



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
668C0022

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
MICHAEL AUSTIN 304-558-2402

\*112155317 02 570-459-5048

VENDOR

ALENZA  
 100 NORTH CONAHAN  
 HAZLETON PA 18201

SHIP TO

DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
03/20/2008				

BID OPENING DATE: 04/02/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 1 CHANGES TO THE SPECIFICATIONS ATTACHED. ADD: EXHIBIT 6, PRICE ADJUSTMENT PROVISION. BID OPENING DATE AND TIME REMAINS THE SAME. NO OTHER CHANGES.		
0001	1	EA		675-85 HERBICIDES		

\*\*\*\*\* THIS IS THE END OF RFQ 668C0022 \*\*\*\*\* TOTAL:

**RECEIVED**

2008 MAR 31 A 9:33

PURCHASING DIVISION  
STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Todd Hagene</i>	TELEPHONE 570-459-5048	DATE 3/28/08
TITLE Chemical Sales Manager	FEIN 23-2332783	ADDRESS CHANGES TO BE NOTED ABOVE

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

**ADD**

EXHIBIT 6

PRICE ADJUSTMENT PROVISION:  
THE STATE OF WEST VIRGINIA WILL CONSIDER BIDS THAT CONTAIN PROVISIONS FOR PRICE ADJUSTMENTS PRIOR TO THE ORIGINAL EXPIRATION OF THE CONTRACT, PROVIDED THAT SUCH PRICE ADJUSTMENT COVERS BOTH UPWARD AND DOWNWARD MOVEMENT OF THE COMMODITY PRICE, AND THAT ADJUSTMENT IS BASED ON THE "PASS THROUGH" INCREASE OR DECREASE OF RAW MATERIALS AND/OR LABOR, WHICH MAKE UP ALL OR A SUBSTANTIAL PART OF A PRODUCT. ADJUSTMENTS ARE TO BE BASED UPON AN ACTUAL DOLLAR FIGURE, NOT A PERCENTAGE. ALL PRICE ADJUSTMENT REQUESTS MUST BE SUBSTANTIATED IN A MANNER ACCEPTABLE TO THE DIRECTOR PURCHASING, E.G. GOVERNMENTAL BENCH MARKS, GENERAL MARKET INCREASE, PUBLISHED PRICE LISTS. SUCH REQUESTS FOR AND INCREASE SHOULD BE RECEIVED IN WRITING BY THE DIRECTOR OF PURCHASING AT LEAST 30 DAYS IN ADVANCE OF THE EFFECTIVE DATE OF THE INCREASE. ANY TIME THE VENDOR REQUESTS A PRICE ADJUSTMENT, THE PURCHASING DIVISION MAY EITHER ACCEPT THE PRICE ADJUSTMENT AND AMEND THE CONTRACT ACCORDINGLY OR REJECT THE ADJUSTMENT IN ITS ENTIRETY AND CANCEL THE CONTRACT.

**Remove and destroy pages 14 and 15 and replace with the revised pages 14 and 15. This changes DOH-5, Product Trade Name from Arsenal to Arsenal Powerline.**

**Remove and destroy pages 24 and 25 and replace with the revised pages 24 and 25. This adds to DOH-34H the following:**

**Supplied in 12 lb. jugs**

**C) @ \$ \_\_\_\_\_ per lb. (i.e. \$ \_\_\_\_\_ per jug)**

**Remove and destroy pages 26 and 27 and replace with the revised pages 26 and 27. This changes DOH-3A, Product Trade Name from Hygrade EC or Arborchem Basal Oil or Bark Oil EC to Hygrade EC or Arborchem Basal Oil or or Bark Oil EC or Alenza Basal Oil or Penevator.**

