from 01/01/2006 to 07/01/2006 12:01 A M. at the insured's mailing address

3. A WORKERS COMPENSATION INSURANCE: Part One of the policy applies to the Workers Compensation Law of the state(s) listed here:

WV

B EMPLOYERS LIABILITY INSURANCE: Part Two of the policy applies to work in each state listed in item 3 A. The limits of our liability under Part Two are:

Table with 3 columns: Injury Type, Amount, and Limit/Employee. Rows include Bodily Injury by Accident (\$100,000 Each Accident), Bodily Injury by Disease (\$100,000 Policy Limit), and Bodily Injury by Disease (\$100,000 Each Employee).

C OTHER STATES INSURANCE: Part Three of the policy applies to the states, if any, listed here:

See West Virginia Limited Other States Insurance Endorsement WC 99 03 05

D This policy includes these endorsements and schedules:

SEE LIST OF ENDORSEMENTS - EXTENSION OF INFORMATION PAGE

4. The premium for this policy will be determined by our Manuals of Rules, Classifications, Rates and Rating Plans. All required information is subject to verification and change by audit to be made in accordance to Part Five of the policy.

DATE OF ISSUE: 12/28/2005
ISSUING OFFICE: Charleston, WV
PRODUCER: BRICKSTREET MUTUAL INSURANCE COMPANY

WEST VIRGINIA  
STATE TAX DEPARTMENT

**BUSINESS REGISTRATION CERTIFICATE**  
FOR YEAR BEGINNING JULY 1, 2005  
ENDING JUNE 30, 2007



This business registration certificate is issued by the West Virginia Tax Commissioner in accordance with Chapter 11 Article 12 of the West Virginia Code. The person or organization identified on this certificate is registered to conduct business in the State of West Virginia at the location listed.  
SEE REVERSE SIDE

WV/BRT-802  
Rev 7/04

WEST VIRGINIA BUSINESS LOCATION ADDRESS

AME

WEST VIRGINIA MAILING ADDRESS

A J SMITH INC  
DBA CAPITAL BUILDERS

030685

WEST VIRGINIA  
STATE TAX DEPARTMENT

4008 5TH STREET RD  
HUNTINGTON WV

25701

211421