

# BID FORM

## SECTION I - BASE BID AND ALTERNATES

DATED: August 15, 2006  
(Bidder to insert date bid submitted)

SUBMITTED BY: (Name and Address)  
Poerio Incorporated  
467 Lowries Run Road  
Pittsburgh, PA 15237

WEST VIRGINIA CONTRACTOR LICENSE NUMBER : WV 011101

SUBMITTED TO: State of West Virginia

The undersigned, being familiar with local conditions affecting the cost of the work and the contract documents, including Instructions to Bidders, Bid Form, General Conditions, Drawings, and Specifications and any Addenda issued, hereby propose to perform everything required to be performed and to provide and furnish all the labor, materials, tools, expendable equipment and all services necessary to complete in a workmanlike manner all the work required for:

**CFMO Expansion at  
1703 Coonskin Drive  
Charleston, West Virginia**

all in accordance with the Drawings and Specifications as prepared by ZMM, Inc. Architects & Engineers, 222 Lee Street West, Charleston, West Virginia, as follows:

**BASE BID:**

For the sum of: Two Million, one Hundred Sixty-Eight Thousand Dollars  
\_\_\_\_\_ (\$ 2,168,000 )

**ALTERNATES:**

The stated Base Bid is subject to the following additions or deductions for Alternates which the Owner may select. ('Provide' means 'furnish and install.' Include in bids below all related coordination and modification requirements associated with the Work of each Alternate.)

**Alternate Bid No. 1: Work Bays and Shop Office** - To provide Work Bays (122) and Shop Office (121) Addition, as shown on Drawings and specified herein,

ADD the sum of: Three Hundred Thirty-Four Thousand Dollars  
\_\_\_\_\_ (\$ 334,000 ).

**Alternate Bid No. 2: Fire Alarm** - To provide a fire alarm per Section 13851 Fire Alarm and as shown on Drawings,

ADD the sum of: Twenty-Nine Thousand Dollars  
(\$ 29,000.-).

**Alternate Bid No. 3: Additional Finishes** - To provide additional finishes including carpet tile, Fritz Tile, and painting, as indicated on Drawings (including all necessary preparation of existing floors and other scheduled surfaces),

ADD the sum of: Thirty-Seven Thousand Dollars  
(\$ 37,000).

If awarded contract on Base Bid, I (we) agree to perform the work to completion and ready for occupancy and use no later than 240 calendar days from Notice to Proceed. The Bidder understands that the Owner may impose liquidated damages in the amount of \$750 per calendar day plus a one-time fixed cost of \$500, in accordance with the General and Supplementary Conditions, for each day thereafter, Sundays and holidays included, that the Work remains uncompleted, which sum is agreed upon as the proper measure of liquidated damages which the Owner will sustain per diem by the failure of the Contractor to complete the Work in the stipulated time, and the sum is not to be construed in any sense a penalty.

It is hereby certified that the undersigned is the only person(s) interested in this proposal as principal, and the proposal is made without collusion with any person, firm, or corporation. Bidder hereby agrees to execute the contract and furnish surety company bonds, in the forms incorporated in the contract documents, in the amount of one hundred (100%) percent of the contract price for performance, including maintenance, and for payment for labor and materials, respectively at the time required by the bidding documents, and to begin work within five (5) days following receipt of Notice to Proceed.

The Bidder certifies that this bid has been arrived at independently, without consultation, communication, or agreement as to any matter relating to this bid with any other bidder or with any competitor. The Bidder agrees that the Owner reserves the right to reject any or all bids, and to waive any formalities in the bidding. The Bidder agrees that this bid shall be good and may not be withdrawn for a period of 90 days.

The Bidder acknowledges receipt of the following Addenda: (Please list by number and date.)

#1 dated 6/22/2006    #2 dated 7/24/2006    #3 dated 7/28/2006

Bidder guarantees that, if awarded the contract, he will furnish and deliver all materials, tools, equipment, tests, transportation, secure all permits and licenses, and perform all labor, superintendence and all means of construction, pay all fees, except those specifically excluded in the Project Manual and do all incidental work to execute, construct, and finish the work in an expeditious, substantial, and workmanlike manner, in accordance with the contract documents to the complete satisfaction and acceptance of the Owner, for the prices stated.