**This also deletes DOH-9A - A Dispersible Liquid Spray Oil Adjuvant.**



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DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS		
02/26/2008						
BID OPENING DATE: 04/02/2008		BID OPENING TIME 01:30PM				
LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		675-85		
<b>HERBICIDES</b>  <b>OPEN END CONTRACT</b>  <b>TO PROVIDE THE MATERIALS NECESSARY FOR HERBICIDES FOR THE WV DIVISION OF HIGHWAYS TO BE USED IN ALL TEN DISTRICTS PER THE ATTACHED SPECIFICATIONS.</b>  <b>THERE WILL BE A MANDATORY PRE-BID CONFERENCE AT THE MATERIALS CONTROL SOILS AND TESTING DIVISION CONFERENCE ROOM, 190 DRY BRANCH ROAD, CHARLESTON, WV 25306 AT 1:00 PM ON 03/11/2008. FAILURE TO ATTEND THE PRE-BID CONFERENCE WILL RESULT IN BID DISQUALIFICATION.</b>  <b>QUESTIONS: WRITTEN QUESTIONS WILL BE ACCEPTED THROUGH CLOSE OF BUSINESS ( 5:00 PM EST ) ON FRIDAY 03/07/08. SEND YOUR QUESTIONS TO: PURCHASING DIVISION ATTENTION: MICHAEL AUSTIN 2019 WASHINGTON STREET EAST CHARLESTON, WV 25305</b>  <b>QUESTIONS MAY BE SENT VIA FAX, E-MAIL OR REGULAR MAIL E-MAIL: MICHAEL.D.AUSTIN@WV.GOV FAX: 304-558-415</b> <b>IT IS THE VENDORS RESPONSIBILITY TO VERIFY THAT THEIR QUESTIONS HAVE BEEN RECEIVED BY CALLING 304-558-2402.</b>  <b>EXHIBIT 3</b>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Todd Hagen</i>	TELEPHONE 570-459-5048	DATE 3/17/08
TITLE <i>Chemical Sales Manager</i>	FEIN 23-2332783	ADDRESS CHANGES TO BE NOTED ABOVE

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**DIVISION OF HIGHWAYS**  
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BID OPENING DATE: <b>04/02/2008</b>		BID OPENING TIME <b>01:30PM</b>		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p><b>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.</b></p> <p><b>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.</b></p> <p><b>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 ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</b></p> <p><b>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</b></p> <p><b>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</b></p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Todd Hazen</i>	TELEPHONE <b>570-459-5048</b>	DATE <b>3/17/08</b>
TITLE <i>Chemical Sales Manager</i>	FEIN <b>23-2332783</b>	ADDRESS CHANGES TO BE NOTED ABOVE

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02/26/2008				

BID OPENING DATE: **04/02/2008** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>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 ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 04/11/2001</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Todd Hager</i>	TELEPHONE <b>570-459-5048</b>	DATE <b>3/17/08</b>
TITLE <i>Chemical Sales Manager</i>	FEIN <b>23-2332783</b>	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.</p> <p>EXHIBIT 10</p> <p>REQUISITION NO.: .....</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NO.'S:</p> <p>NO. 1 <i>Z.H.</i>.....</p> <p>NO. 2 .....</p> <p>NO. 3 .....</p> <p>NO. 4 .....</p> <p>NO. 5 .....</p> <p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS.</p> <p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Todd Hagen</i>	TELEPHONE 570-459-5048	DATE 3/17/08
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<p>.....<i>Todd Hagene</i>.....            SIGNATURE</p> <p>.....<i>Alenza</i>.....            COMPANY</p> <p>.....<i>3/17/08</i>.....            DATE</p>						
REV. 11/96						
VENDOR PREFERENCE CERTIFICATE						
CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).						
A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:						
<input type="checkbox"/> BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR						
<input type="checkbox"/> BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-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						

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ROBERT

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<p>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 SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX &amp; REVENUE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Todd Hagene</i>	TELEPHONE <b>570-459-5048</b>	DATE <b>3/17/08</b>
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<p>DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED THAT SUCH INFORMATION DOES NOT CONTAIN THE AMOUNTS OF TAXES PAID NOR ANY OTHER INFORMATION DEEMED BY THE TAX COMMISSIONER TO BE CONFIDENTIAL.</p> <p>UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), BIDDER HEREBY CERTIFIES THAT THIS CERTIFICATE IS TRUE AND ACCURATE IN ALL RESPECTS; AND THAT IF A CONTRACT IS ISSUED TO BIDDER AND IF ANYTHING CONTAINED WITHIN THIS CERTIFICATE CHANGES DURING THE TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.</p> <p>BIDDER: <u>Alenza</u></p> <p>DATE: <u>3/17/08</u></p> <p>SIGNED: <u>Todd Hagen</u></p>						

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<p>TITLE: <i>Chemical Sales Manager</i></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> <p>RFQ. NO.: 668C0022</p> <p>BID OPENING DATE: 04/02/2008</p> <p>BID OPENING TIME: 1: 30 PM</p>						

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## SPECIFICATIONS

The following sections of the West Virginia Department of Transportation, Division of Highways Standard Specification Roads and Bridges, adopted 2000, as modified by the current Supplemental Specifications shall apply to the administration of this Contract: 101, 102.4, 102.5, 105.1, 105.3, 105.4, 105.10, 105.11, 105.12, 105.13, 106.3, 106.4, 106.5, 106.6, 106.7, 106.9, 107.1, 107.2, 107.3, 107.14, 107.19, 107.20, 108.8, 109.1, 109.2, and 109.20

The terms "Contractor" and "Vendor" used in the above specifications or this contract are interchangeable. Contractor shall mean Vendor and Vendor shall mean Contractor.

