



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:  
**857C2026**

PAGE:  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
**JOHN JOHNSTON  
 304-558-2402**

RFQ COPY

TYPE NAME/ADDRESS HERE

Three D Traffic Works  
 430 N. Varney St.  
 Burbank, CA 91502

SHIP TO

DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED <b>12/07/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
BID OPENING DATE: <b>01/10/2007</b>		BID OPENING TIME <b>01:30PM</b>		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
1001	1	LS		550-41		
TYPE II SOIL ANCHORED FLEXIBLE DELINEATOR POSTS  OPEN END CONTRACT  TO FURNISH TYPE II SOIL ANCHORED FLEXIBLE DELINEATOR POSTS AND ANCHORS.  SEE ATTACHED  EXHIBIT 3  LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON ..... AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.  UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.  RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *John Johnston* TELEPHONE: 877 843 9757 DATE: 1-07-07

OFFICE: President FEIN: 95-3214245 ADDRESS CHANGES TO BE NOTED ABOVE

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



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<p>ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICE SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Paul Brown</i>	TELEPHONE 877 843 9757	DATE 01-03-07
TITLE President	FEIN 95-3214245	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>( ) BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) BIDDER IS A RESIDENT VENDOR WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES WORKING ON THE PROJECT BEING BID ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p>( ) BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Paul J. Orvath</i>	TELEPHONE 877 843 9757	DATE 01/03/07
TITLE President	FEIN 95-3214245	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>DATE: 01/03/07</p> <p>SIGNED: <i>Paul J. Driscoll</i></p> <p>TITLE: President</p> <p>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00)</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION          PURCHASING DIVISION          BUILDING 15          2019 WASHINGTON STREET, EAST          CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: 33</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *Paul J. Driscoll* TELEPHONE: 877 843 9757 DATE: 01/03/07

TITLE: President FEIN: 95-3214245 ADDRESS CHANGES TO BE NOTED ABOVE

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The following estimated quantities are for bid purposes only. Actual quantities will be determined by needs of the West Virginia Division of Highways and may be increased or decreased.

Item Number	Estimated Quantity	Description	Unit Cost	Total Cost	Inventory Subcode (DOH Use Only) (Class 019 Type 008)
<b>Type II Soil Anchored Flexible Delineator Posts</b>					
MANUFACTURER & MODEL POSTS BID: Three D Traffic Works: ID5500 EarthFlex					
1	700	Per each, Complete Type II Soil Anchored Flexible Delineator Post, White, 1-way reflective white, To include post, retroreflective sheeting (applied), and EQUAL *** soil anchor ID#551907W-9DW	\$16.95	\$11,865.00	080631
2	900	Per each, Complete Type II Soil Anchored Flexible Delineator Post, White, 2-way reflective white/white, To include post, retroreflective sheeting (applied), and soil anchor ID#55193W-9DWW EQUAL***	\$18.63	\$16,767.00	080632
3	100	Per each, Complete Type II Soil Anchored Flexible Delineator Post, White, 2-way reflective white/red, To include post, retroreflective sheeting (applied), and soil anchor ID#551933W-9DWR EQUAL***	\$18.63	\$1,863.00	080632
4	300	Per each, Complete Type II Soil Anchored Flexible Delineator Post, Yellow, 1-way reflective fl. yellow, To include post, retroreflective sheeting (applied), and soil anchor ID#551920Y-9DY EQUAL***	\$16.95	\$5,085.00	080633
5	100	Per each, Complete Type II Soil Anchored Flexible Delineator Post, Yellow, 2-way reflective fl. yellow/ fl. yellow, To include post, retroreflective sheeting (applied), soil anchor, and post attachment hardware ID#551946Y-9DYY EQUAL***	\$18.63	\$1,863.00	080634
6	100	Per each, Complete Type II Soil Anchored Flexible Delineator Post, Yellow, 2-way reflective fl. yellow/red, To include post, retroreflective sheeting (applied), and soil anchor. EQUAL*** ID#5519464Y-9DYR	\$18.63	\$1,863.00	080634

To ALL Specifications.