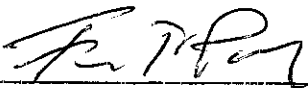
It is understood that the Owner reserves the right to reject any/or all proposals, or part thereof or items therein, and to waive technicalities as required for the best interests of the Owner. It is further understood that competency and responsibility of bidders will receive consideration before the award of the contract.

The undersigned agrees that the contract documents are incorporated herein by reference and shall be construed to be part thereof, with the same affect as if such were repeated at length herein, or where physically attached hereto. The undersigned further certifies that: (1) this proposal is genuine and is not sham, collusive, or fraudulent; (2) this proposal is not made in the interest or in behalf of any person other than the undersigned; (3) the undersigned has not sought in any manner, by collusion or otherwise, to secure any advantage over any other bidders.

Enclosed herewith is a bid security prepared in accordance with the Instructions to Bidders in the amount of five percent (5%) of the amount of the bid (being not less than 5% of the total of the base bid). We agree that the above stated amount is the proper measure of liquidated damages which the owner will sustain by our failure to execute the contract and to furnish the performance bond in case this proposal is accepted.

**SIGNATURE OF BIDDER:**

Firm: Poerio Incorporated

By: 

Address: 467 Lowries Run Road

Title: Frank T. Poerio, Jr. President

Address: Pittsburgh, PA 15237

Phone: 412-366-6767

Address: \_\_\_\_\_

Fax: 412-366-1404

**END OF SECTION I**

## SECTION II - BID ITEMS

**BASE BID:**

NO.	ITEM	QTY	UNIT	UNIT PRICE	TOTAL
1	Site Preparation	1	LS	\$ 29,000	\$ 29,000
2	Quality Control	1	LS	\$ 5,000	\$ 5,000
3	Unclassified Excavation	1	LS	\$ 26,000	\$ 26,000
4	Structural Fill	10	CY	\$ 30.-	\$ 300.-
5	Lawns	1	LS	\$ 15,000	\$ 15,000
6	Wall with Bench	17	LF	\$ 249	\$ 4,233
7	Exterior Wall	82	LF	\$ 249	\$ 20,418
8	Concrete Sidewalk (4")	195	SY	\$ 82.-	\$ 15,990
9	Concrete Stairs	6	EA	\$ 4,831	\$ 28,986
10	6" Concrete Paving	120	SY	\$ 67.-	\$ 8,040.-
11	Pavement Marking	1	LS	\$ 500	\$ 500.-
12	Bollards 6"	8	EA	\$ 232	\$ 1,856
13	Gas Service Line	1	LS	\$ 1,000	\$ 1,000
14	Telephone/Data Conduit	260	LF	\$ 73.-	\$ 18,980
15	Waterline 6" DIP	110	LF	\$ 50.-	\$ 5,550
16	Waterline 2-1/2" PVC	75	LF	\$ 35.-	\$ 2,625
17	6" Sanitary Sewer	50	LF	\$ 50	\$ 2,500
18	4" O/W Separator Sanitary Sewer	460	LF	\$ 25.-	\$ 11,500
19	Fire Service Vault Complete	1	LS	\$ 22,000	\$ 22,000
20	Oil/Water Separator	1	LS	\$ 5,000	\$ 5,000
21	1" PVC Conduit	165	LF	\$ 20.-	\$ 3,300
22	6" SDR-35	36	LF	\$ 30	\$ 1,080
23	15" HDPE	88	LF	\$ 45	\$ 3,960.
24	Catch Basin	1	EA	\$ 1,500	\$ 1,500
<b>TOTAL SITE CONSTRUCTION COST</b>					<b>\$ 234,318.-</b>
25	<b>CFMO BUILDING AND RENOVATION OF EXISTING (lump sum)</b>				<b>\$ 1,933,680</b>
<b>TOTAL OF BID ITEMS (Equal to Base Bid on Page 1)</b>					<b>\$ 2,168,000</b>

