



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
DNR209065

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
FRANK WHITTAKER 304-558-2316

VENDOR

\*709054414      304 263 7857  
 TAYLOR SPORTS & RECREATION  
 PO BOX 1706  
  
 MARTINSBURG WV 25402

SHIP TO

DIVISION OF NATURAL RESOURCES  
 CAMP CREEK STATE PARK  
 ATTN: PARK SUPERINTENDENT  
 POST OFFICE BOX 119  
 CAMP CREEK, WV  
 25820      425-9481

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/07/2009	30 DAY NET	MIRAGE	Destination	Prepaid

BID OPENING DATE: 05/13/2009      BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		650-38		\$69,317. <sup>46</sup>
PLAYGROUND EQUIPMENT (NOT OTHERWISE CLASSIFIED)  THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, IS SOLICITING BIDS FROM RESPONSIBLE VENDORS TO PROVIDE PLAYGROUND EQUIPMENT FOR CAMP CREEK STATE PARK, CAMP CREEK, MERCER COUNTY, WV.  A MANDATORY PRE-BID CONFERENCE WILL BE HELD ON 04/21/09 AT 11:00 AM AT PARK HEADQUARTERS. FAILURE TO ATTEND THE MANDATORY PRE-BID MEETING WILL RESULT IN BID DISQUALIFICATION. AN INDIVIDUAL MAY NOT REPRESENT MORE THAN ONE FIRM AT THE PRE-BID MEETING.  TECHNICAL QUESTIONS MAY BE SUBMITTED IN WRITING TO FRANK WHITTAKER IN THE PURCHASING DIVISION VIA FAX AT 304-558-4115 OR VIA EMAIL AT FRANK.M.WHITTAKER@WV.GOV DEADLINE FOR TECHNICAL QUESTIONS IS 04/24/09 @ 4:30 PM  EXHIBIT 5  WEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE WITH THE BID. THE ENCLOSED DRUG-FREE WORKPLACE AFFIDAVIT MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTICLE 1D, CHAPTER 21 OF THE WEST VIRGINIA CODE. FAILURE TO SUBMIT THE SIGNED DRUG-FREE WORKPLACE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID.						

**RECEIVED**  
 2009 MAY 13 P 1:03  
 PURCHASING DIVISION  
 STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Thomas P. Mel...</i>	TELEPHONE 304-744-6548	DATE 5-13-09	
TITLE <i>Regional Rep</i>	FEIN 55-0778347	ADDRESS CHANGES TO BE NOTED ABOVE	

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



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04/07/2009	30 DAY NET	Multiple	Destination	Prepaid

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<p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 90 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. THE AGENCY WILL ISSUE THE NOTICE TO PROCEED IN WRITING.</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 MERCER 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> <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>						\$69,317. <sup>00</sup>

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Thomas C. Hill</i>	TELEPHONE 304-744-6548	DATE 5-13-09	
TITLE <i>Regional Rep</i>	FEIN 55-6778347	ADDRESS CHANGES TO BE NOTED ABOVE	

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						<b>\$69,317</b>
<p>( ) BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</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 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>( ) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</p> <p>REV. 11/00</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS &amp; STEEL IN PUBLIC WORKS PROJECTS</p> <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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Thomas C. Webb</i>	TELEPHONE <i>304-744-6548</i>	DATE <i>5-13-09</i>
TITLE <i>Regional Rep</i>	FEIN <i>55-8778347</i>	ADDRESS CHANGES TO BE NOTED ABOVE

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						<b>\$69,317</b>
<p>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> <p>REV. 3/88</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE &amp; ACKNOWLEDGEMENT OF CONSTRUCTION</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Chawan P. ...</i>	TELEPHONE <b>304-744-4548</b>	DATE <b>5-13-09</b>
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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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. 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						
EXHIBIT 10						
ADDENDUM ACKNOWLEDGEMENT						

#69,317

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SIGNATURE <i>Thomas C. J...</i>	TELEPHONE 304-744-4548	DATE 5-13-09
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<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 NOS.:</p> <p>NO. 1      ..... ✓</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 THE 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> <p>..... <i>Thomas C. Mc</i> ..... SIGNATURE            ..... <i>Taylor Sports &amp; Rec</i> ..... COMPANY            ..... <i>5-13-09</i> ..... DATE</p> <p>REV. 11/96</p>						