Item Number	Estimated Quantity	Description	Unit Cost	Total Cost	Inventory Subcode (DOH Use Only) (Class 019 Type 008)
7	700	Per each, Replacement Type II Soil Anchored Flexible Delineator Post, White, 1-way reflective white, To include post and retroreflective sheeting Equal*** (applied). ID#551231W-9DW	\$13.44	\$9,408.00	080635
8	900	Per each, Replacement Type II Soil Anchored Flexible Delineator Post, White, 2-way reflective white/white, To include post and retroreflective sheeting (applied). ID#551257W-9DWW	\$15.12	\$13,608.00	080636
9	100	Per each, Replacement Type II Soil Anchored Flexible Delineator Post, White, 2-way reflective white/red, To include post and retroreflective sheeting (applied). ID#551257W-9DWR	\$15.12	\$1,512.00	080636
10	300	Per each, Replacement Type II Soil Anchored Flexible Delineator Post, Yellow, 1-way reflective fl. yellow, To include post and retroreflective sheeting (applied). ID#551244Y-9DY	\$13.44	\$4,032.00	080637
11	100	Per each, Replacement Type II Soil Anchored Flexible Delineator Post, Yellow, 2-way reflective fl. yellow/ fl. yellow, To include post and retroreflective sheeting (applied). ID#551270Y-9DYY	\$15.12	\$1,512.00	080638
12	100	Per each, Replacement Type II Soil Anchored Flexible Delineator Post, Yellow, 2-way reflective fl. yellow/red, To include post and retroreflective sheeting (applied). ID#55270Y-9DYR	\$15.12	\$1,512.00	080638
13	50	Per each, Replacement round tube anchor, 18" length Equal*** ID#55225	\$3.51	\$175.00	080659
14	50	Per each, Optional 14" round tube anchor for hard soil conditions ID#55227	\$3.51	\$175.00	080658
<b>ACCESSORIES</b>					
15	5	Per each, Round Tube Anchor Mechanical Driving Tool, to include Driving Head and 4-1/4" x 7/8" Equal**Shank, for use with Atlas Copco Pionjar ID#555501	\$50.00	\$250.00	080437 and 080438
16	5	Per each, Round Tube Anchor Mechanical Driving Tool, to include Driving Head and 6" x 1-1/4" Shank, for use with Skidril BG231 and Atlas Copco Equal*** Cobra MK-1 or FB-60 ID#555502	\$50.00	\$250.00	080439
				<b>Equal to all Specifications. CONTRACT TOTAL</b>	\$71,741.00

# 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.

**LICENSING:**

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

**CONFIDENTIALITY:**

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendors should visit [www.state.wv.us/admin/purchase/privacy](http://www.state.wv.us/admin/purchase/privacy) for the Notice of Agency Confidentiality Policies.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), it is hereby certified that the vendor acknowledges the information in this said affidavit and are in compliance with the requirements as stated

Vendor's Name: Three D Traffic Works

Authorized Signature:  Date: 01/03/07



**THREE D TRAFFIC WORKS PRODUCT LIST**  
**ACCEPTABLE CRASHWORTHY CATEGORY 1 & 2 HARDWARE FOR WORK ZONES**

<u>MODEL DESCRIPTION</u>	<u>WZ-#</u>
TD2100 TYPE I & II WORKS BARRICADE – ALL PLASTIC	WZ-33/33A/-33B
TD2150 TYPE I & II ECONOCADE BARRICADE – ALL PLASTIC	WZ-198
TD2200 TYPE I & II WORKS BARRICADE – INJECTION MOLDED PLASTIC/STEEL	WZ-54
TD2250 TYPE I & II WORKS BARRICADE – EXTRUDED PLASTIC/STEEL	WZ-54
TD2300 TYPE I & II WORKS BARRICADE – PLYWOOD/STEEL	WZ-54
TD2400 TYPE III WORKS BARRICADE – ALL PLASTIC	WZ-217
TD2500 TYPE III WORKS BARRICADE – PLYWOOD/ANGLE STEEL	WZ-54/-85
TD2550 TYPE III WORKS BARRICADE – PLYWOOD/TUBULAR STEEL	WZ-85
TD2600 TYPE III WORKS BARRICADE – PLASTIC/ANGLE STEEL	WZ-82/-85
TD2650 TYPE III WORKS BARRICADE – PLASTIC/TUBULAR STEEL	WZ-85
TD3000 WORKS A-FRAME PARADE BARRICADE	SELF-CERTIFIED
TD4000 WORKS PLASTIC TYPE III BARRICADE RAILS	WZ-128
TD4300 WORKS PLASTIC TYPE I & II BARRICADE BOARDS	WZ-54
TD5000 WORKS ECONOMY PORTABLE DELINEATOR	SELF-CERTIFIED
TD5100 RINGTOP PORTABLE DELINEATOR	SELF-CERTIFIED
TD5200 BOOMERANG SURFACE MOUNT REBOUNDABLE DELINEATOR	SELF-CERTIFIED
TD5275 BOOMERANG TRAFFIC PRODUCTS	SELF-CERTIFIED
TD6000 V.I.P. VERTICAL PANEL	WZ-118
TD6500 U.V.P. UNIVERSAL VERTICAL PANEL	SELF-CERTIFIED
TD7000 RINGTOP STACKABLE CONE	SELF-CERTIFIED
TD7500 RINGTOP SLIM-LINE CHANNELIZER	SELF-CERTIFIED
TD8400 UNIVERSAL PORTABLE RUBBER BASE FOR ROLL-UP SIGNS	SELF-CERTIFIED
TD8450 UNIVERSAL PORTABLE RUBBER BASE FOR RIGID SIGN SUBSTRATES	SELF-CERTIFIED