West Virginia Department of Transportation, Division of Highways Standard Specifications Roads and Bridges, adopted 2000 and the current Supplemental Specifications may be obtained from:

West Virginia Division of Highways  
 State Capitol Complex  
 Engineering Division, Technical Section  
 Room A-650, Building 5  
 Charleston, West Virginia 25305

Herbicide furnished under this contract shall conform to the physical and chemical properties set out in the EPA Registration of the product provided by the Vendor.

## 2. BIDDING INSTRUCTIONS

Vendors may quote on any or all of the chemical products listed herein.

It is the intent to award a Statewide Contract for each chemical product listed herein. The contract will be awarded to the lowest compliant bidder for each item. The award for each item will be based on the bid price per gallon, pound or ounce and not the lot or container amount.

The vendor shall list the trade name and EPA Registration Number, where applicable, on the Bidding Schedule for each chemical product bid. Failure to list this information may result in the disqualification of the vendor's bid on that product.

Vendors shall not qualify bids. Any qualification of bids or any modification of the specifications or conditions governing the bids may be cause to reject bids.

The successful vendor shall furnish two product labels, for each product awarded, to the West Virginia Division of Highways. The labels shall provide pertinent information regarding product storage and handling or this information shall otherwise be provided with each shipment.

Equivalency where requested as, chemical name or equivalent, shall mean equal and not necessarily identical. Prior to award of low bid the Division of Highways may require samples for evaluation to determine equivalency when applicable. Product specifications and technical information should be submitted with bid and may also be used to determine equivalency. The final determination of equivalency will be made by the Division of Highways and award will be based upon the item providing the intended service or result and unit price.

## 3. CONTRACT AWARD

Qualified vendors who submit a valid low bid will be awarded a contract for those items for which their bid is low.

The State of West Virginia reserves the right to make multiple awards on this contract when it is in the best interest of the State to do so.

4. ACCEPTANCE PLAN

With each delivery of herbicide products to the Division, the vendor shall certify that the products so delivered do conform to the properties described in the EPA Registration.

Material failing to comply with the quality requirement will not be accepted.

5. TESTING PROCEDURES

Upon award of contract, the successful vendor shall supply the Division of Highways, Materials Control, Soil and Testing Division, 312 Michigan Avenue, Charleston, West Virginia 25311, the proper testing procedures to determine the presence and concentration of the Herbicide in flowing water.

6. BID QUANTITIES

Vendor should base quotation on estimated herbicide use as follows:

DOH-1H	3,000	gallons
DOH-2H	6,000	gallons
DOH-3H	100	pounds
DOH-4H	250	gallons
DOH-5H	150	gallons
DOH-6H	600	gallons
DOH-7H	500	gallons
DOH-8H	250	gallons
DOH-9H	2000	pounds
DOH-10H	100	gallons
DOH-11H	25	gallons
DOH-12H	50	gallons
DOH-13H	50	gallons
DOH-14H	150	pounds
DOH-15H	25	cases
DOH-16H	10	pounds
DOH-17H	100	gallons
DOH-18H	50	pounds
DOH-19H	25	gallons
DOH-20H	50	gallons
DOH-21H	300	gallons
DOH-22H	300	gallons
DOH-23H	100	gallons
DOH-24H	50	pounds
DOH-25H	100	pounds
DOH-26H	16	gallons
DOH-27H	16	gallons
DOH-28H	50	pounds
DOH-29H	400	ounces
DOH-30H	50	gallons
DOH-31H	100	gallons
DOH-32H	100	pounds
DOH-33H	100	pounds
DOH-34H	400	pounds
DOH-35H	50	pounds
DOH-36H	100	gallons
DOH-37H	100	gallons
DOH-38H	100	pounds

Vendors are cautioned that the above quantities are estimates only. Actual orders will be for the required needs of the Division of Highways.

7. DELIVERY

Materials under this contract are to be shipped prepaid F.O.B. delivery to West Virginia Division of Highways District Storerooms as follows:

District One	Charleston
District Two	Huntington
District Three	Parkersburg
District Four	Clarksburg
District Five	Burlington
District Six	Moundsville
District Seven	Weston
District Eight	Elkins
District Nine	Lewisburg
District Ten	Princeton

Materials should be shipped to the location and in the quantity specified in State Contract Purchase Orders (SCOs) within 20 days after the SCO is issued by the Division of Highways.

8. VENDOR'S INVOICES

Vendor's invoices must be submitted in original and four copies and contain the following:

- a. Division of Highways State Contract Order (SCO) Numbers, and this Contract Number.
- b. Total quantity and unit price with the total cost of each type of material furnished.

Note: Under no circumstance will the West Virginia Division of Highways accept, or pay for, quantities of material in excess of the quantity stated on the State Contract Purchase Order.