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<b>CONTRACTORS LICENSE</b>						
<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 BE 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: <i>ALTIZER Contracting LTD</i></p> <p>CONTRACTORS LICENSE NO.: <i>WV038024</i></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 style="text-align: center;"><b>APPLICABLE LAW</b></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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *Thomas C. Mills*      TELEPHONE      DATE *5-7-09*

TITLE      FEIN      ADDRESS CHANGES TO BE NOTED ABOVE

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<p>TO CONTACT YOU REGARDING YOUR BID:</p> <p>-----</p> <p>PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT            CONCERNING THIS QUOTE:</p> <p><i>Thomas C. Nelson</i></p> <p>-----</p>						
<p>***** THIS IS THE END OF RFQ DNR209065 ***** TOTAL:</p>						<p><u>\$69,317.<sup>00</sup></u></p>

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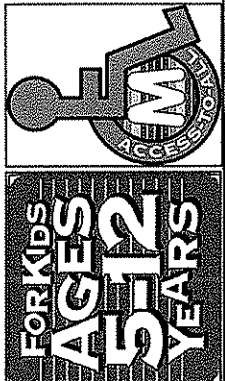
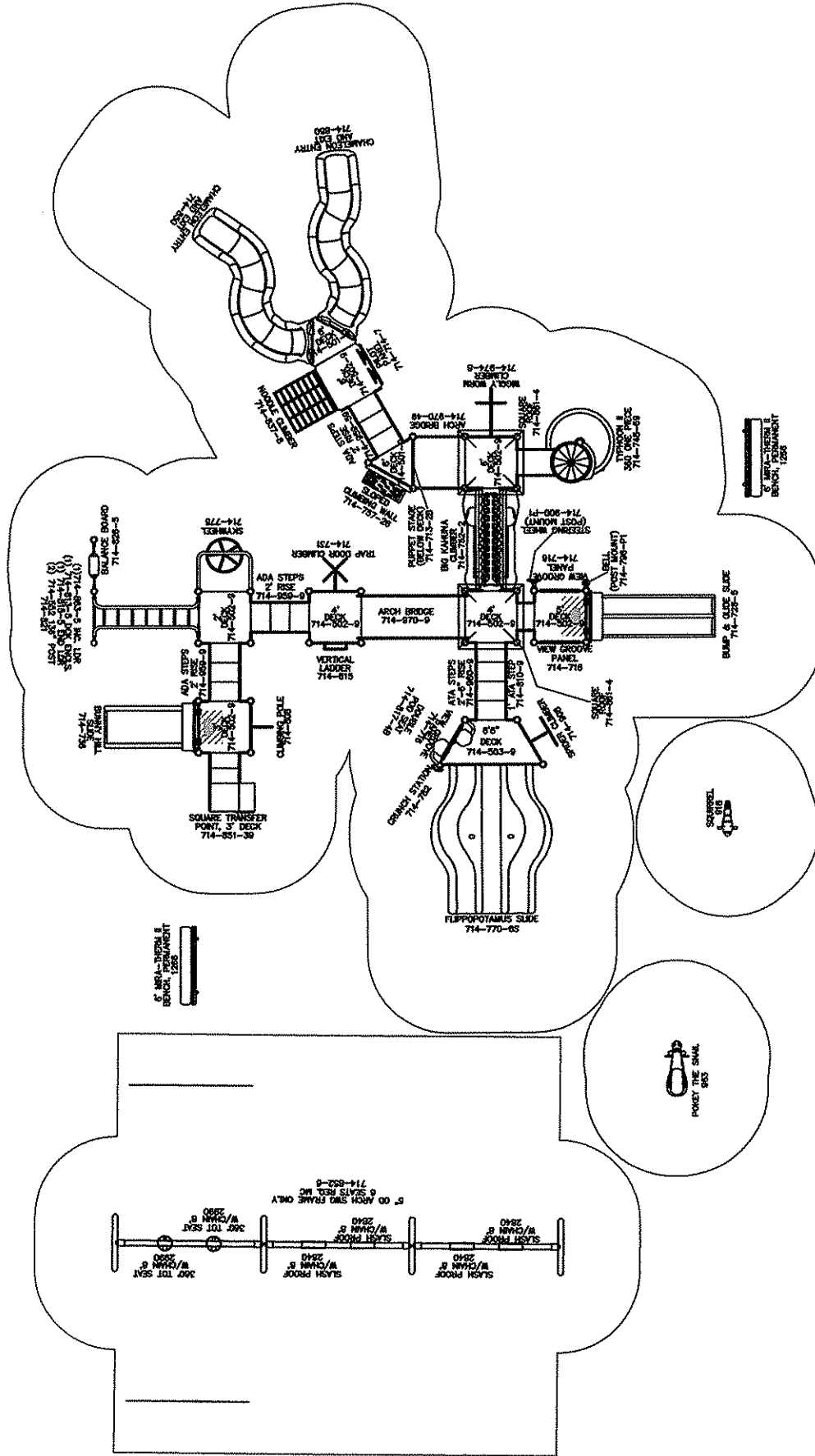
Camp Creek State Park  
**PLAYGROUND EQUIPMENT SHEET**