**Warranty:** Three D Traffic Works warrants to the buyer that its products have a manufacturer's 3-year material and workmanship warranty. The units are of good quality, and free from defects in material and workmanship, but limit its obligation under this warranty to replacement, if product is shown to Three D Traffic Works satisfaction was defective at the time it was sold by Three D Traffic Works. The units are of uniform kind, quality, and quantity within each unit and among all units. This warranty is in lieu of any warranty, expressed or implied, including, but not limited to, any implied warranty of merchantability or fitness for a particular purpose, and of any other obligation or liability on the part of Three D Traffic Works. Under no circumstances will Three D Traffic Works be liable for any loss, damage, expense or consequential damages of any kind arising in connection with the use or ability to use Three D Traffic Works products.

430 North Varney Street, Burbank, CA 91502  
 (877) 843-9757 ■ Fax (818) 841-5096 ■ [www.trafficwks.com](http://www.trafficwks.com)

Sept 2006



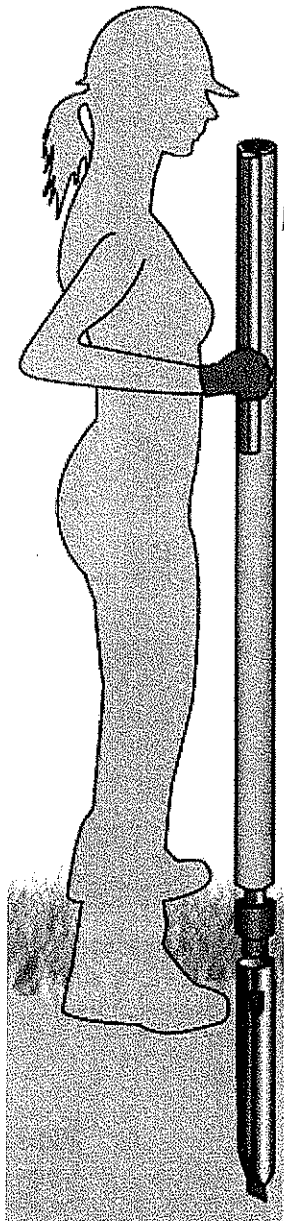


**TD5500 MODEL  
TWO PIECE FLEXIBLE GROUND MOUNT DELINEATOR  
SPECIFICATIONS**

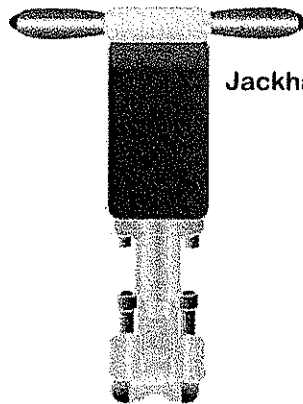
The TD5500 Earthflex™ posts are currently available in white, orange and yellow. Three D Traffic Works can manufacture this product to your desired color.

**MANUAL DRIVING TOOL**  
Available upon request

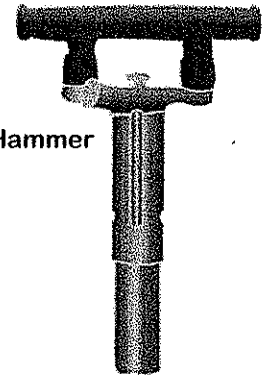
- **Post Length:** 60", 66", 72" or 78" or to your specifications.  
**Post Shapes:** 2.250 Round, 3.000 Round and 3.000 Flat.  
**Post Material :** Impact modified and UV resistant recycled polymer.
- **Sheeting sizes to your specifications.**  
**All sheeting complies with ASTM 4956.01 standards.**
- **Fasteners:** 2 Type BB 1/4" Bolts with Hex Head and 2 TeeNut Style Nuts. All hardware is Zinc plated