9. RESTRICTED AND NON-RESTRICTED HERBICIDES

Herbicide products which have been declared RESTRICTED in their use by the Environmental Protection Agency (EPA) must be applied under the supervision of a licensed herbicide applicator. The Department reserves the right to disallow the use of RESTRICTED herbicides when non-restricted herbicides are available to achieve the same objective.

10. TRAINING AND TECHNICAL ASSISTANCE

In order to bid on and be awarded items on this contract the vendor must have a competent representative available to provide training and technical assistance as required or upon request by WVDOH personnel, including but not limited to, an annual West Virginia Division of Highways Vegetation Management Seminar and attend the mandatory prebid meeting at the end of the seminar. Each bidder should submit name and telephone number of representative with bid. The representative shall have a valid Category 7 certification in West Virginia and the company shall have a valid Category 12 certification in West Virginia. Copies of these certifications should be submitted with the bid.

Failure to comply will result in awarding that vendor's items to the next lowest compliant bidder.

NAME OF REPRESENTATIVE

PHONE NUMBER

ADDRESS

Todd Hagenbuch

570-459-5048

100 N. Conahan Dr.  
Hazleton, PA 18201

11. LIST OF APPROVED HERBICIDES

The Product Trade Name shown is the approved herbicide to be bid. No substitutes will be accepted.

12. ADJUVANTS, SAFETY EQUIPMENT AND MISCELLANEOUS

Unless a Product Trade Name is requested these Items will be awarded based on the lowest unit price bid for acceptable performance. Lowest unit price bid will be determined by comparing minimum label recommendations per 100 gallons of spray solution and unit price. Acceptable performance will be determined by District personnel assessment of desired results and may include, but is not limited to, field test evaluations.



14. BIDDING SCHEDULE

## NOTE:

Vendor should type HERBICIDES  
 Bid Schedule

Percent Concentration/  
 Pounds per Gallon  
of Active Ingredients

CHEMICAL FORMULATION

DOH-1H WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING:  
 Ammonium Salt of Fosamine with Surfactant 4 lbs/gallon

Product Trade Name Krenite S

EPA Registration Number 352-395

Supplied in 2 1/2 gallon containers in lots of 5 gallons.

A) @ \$ 54.60 per gallon (i.e. \$ 273.00 per lot)

Supplied in 15 gallon returnable/refillable containers.

B) @ \$ 53.50 per gallon (i.e. \$ 7222.50 per lot)

DOH-2H WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING:  
 Isopropylamine Salt of Glyphosate 50.2%  
 Phosphate Ester Surfactant

Product Trade Name Roundup Pro Concentrate

EPA Registration Number 524-529

Supplied in 30 gallon plastic returnable drums.

A) @ \$ 52.00 per gallon (i.e. \$ 1560.00 per drum)

Supplied in 2.5 gallon containers in lots of 5 gallons.

B) @ \$ 52.00 per gallon (i.e. \$ 260.00 per lot)

Supplied in 15 gallon returnable/refillable containers.

C) @ \$ 52.00 per gallon (i.e. \$ 7020.00 per lot)

Supplied in 150 gallon returnable/refillable shuttle.

D) @ \$ 52.00 per gallon (i.e. \$ 7800.00 per shuttle)

14. BIDDING SCHEDULE CONT

DOH-3H DISPERSIBLE GRANULES CONTAINING:  
Sulfometuron Methyl 75%

Product Trade Name Oust XP

EPA Registration Number 352-601

Supplied in 3 pound containers in lots of 24 pounds.

A) @ \$ 110.00 per pound (i.e. \$ 2640.00 per lot)

B) Supplied in 3 pound jug

@ \$ 110.00 per pound (i.e. \$ 330.00 per jug)

DOH-4H WATER SOLUBLE AQUEOUS SUSPENSION CONTAINING:  
Oryzalin 4 lbs/gallon

Product Trade Name Oryzalin 4 Pro

EPA Registration Number 72167-15-74477

Supplied in 2.5 gallon containers in lots of 5 gallons.