Please complete the below information concerning the brand(s) of equipment being bid in relation to this project. If bidding "or equal" brands, please attach manufacturer's literature documenting that it meets the mandatory requirements stated in the specifications. Vendors should note the areas of the provided manufacturer's literature that adheres to the mandatory requirements outlined in the Request For Proposal.

Item No.	Equipment	Manufacturer	Model
1	PowerScape play structure, Model #85168, or equal.	MIRACLE	CUSTOM DESIGN PER SPECS PROVIDED
2	Installation of item 1.	N/A	N/A
3	GameTime PrimeTime swing frame, Model # 12583, or equal.	MIRACLE	} # 7148526
4	GameTime PrimeTime add-a-bay, Model #12584, or equal.	MIRACLE	
5	Game Time enclosed tot swing package, Model #8696 or equal.	MIRACLE	# 2990
6	Game Time belt swing seat packages, Model #8910, or equal.	MIRACLE	# 2840
7	Power Scape 6' inground bench with back, Model #28009, or equal.	MIRACLE	# 1266
8	Game Time free standing 6' dueling wave zip slide, Model# 18396, or equal.	MIRACLE	# 657276
9	GameTime cruisin mate spring rider or equal: one (1) of Model #6057 (police car).	MIRACLE	# 918
10	GameTime cruisin mate spring rider or equal: one (1) Model # 6054 (fire chief car).	MIRACLE	# 963
11	Geo-textile fabric, 2,250 Sq. Ft. roll, or equal.	<del>LEAGER</del> MIRACLE	FABRIC
12	Engineered wood fiber or equal @ 8" compacted depth.	<del>LEAGER</del> MIRACLE	ENGINEERED WOOD FIBER

Camp Creek State Park Playground Equipment  
PRICING SHEET

Item No.	Quantity	Description	Unit Price	Amount
1	1	Play Structure: Power Scape Model #85168, or equal.		\$42,588
2	1	Installation of item 1.		\$12,950
3	1	GameTime PrimeTime swing frame, Model # 12583, or equal.		\$2,729
4	1	GameTime PrimeTime add-a-bay, Model #12584, or equal.		
5	2	Game Time enclosed tot swing package, Model #8696 or equal.	\$85	\$170
6	4	Game Time belt swing seat packages, Model #8910, or equal.	\$55	\$220
7	2	Power Scape 6' inground bench with back, Model #28009, or equal.	\$303	\$606
8	1	Game Time free standing 6' dueling wave zip slide, Model# 18396, or equal.		\$1,734
9	1	GameTime cruisin mate spring rider or equal: one (1) of Model #6057 (police car).		\$403
10	1	GameTime cruisin mate spring rider or equal: one (1) Model # 6054 (fire chief car).		\$377
11	3 Rolls	Geo-textile fabric, 2,250 Sq. Ft. roll, or equal.	\$150 per Roll 6' x 250' Roll	\$750
12	6,262 Square Feet	Engineered wood fiber or equal @ 8" compacted depth.	\$13.52 per cu. yd	\$2,650
		<b>TOTAL</b>		\$65,177