**Installation Options**



Jackhammer



Piston Hammer



**SHANKS:**  
 Bosch 1.125 X 6  
 Ingersol 1.250 X 6  
 Pionjar .875 X 4.250  
 Stanley .875 X 3.250  
 Thor 1.00 X 4.250



**ADAPTERS:**  
 H4825C Fairmont  
 PD50 Rhino  
 PD45 Stanley



Driver Collar



Soil Anchor

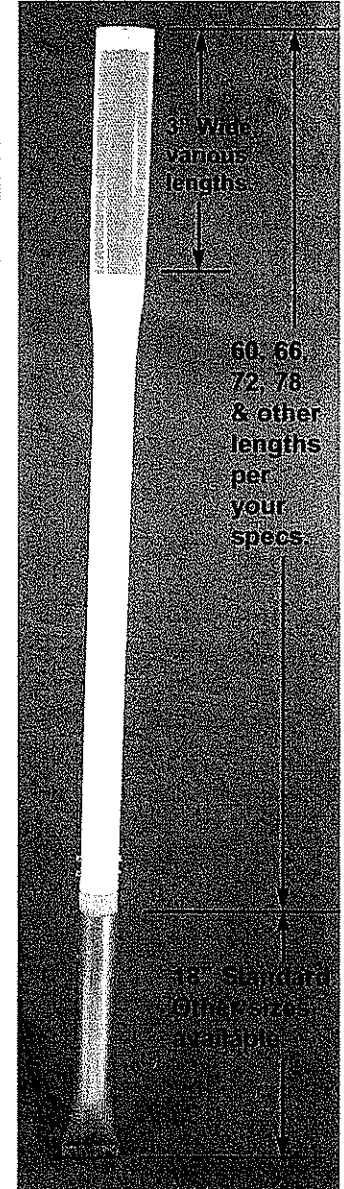
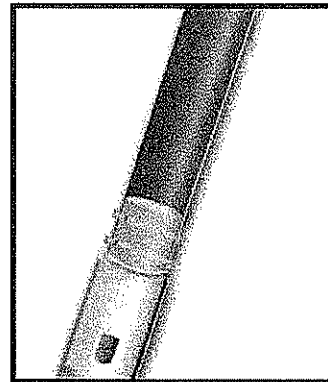
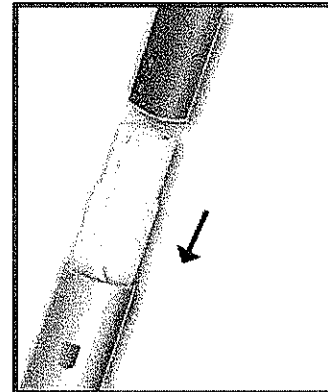
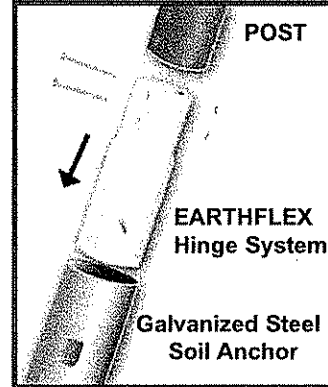


# EARTHFLEX™

## FLEXIBLE GROUND MOUNT DELINEATOR SYSTEM

### TD5500 MODEL

**DEPENDABLE PRODUCT WITH NEW DESIGN INNOVATIONS**



**FEATURES:**

- Unique Earthflex™ hinge system allows for repeated high speed vehicle and tire impacts and return post to its original position.
- The most flexible, durable, impact-resistant marker designed to withstand the extremes of hot or cold weather.
- High visibility delineation ideal for marking highways, on/off ramps, curves, boundary lines, and parking lots can be ordered in various colors and lengths.
- Insertion of the two-piece post and hinge into the soil anchor requires no tools reducing installation and maintenance costs.
- The galvanized steel soil anchor can be driven into compacted soils with commonly used tools.
- If post replacement becomes necessary, the soil anchor and hinge remain in the ground; simply remove two bolts, replace post, and reattach bolts to complete replacement.
- Round posts can be flattened on top for dual sided application of reflective sheeting, decals, numbers, or letters to use as a guidepost, hazard, boundary, utility or message marker.



*WE GOT THE WORKS!!*  
 Three D  
**TrafficWORKS**  
 Innovative Traffic Safety Products

**MADE IN  
USA**