A) @ \$ 50.00 per gallon (i.e. \$ 250.00 per lot)

DOH-5H AQUEOUS SOLUTION CONTAINING:  
Imazapyr 2 lbs/gallon

Product Trade Name Arsenal Powerline

EPA Registration Number \_\_\_\_\_

Supplied in 1 quart containers in lots of 4 quarts

A) @ \$ No Bid per quart (i.e. \$ \_\_\_\_\_ per lot)

Supplied in 2.5 gallon containers in lots of 5 gallons

B) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

Supplied in 15 gallon drums

C) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per drum)

14. BIDDING SCHEDULE CONT

DOH-6H AQUEOUS CARRIER CONTAINING:  
Pendimethalin 3.8 lbs/gallon

Product Trade Name Pendulum AquaCap

EPA Registration Number \_\_\_\_\_

Supplied in 2.5 gallon container in lots of 5 gallons

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

DOH-7H WATER SOLUBLE CONCENTRATE CONTAINING:  
Triclopyr 3 lbs/gallon

Product Trade Name Garlon 3A

EPA Registration Number 62719-37

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 72.75 per gallon (i.e. \$ 363.75 per lot)

Supplied in 30 gallon containers

B) @ \$ 72.75 per gallon (i.e. \$ 2182.50 per container)

Supplied in 15 gallon continuum returnable/refillable containers in pallets of 9 containers

C) @ \$ 74.75 per gallon (i.e. \$ 10091.25 per pallet)

DOH-8H WATER SOLUBLE CONCENTRATE CONTAINING:  
Triclopyr 4 lbs/gallon

Product Trade Name Garlon 4 Ultra

EPA Registration Number 62719-527

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 93.25 per gallon (i.e. \$ 466.25 per lot)

Supplied in 30 gallon containers

B) @ \$ 93.25 per gallon (i.e. \$ 2797.50 per container)

Supplied in 15 gallon continuum returnable/refillable containers in pallets of 9 containers

C) @ \$ 93.90 per gallon (i.e. \$ 12676.50 per pallet)



14. BIDDING SCHEDULE CONT

DOH-12H WATER SOLUBLE LIQUID CONTAINING:  
Ammonium Salt of Imazapic 23.6%

Product Trade Name Plateau

EPA Registration Number \_\_\_\_\_

Supplied in 1 gallon containers in lots of 2 gallons

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

Supplied in 2.5 gallon containers in lots of 5 gallons

B) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

Supplied in 1.44 oz packets 14 packets per lot

C) @ \$ No Bid per packet (i.e. \$ \_\_\_\_\_ per lot)

Supplied in 1 qt containers 4 qts per lot

D) @ \$ No Bid per qt (i.e. \$ \_\_\_\_\_ per lot)

E) Supplied in 15 gallon containers

@ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

DOH-13H A DISPERSIBLE LIQUID CONTAINING:  
Hexazinone 2 lbs/gallon

Product Trade Name Velpar L

EPA Registration Number 352-392

Supplied in 2 ½ gallon containers in lots of 5 gallons

A) @ \$ 57.75 per gallon (i.e. \$ 288.75 per container)

14. BIDDING SCHEDULE CONT

DOH-14H DRY FLOWABLE CONTAINING:  
Metsulfuron Methyl 60%

Product Trade Name Escort XP

EPA Registration Number 352-439

Supplied in 16 oz. containers in lots of 8 lbs. (8-16 oz. ctrs.)

A) @\$ 10.50 per oz. (i.e. \$ 1344.00 per lot)

Supplied in 16 oz. jug

B) @\$ 10.50 per oz (i.e. \$ 168.00 per jug)

C) Supplied in 64 oz Jug returnable/refillable

@ \$ 10.50 per oz (i.e. \$ 672.00 per jug)

DOH-15H WATER SOLUBLE GRANULE HERBICIDE CONTAINING:  
Ammonium Salt of Glyphosate 71.4%

Product Trade Name Roundup Pro dry

EPA Registration Name 524-505

A) Supplied in 23.25 lb. box

@ \$ 244.13 23.25 lb. box (i.e. \$ 10.50 per lb.)

DOH-16H DRY FLOWABLE CONTAINING:  
Chlorsulfuron 75%

Product Trade Name Telar XP

EPA Registration Number 352-654

Supplied in 8 x 16 ounce containers to a case

A) @\$ 19.05 per ounce (i.e. \$ 2438.40 per container)



14. BIDDING SCHEDULE CONT

DOH-20H AQUEOUS SOLUTION CONTAINING:  
Isopropylamine Salt of Imazapyr 27.6%

Product Trade Name Stalker

EPA Registration Number \_\_\_\_\_

Supplied in 1 quart containers in lots of 4 quarts

A) @ \$ No Bid per quart (i.e. \$ \_\_\_\_\_ per lot)

DOH-21H AQUEOUS SOLUTION CONTAINING:  
Diglycolamine Salt of 3, 6-Dichloro-0-Anisic Acid 4 lbs/gallon

Product Trade Name Vanquish

EPA Registration Number 228-397

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 65.50 per gallon (i.e. \$ 327.50 per lot)

Supplied in 15 gallon returnable/refillable containers in pallets of 9 containers

B) @ \$ 68.00 per gallon (i.e. \$ 9180.00 per pallet)