**Taylor Sports and Recreation**  
 Po Box 1706  
 Martinsburg WV 25402  
 PHONE NO. 1-800-286-8683  
 FAX NO. 1-304-263-9392  
 DRAWN BY Melinda  
 DATE 07/28/2008

**Camp Creek Park**  
 NA  
 GROUND SPACE NA  
 PROTECTIVE AREA 113' X 62'  
 SCALE NA



# IPEMA Certificate of Compliance



# CERTIFICATE

ISSUE DATE: 5/13/2009

Camp Creek State Park

In the interest of public playground safety, IPEMA provides a third-party certification service whereby Detroit Testing Laboratory, Inc. validates a manufacturer's certification of conformance to the ASTM F1487-07 (excluding sections 7.1.1, 10 and 12.6.1) Standard Consumer Safety Performance Specification for Playground Equipment for Public Use.

The manufacturer listed below has received written validation from Detroit Testing Laboratory, Inc. that the products listed below conform with the requirements of ASTM F1487-07 (excluding sections 7.1.1, 10 and 12.6.1).

**Manufacturer**  
Miracle Recreation  
P.O. Box 420,  
Monett, MO 65708

<b>PRODUCT #</b>	<b>PRODUCT LINE</b>	<b>DESCRIPTION</b>
714-501-9	Kids' Choice	TRIANGLE DECK (3 POSTS) M'THERM II
714-502-9	Kids' Choice	DECK SQUARE (4 POSTS) M'THERM II
714-503-9	Kids' Choice	DECK 1/2 HEX FULL (4 POSTS) M'THERM II
714-552	Kids' Choice	Post 5" O.D. X 136" 3' to 5' Decks
714-553	Kids' Choice	Post 5" O.D. x 5' 6" Decks



Detroit Testing Laboratory

1 of 4 You may verify this certificate by visiting IPEMA's website at <http://www.ipema.org>

# IPEMA Certificate of Compliance

<u>PRODUCT #</u>	<u>PRODUCT LINE</u>	<u>DESCRIPTION</u>
714-573	Kids' Choice	Post 5" O.D. X 168" for Sq. Roof 3/6" to 5/6"
714-574	Kids' Choice	Post 5" O.D. X 186" for Sq. Roof 5' 6" to 6' 6"
714-713-2B	Kids' Choice	Puppet Stage Panel (Below Deck Only)
714-716	Kids' Choice	VIEW GROOVE PANEL
714-727-6	Kids' Choice	Groove Slide (6' 6" Deck)
714-728-5	Kids' Choice	Bump & Glide, One Piece (5' Deck)
714-731	Kids' Choice	TRAP DOOR CLIMBER (3' & 5' DECK)
714-736	Kids' Choice	Bunny Hill Slide w/Canopy (3' Deck)
714-749-69	Kids' Choice	6' 6" TYPHOON SLIDE 405 DEG (6' & 6' 6" DECK)
714-752-2	Kids' Choice	BIG KAHUNA CLIMBER, BETWEEN DECKS W/2' RISE
714-757-26	Kids' Choice	Sloped Climbing Wall (6' 6" Deck)
714-770-6S	Kids' Choice	FLIPPOPOTAMUS SLIDE/CLIMBER W/SLIDE SIDE UP
714-775	Kids' Choice	SKY WHEEL SINGLE (2' DECK)
714-782	Kids' Choice	CRUNCH STATION
714-796-P1	Kids' Choice	BELL, POST MOUNT
714-808	Kids' Choice	CLIMBING POLE (3, 5' OR 6'6" DECK)
714-810-9	Kids' Choice	STAIR BETWEEN DECKS ADA (1' RISE) M'THERM II
714-815	Kids' Choice	Climber Vertical Ladder (5' Deck)
714-817-4B	Kids' Choice	DOUBLE POD SEAT
714-821	Kids' Choice	Horizontal/Inclined Ladder w/ End Climber
714-826-5	Kids' Choice	BALANCE BOARD W/HANDHOLDS