## SECTION II - BID ITEMS (CONT'D)

**ALTERNATE BID:**

26	Site Preparation	1	LS	\$ 7,500	\$ 7,500
27	Quality Control	1	LS	\$ 500	\$ 500
28	Electric Pole (allowance)	1	LS	\$5,000	\$5,000
29	Fencing, 6'	13	LF	\$ 50	\$ 650
30	Shop Office Stairs	1	LS	\$ 4,831	\$ 4,831
31	6" Concrete Paving	180	SY	\$ 67.5	\$ 12,060
32	Bollards 6"	8	EA	\$ 232	\$ 1,856
33	6" SCH80 PVC	10	LF	\$ 60	\$ 600
34	12" SCH80 PVC	55	LF	\$ 45	\$ 2,475
35	15" HDPE	120	LF	\$ 34	\$ 4,080
36	Yard Drains	3	EA	\$ 700	\$ 2,100
<b>TOTAL ALTERNATE SITE CONSTRUCTION</b>					<u>\$ 41,652</u>
37	WORK BAYS AND SHOP OFFICE (lump sum)				<u>\$ 292,348</u>
<b>TOTAL OF BID ITEMS (Equal to Alternate Bid on Page 1)</b>					<u>\$ 334,000</u>

## CONTRACTOR'S LICENSE

West Virginia State Code §21-11-2 requires that all persons desiring to perform contractual work in this State must be duly licensed. The West Virginia Contractor's Licensing Board is empowered to issue the Contractor's License. Application for a Contractor's License may be made by contacting the West Virginia Department of Labor, 1800 Washington Street, E., Charleston, WV 25305. Telephone: (304) 558-7890.

West Virginia State Code §21-11-11 requires any prospective bidder to include the Contractor's License number on their bid.

Bidders to Complete:

Contractor's Name   Poerio Incorporated  

Contractor's License No.   WV011101  

The successful bidder will be required to furnish a copy of their Contractor's License prior to issuance of a Purchase Order/Contract.

# CONTRACTOR LICENSE

Authorized by the

**West Virginia Contractor Licensing Board**

**Number:**

WV011101

**Classification:**

ELECTRICAL  
GENERAL BUILDING  
GENERAL ENGINEERING  
HEATING, VENTILATING & COOLING  
PIPING  
PLUMBING

POERIO INCORPORATED  
467 LOWRIES RUN ROAD  
PITTSBURGH, PA 15237-0336

**Date Issued**

**Expiration Date**

SEPTEMBER 30, 2005

SEPTEMBER 30, 2006

Authorized Company Signature

*Michael A. Carl*  
Chair, 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 11.

Agency \_\_\_\_\_  
REQ.P.O.# \_\_\_\_\_

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Poerio, Inc.  
of Pittsburgh PA, as Principal, and Liberty Mutual Insurance  
Company of Boston MA, a corporation organized and existing under the laws of the State of Massachusetts with its principal office in the City of Boston, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of 5% OF THE AMOUNT BID (\$ \_\_\_\_\_) 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 West Virginia Army National Guard Expansion of the Construction and Facilities Management Office, 1703 Coonskin Drive, Charleston, WV

**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 the 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.

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 hereunto and these presents to be signed by their proper officers, this 20th day of July, 20 06.

Principal Corporate Seal

Poerio, Inc.  
(Name of Principal)  
By [Signature]  
(Must be President or Vice President)  
Frank T. Poerio, Jr. President  
(Title)

Surety Corporate Seal

Liberty Mutual Insurance Company  
(Name of Surety)  
[Signature]  
Attorney-in-Fact  
Peter B. Burke

**IMPORTANT** - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.



THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint PETER B. BURKE, RYAN V. BURKE, CAROLE A. SKELLY, ALL OF THE CITY OF CANONSBURG, STATE OF PENNSYLVANIA

each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIFTY MILLION AND 00/100 DOLLARS (\$ 50,000,000.00) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 2nd day of May, 2006.

LIBERTY MUTUAL INSURANCE COMPANY

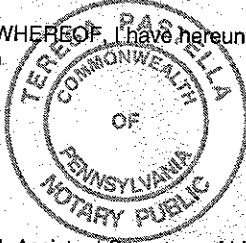
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 2nd day of May, 2006, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2009
Member, Pennsylvania Association of Notaries

By Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 20th day of July, 2006.



By David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.