DOH-22H AQUEOUS SOLUTION CONTAINING:  
Triclopyr .75 lbs/gallon

Product Trade Name Pathfinder II

EPA Registration Number 62719-176

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 38.10 per gallon (i.e. \$ 190.50 per lot) *J.H.*

DOH-23H WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING:  
Isopropylamine Salt of Glyphosate 53.8%

Product Trade Name Rodeo

EPA Registration Number 62719-324

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 50.00 per gallon (i.e. \$ 250.00 per lot)

Supplied in 30 gallon plastic returnable drums

B) @ \$ 49.50 per gallon (i.e. \$ 1485.00 per drum)



DOH-24H A LIQUID CONTAINING:  
Aminopyralid 40.6%

Product Trade Name Milestone VM

EPA Registration Number 62719-537

Supplied in 1 quart containers 12 containers per lot

A) @ \$ 79.50 per quart (i.e. \$ 954.00 per lot)

Supplied in 2.5 gallon containers 5 gallons per lot

B) @ \$ 310.00 per gallon (i.e. \$ 1550.00 per lot) <sup>1.8</sup>

DOH-25H WATER DISPERSIBLE GRANULAR MATERIAL CONTAINING:  
Prodiamine 65%

Product Trade Name Endurance

EPA Registration Number 228-398

Supplied in 10 pound containers 50 pounds per lot

A) @ \$ 26.25 per pound (i.e. \$ 1312.50 per lot)

DOH-26H EMULSIFIABLE CONCENTRATE CONTAINING:  
Quizalofop P-Ethyl 0.88 lbs/gallon

Product Trade Name Assure II

EPA Registration Number \_\_\_\_\_

Supplied in 1 gallon containers in lots of 4 gallons

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

DOH-27H EMULSIFIABLE CONCENTRATE CONTAINING:  
Fluazifop-P-butyl 6.75%

Product Trade Name Ornamec

EPA Registration Number \_\_\_\_\_

Supplied in 1 gallon containers in lots of 4 gallons

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)



14. BIDDING SCHEDULE CONT

DOH-32H      WETTABLE GRANULE FORMULATION CONTAINING  
 Sodium salt of diflufenzopy: 2-(1-({3,5-difluorophenylamino} carbonyl) hydrazono) ethyl)-3-pyridinecarboxylic acid, sodium  
 Sodium salt of 3,6-dichloro-*o*-anisic acid

21.4%  
55.0%

Product Trade Name      Overdrive

EPA Registration Number      \_\_\_\_\_

Supplied in 7 1/2 lb. jugs. 30 lbs. per case

A) @ \$ No Bid per lb. (i.e. \$ \_\_\_\_\_ per case)

DOH-33H      DISPERSIBLE GRANULES CONTAINING  
 Sulfometuron Methyl  
 Chlorsulfuron

56.25%  
18.75%

Product Trade Name      Landmark XP

EPA Registration Number      352-645

Supplied in 4 lb. jugs in lots of 32 lbs.

A) @ \$ 148.50 per lb. (i.e. \$ 4752.00 per case)

Supplied in 64 oz jug returnable/refillable

B) @ \$ 9.28 per oz. (i.e. \$ 593.92 per jug)

DOH-34H      DISPERSIBLE GRANULES CONTAINING  
 Sulfometuron Methyl  
 Metsulfuron Methyl

56.25%  
15.00%

Product Trade Name      Oust Extra

EPA Registration Number      352-622

Supplied in 4 lb. jugs in lots of 32 lbs.

A) @ \$ 98.50 per lb. (i.e. \$ 3152.00 per lot)

Supplied in 64 oz. returnable/refillable

B) @ \$ 6.16 per oz. (i.e. \$ 394.24 per jug)

Supplied in 12 lb. jugs

C) @ \$ 98.50 per lb. (i.e. \$ 1182.00 per jug)

2514. BIDDING SCHEDULE CONT

DOH-35H A DRY FLOWABLE GRANULE CONTAINING:  
 Bromacil 40%  
 Diuron 40%

Product Trade Name Krovar I DF

EPA Registration Number 352-505

Supplied in 6 lb containers in lots of 8 containers

A) @ \$ 11.25 per lb (i.e. \$ 540.00 per lot)

DOH-36H A LIQUID CONTAINING:  
 Imazapic 8.13%  
 Glyphosate 21.94%

Product Trade Name Journey

EPA Registration Number \_\_\_\_\_

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

DOH-37H A LIQUID CONTAINING:  
 Dimethylamine Salt of 2,4-Dichlorophenoxyacetic Acid 24.58%  
 Dimethylamine Salt of Dicamba (3,6-Dichloro-o-Anisic Acid) 12.82%