# IPEMA Certificate of Compliance

<u>PRODUCT #</u>	<u>PRODUCT LINE</u>	<u>DESCRIPTION</u>
714-837-8	Kids' Choice	TENSILE TOUGH NOODLE CLIMBER (8' DECK)
714-850	Kids' Choice	CHAMELEON SLIDE ENTRY & EXIT SECTION
714-850-1	Kids' Choice	CHAMELEON SLIDE STRAIGHT SECTION
714-850-2	Kids' Choice	CHAMELEON SLIDE RIGHT TURN SECTION
714-850-3	Kids' Choice	CHAMELEON SLIDE LEFT TURN SECTION
714-850EN	Kids' Choice	CHAMELEON SLIDE, ENTRY & EXIT SECTION EN
714-851-359	Kids' Choice	SQUARE TRANSFER POINT OPEN HANDRAIL (3' DECK)
714-861-4	Kids' Choice	SQUARE ROOF
714-900-PI	Kids' Choice	STEERING WHEEL (POST MOUNT)
714-908	Kids' Choice	SPIDER CLIMBER (3', 5' OR 6'6" DECK)
714-958-9	Kids' Choice	STEPS MIRATHERM (3' DECK) M'THERM II
714-959-59	Kids' Choice	STEPS BETWEEN DECKS ADA (2' RISE) OPEN HANDRAIL M'THERM II
714-959-9	Kids' Choice	STEPS BETWEEN DECKS ADA (2' RISE) OPEN HANDRAIL M'THERM II
714-960-9	Kids' Choice	ATA STAIRS 30" RISE, MT II
714-970-49	Kids' Choice	4' ARCH BRIDGE BETWEEN DECKS, M'THERM II
714-970-9	Kids' Choice	8' ARCH BRIDGE BETWEEN DECKS, M'THERM II



# IPEMA Certificate of Compliance

**PRODUCT #**

714-974-8

2840

2841

918

963

714-852-6

**PRODUCT LINE**

Kids' Choice

Misc

Misc

Misc

Misc

Kids' Choice

**DESCRIPTION**

WIGGLY WORM CLIMBER (5', 6' 6"

OR 8' DECK)

Slashproof Swing Seat

Slashproof Swing Seat

SQUIRREL "C" SPRING RIDER

POKEY SNAIL "C" SPRING RIDER

5" OD ARCH FRAME, 6 SEATS REQ



International  
Plastic Testing Laboratory

4 of 4 You may verify this certificate by visiting IPEMA's website at <http://www.ipema.org>



# IPEMA Certificate of Compliance



# CERTIFICATE

ISSUE DATE: 5/13/2009

Camp Creek State Park

In the interest of public playground safety, IPEMA provides a third-party certification service whereby Detroit Testing Laboratory, Inc. validates a manufacturer's certification of conformance to the ASTM F1292-04, Standard Specification for Impact Attenuation of Surface Systems Under and Around Playground Equipment Standard. The