Product Trade Name Veteran 720

EPA Registration Number 228-295

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 26.75 per gallon (i.e. \$ 133.75 per lot)

Supplied in 30 gallon drums

B) @ \$ 26.00 per gallon (i.e. \$ 780.00 per drum)

DOH-38H DISPERSIBLE GRANULES CONTAINING  
 Chlorsulfuron 9%  
 Sulfometuron Methyl 18%  
 Sulfentrazone 48%

Product Trade Name Throttle XP

EPA Registration Number 352-725

Supplied in 3.9 lb. containers, 8 containers per case

A) @ \$ 109.45 per lb (i.e. \$ 3414.84 per case)

DOH-1A A WATER SOLUBLE BLUE LIQUID SPRAY PATTERN INDICATORProduct Trade Name BullseyeSupplied in 2.5 gallon containers in lots of 5 gallonsA) @\$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)DOH-2A A MISCIBLE-DISPERSIBLE LIQUID DEFOAMER (30% Active Ingredient)Product Trade Name Alenza DefoamerSupplied in 1 gal containers in lots of 4 gals.A) @\$ 17.25 per (i.e. \$ 69.00 per lot)DOH-3A A DILUENT WITH EMULSIFIERSProduct Trade Name Hygrade EC or Arborchem Basal Oil or Bark Oil EC & Penevator oil  
Alenza Basal oilSupplied in 15 gal containers in lots of 135 gallonsA) @\$ 8.00 per gallon (i.e. \$ 1080.00 per lot)DOH-4A NON-IONIC SURFACTANT (90% Active Ingredient)Product Trade Name Alenza 90Supplied in 2.5 gal containers in lots of 5 gallonsA) @\$ 13.00 per gallon (i.e. \$ 65.00 per lot)DOH-5A A GRANULAR/FLAKE DRIFT CONTROL AGENTProduct Trade Name Alenza Grandular Drift RetardantSupplied in 2 lb containers in lots of 2 containersA) @\$ 13.00 per 2 lber (i.e. \$ 26.00 per lot)DOH-6A A LIQUID DRIFT CONTROL AGENTProduct Trade Name Alenza Drift RetardantSupplied in 1 gal containers in lots of 4 galsA) @\$ 23.75 per gal (i.e. \$ 95.00 per lot)

14. BIDDING SCHEDULE CONT

DOH-7A AQUATIC SURFACTANT

Product Trade Name Alenza 90

Supplied in 2.5 gal containers in lots of 5 gallons

A) @\$ 13.00 per gallon (i.e. \$ 65.00 per lot)

DOH-8A A WATER SOLUBLE LIQUID SPRAY PATTERN INDICATOR

Product Trade Name Blueprint Plus

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @\$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

DOH-10A A NON-IONIC STICKER SPREADER

Product Trade Name Nu-Film-IR

Supplied in 2 1/2 gallon containers in lots of 5 gallons

A) @\$ 25.00 per gallon (i.e. \$ 125 .00 per lot)

DOH-11A A READY TO USE FORMULA CONTAINING PARFFINIC OIL EMULSIFIERS

Product Trade Name Thinvert RTU

Supplied in 2 1/2 gallon jugs. 5 gallon per case

A) @\$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per case)

Supplied in 15 gallon drum

B) @\$ No Bid per gallon

DOH-12A A CONCENTRATE FORMULA CONTAINING PARFINNK OIL EMULSIFIERS AND SURFACTANTS

Product Trade Name Thinvert Concentrate

Supplied in 2 1/2 gallon jugs. 5 gallon per case

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per case)

Supplied in 15 gallon drum

B) @ \$ No Bid per gallon

14. BIDDING SCHEDULE CONTSAFETY EQUIPMENTDOH-1S EMERGENCY SPILL KIT CONTAINING:

15 Universal Plus Sorbent Pads  
 3 Cobra Coils  
 1 Pair Safety Goggles  
 1 Pair Latex Gloves  
 1 Large Refuse Bag  
 1 List of Environmental Compliance Telephone Numbers  
 18" x 18" x 4"  
 Vacuum Packed in Puncture Resistant Foil

Product Trade Name \_\_\_\_\_

A) @ \$ No Bid per each

DOH-2S A GRANULAR/FLAKE SPILL ABSORBENT

Product Trade Name \_\_\_\_\_

Supplied in \_\_\_\_\_ containers in lots of \_\_\_\_\_ containers

A) @ \$ No Bid per pound (i.e. \$ \_\_\_\_\_ per lot)

DOH-3S 3 LAYER FABRIC COVERALLS (ALL SIZES)

Product Trade Name Kleen Guard

Supplied in 12 ea/case

A) @ \$ No Bid per each (i.e. \$ \_\_\_\_\_ per case)

DOH-4S DISPOSABLE COVERALLS

Product Trade Name Tyvek

Supplied in 25 ea/case

A) @ \$ No Bid per each (i.e. \$ \_\_\_\_\_ per case)

DOH-5S 32 OZ. EYE WASH BOTTLE

Product Trade Name \_\_\_\_\_

Supplied per each

A) @ \$ No Bid per each



DOH-1M PRESSURE RINSER

Product Trade Name Easy Rinse

Supplied per each

A) @ \$ No Bid per each

DOH-2M HAND SOAP WITH CITRUS OIL

Product Trade Name Zep

Supplied in 32 oz. containers in lots of 20 containers per case

A) @ \$ No Bid per container (i.e. \$ \_\_\_\_\_ per case)

DOH-3M A BIOSTIMULANT CONTAINING:

Soluble Potash	1.00%
Iron	0.36%
Manure Extract	79.30%
Humic and Fulvic Acid Extract	9.00%
Kelp Extract	1.20%
Organo-Modified Silaxane Surfactant	0.36%

Product Trade Name Launch

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ No Bid per gallon (i.e. \$ \_\_\_\_\_ per lot)

DOH-4M A WORK BOOT

Product Trade Name Iron Duke

Compliance EPA 40 CFR 170

Supplied per pair

A) @ Size (6-11) \$ No Bid per pair

B) @ Size (12 +) \$ No Bid per pair

14. BIDDING SCHEDULE CONTDOH-5M RUBBER BOOT/SHOE COVERS

Compliance EPA 40 CFR 170

Supplied per pair

- A) @ Size M (8-9) \$ No Bid per pair
- B) @ Size L (10-11) \$ No Bid per pair
- C) @ Size XL (12-13) \$ No Bid per pair

DOH-6M SAFETY GOGGLES – indirect vent

Meets ANS1 287.1-1989

- A) @ \$ No Bid per each

DOH-7M FACE SHIELD – positive lock headgearMeets ANS1 287.1-1989 and  
CAN1CSA-294 3-92 Specifications

- @ \$ No Bid per each

DOH-8M A 5-GALLON BACKPACK SPRAYERProduct Trade Name Birchmeier

- A) @ \$ 225.00 per sprayer *J.H.*

Gasket Set For Sprayer Pump

- B) @ \$ No Bid per set

Hose Valve &amp; Wand Repair Kit

- C) @ \$ No Bid per kit

14. BIDDING SCHEDULE CONT

DOH-9M NITRI-SOLVE 100% NITRILE GLOVES  
15 mil 13" Nitrile Gloves

Compliance EPA 40 CFR 170

Sizes S, M, L, XL, or 2XL

A) @\$ No Bid per pair

DOH-10M 2-QUART HANDHELD PRESSURE SPRAYER

Product Trade Name Tolco

A) @\$ No Bid per sprayer

DOH-11M CLOSED SYSTEM BACKPACK SPRAYER

Product Trade Name Birchmier BCS

A) @\$ 245.00 per sprayer *J.H.*

Gasket set for sprayer pump

B) @\$ No Bid per set

Hose Valve & Wand repair kit

C) @\$ No Bid per kit

**DISTRICT DELIVERY ADDRESSES**

**District One Office**  
1334 Smith Street  
Charleston, West Virginia 25301-1492

**District Six Office**  
1 DOT Drive  
Moundsville, West Virginia 26041-1605

**District Two Office**  
801 Madison Avenue  
Huntington, West Virginia 25712-0880

**District Seven Office**  
255 Depot Street  
Weston, West Virginia 26452-1228

**District Three Office**  
624 Depot Street  
Parkersburg, West Virginia 26102-0308

**District Eight Office**  
US 219 North  
Elkins, West Virginia 26241-1516

**District Four Office**  
179 & Meadowbrook Road  
Clarksburg, West Virginia 26302-2570

**District Nine Office**  
103 1/2 Church Street  
Lewisburg, West Virginia 24901

**District Five Office**  
Route 50  
Burlington, West Virginia 26710-0099

**District Ten Office**  
270 Hardwood Lane  
Princeton, West Virginia 24740-2737



STATE OF WEST VIRGINIA  
Purchasing Division

## PURCHASING 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 owed 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: Todd Hagenbuch

Authorized Signature: Todd Hagenbuch Date: 3/28/08

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FOR USE ONLY IN CATEGORIES ABOVE  
WEST VIRGINIA CERTIFICATION

Expires: 12/31/08 C04443  
Commercial Applicator  
Todd Hagenbuch  
DeAngelo Brothers Inc.  
100 N. Conahan Drive  
Hazleton, PA 18201



NOT  
TRANSFERABLE

AUTHORIZED REPRESENTATIVE

WV Pesticide License