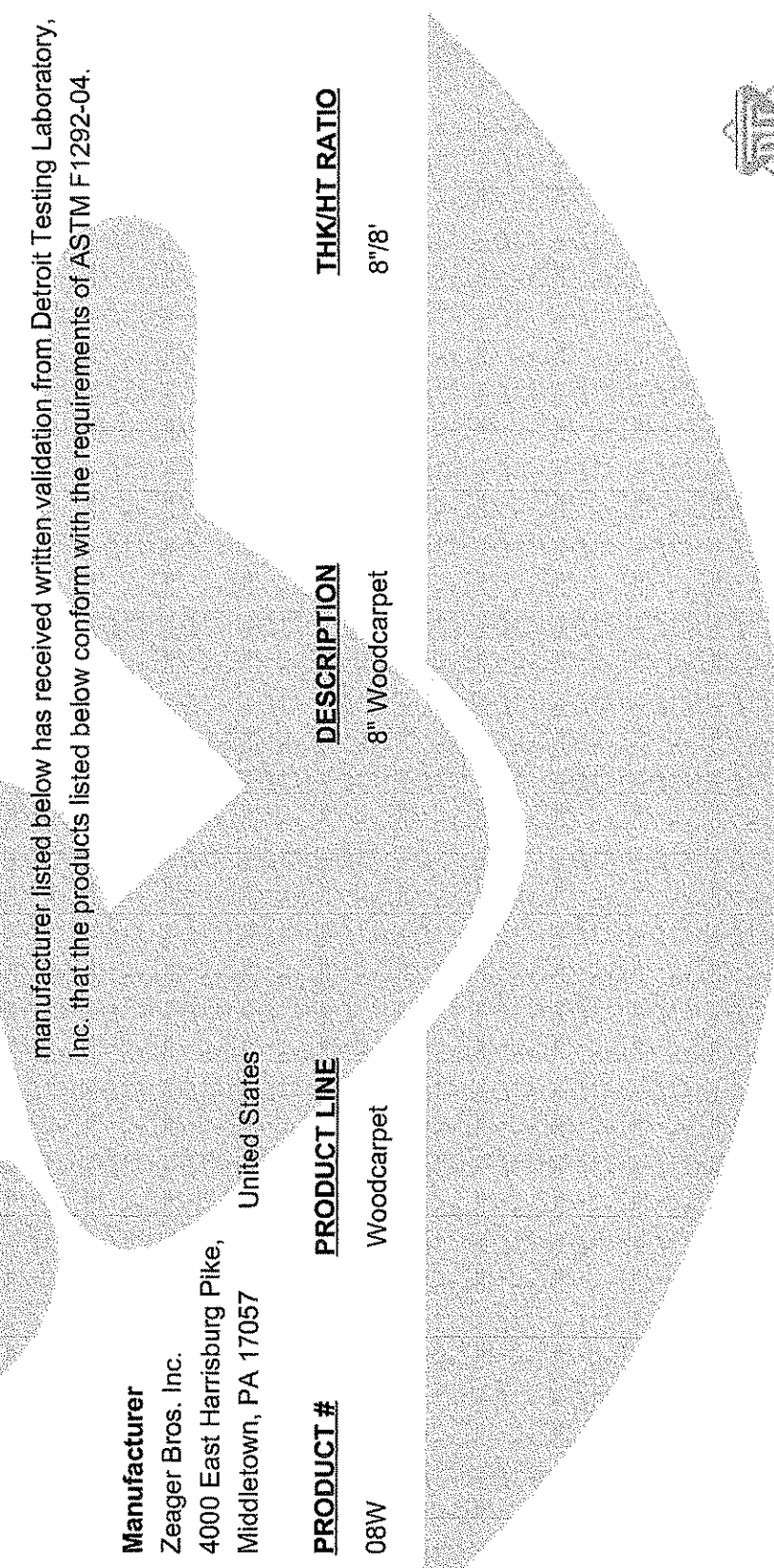
manufacturer listed below has received written validation from Detroit Testing Laboratory, Inc. that the products listed below conform with the requirements of ASTM F1292-04.

**Manufacturer**  
Zeager Bros. Inc.  
4000 East Harrisburg Pike,  
Middletown, PA 17057  
United States

**PRODUCT #**  
08W  
**PRODUCT LINE**  
Woodcarpet

**DESCRIPTION**  
8" Woodcarpet

**THK/HT RATIO**  
8"/8'





State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5

STATE OF WEST VIRGINIA  
COUNTY OF KANAWHA, TO-WIT:

I, Thomas C Nelson after being first duly sworn, depose and state as follows:

- 1. I am an employee of Taylor Sports + Recreation and,  
(Company Name)
- 2. I do hereby attest that Taylor Sports + Recreation  
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D-5**.

The above statements are sworn to under the penalty of perjury.

Taylor Sports + Recreation  
(Company Name)

By: Thomas C. Nelson

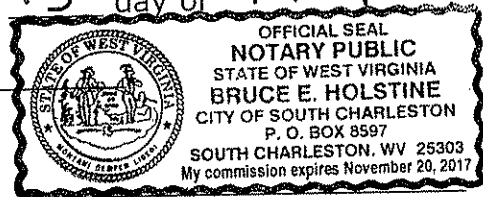
Title: Regional Rep

Date: 5-13-2009

Taken, subscribed and sworn to before me this 13 day of May

By Commission expires 2017

(Seal)



(Notary Public)

**THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.**

STATE OF WEST VIRGINIA  
Purchasing Division

**PURCHASING AFFIDAVIT**

**VENDOR OWING A DEBT TO THE STATE:**

*West Virginia Code* §5A-3-10a provides that: 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.

**PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:**

If this is a solicitation for a public improvement construction contract, the vendor, by its signature below, affirms that it has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the *West Virginia Code*. The vendor **must** make said affirmation with its bid submission. Further, public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the *West Virginia Code* and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the *West Virginia Code* may take place before their work on the public improvement is begun.

**ANTITRUST:**

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

**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. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.

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

Vendor's Name: Taylor Sports & Recreation  
Authorized Signature: Thomas C. Taylor Date: 5-13-09

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

Bond No. N/A

KNOW ALL MEN BY THESE PRESENTS, that we

(Here insert full name and address or legal title of Contractor)

Miracle Recreation Equipment Company
878 E US Highway 60, Monett, MO 65708
as Principal, hereinafter called the Principal, and

(Here insert full name and address or legal title of Surety)

Travelers Casualty and Surety Company of America
One Tower Square, Hartford, CT 06183-6014

a corporation duly organized under the laws of the State of Connecticut
as Surety, hereinafter called the Surety, are held and firmly bound unto

(Here insert full name and address or legal title of Owner)

State of West Virginia, Department of Administration Purchasing
2019 Washington Street East, Charleston, WV 25305

as Obligee, hereinafter called the Obligee, in the sum of
Five Percent of Amount Bid

Dollars (\$ 5% of Amount Bid),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

(Here insert full name, address and description of project)

DNR 209065 - Camp Creek State Park

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 13th

day of May

2009

Handwritten signature of Adam (Witness)

Handwritten signature of Heidi A. Withersen (Witness)

Miracle Recreation Equipment Company (Principal) (Seal)

Handwritten signature of J. Pegg (Title)

Travelers Casualty and Surety Company of America (Surety) (Seal)

Handwritten signature of Sandra L Ham (Title)

Sandra L Ham, Attorney-In-Fact

ACKNOWLEDGMENT BY SURETY

STATE OF Missouri  
City of St. Louis } ss.

On this 13th day of May, 2009, before me personally appeared Sandra L. Ham, known to me to be the Attorney-in-Fact of Travelers Casualty and Surety Company of America

\_\_\_\_\_, the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.

KAREN L. ROIDER  
NOTARY PUBLIC - NOTARY SEAL  
STATE OF MISSOURI, ST. LOUIS CITY  
MY COMMISSION EXPIRES 11-15-09  
COMMISSION #05401581

Karen L. Roider  
Notary Public in the State of Missouri  
City of St. Louis

My Commission Expires: November 15, 2009  
(Seal)



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Surety Bond No. N/A

Principal: Miracle Recreation Equipment Company

OR

Project Description: DNR 209065 - Camp Creek State Park

Obligee: State of West Virginia, Department of Administration Purchasing

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Sandra L. Ham of the City of St. Louis, State of Missouri, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 11th day of August, 2006.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 11th day of August, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

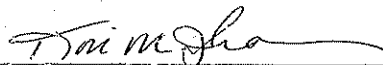
**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

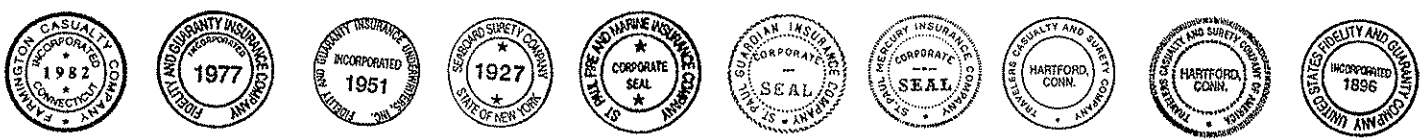
**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seals of said Companies this 13th day of May , 2009.

  
Kori M. Johanson, Assistant Secretary



**To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at [stpaultravelersbond.com](http://stpaultravelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.**