



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
DRS090469

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
SHELLY MURRAY 304-558-8801

PROPERTY

*709043015 304-525-9184
 HEALTH CARE SERVICE INC
 342 4TH AVENUE
 HUNTINGTON WV 25701

SHIP TO

DIV OF REHABILITATION SERVICES
 WV REHABILITATION CENTER
 ATTENTION: RECEIVING
 INSTITUTE, WV
 25112 766-4621

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/04/2009				

BID OPENING DATE: 02/05/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		920-45		
<p>THE WV PURCHASING DIVISION, FOR THE AGENCY, THE WV DIVISION OF REHABILITATION SERVICES, IS SOLICITING BIDS TO PROVIDE ADAPTIVE SOFTWARE AND STANDARD MANUFACTURER MAINTENANCE AND SUPPORT AGREEMENTS PER THE ATTACHED SPECIFICATIONS.</p> <p>TECHNICAL QUESTIONS MUST BE SUBMITTED IN WRITING TO SHELLY MURRAY IN THE WV PURCHASING DIVISION VIA MAIL AT THE ADDRESS SHOWN AT THE TOP OF THIS RFQ, VIA FAX AT 304-558-4115, OR VIA EMAIL AT SHELLY.L.MURRAY@WV.GOV. DEADLINE FOR ALL TECHNICAL QUESTIONS IS 1/21/2009 AT THE CLOSE OF BUSINESS. ALL TECHNICAL QUESTIONS RECEIVED, IF ANY, WILL BE ANSWERED BY ADDENDUM AFTER THE DEADLINE.</p> <p>QUESTIONS CONCERNING THE ACTUAL PROCESS BY WHICH A VENDOR MAY SUBMIT A PROPOSAL TO THE STATE OF WV ARE NOT CONSIDERED TO BE TECHNICAL QUESTIONS AND MAY BE SUBMITTED AT ANY TIME PRIOR TO THE BID OPENING AND IN ANY FORMAT.</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE UPON AWARD 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</p>						
<p>RECEIVED 2009 FEB -4 A 10:37 PURCHASING DIVISION STATE OF WV</p> <p>Signature & totals ON PAGE NUMBER 4</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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



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***709043015** 304-525-9184
 HEALTH CARE SERVICE INC
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BID OPENING DATE: **02/05/2009** BID OPENING TIME **01:30PM**

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<p>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.</p> <p>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.</p> <p>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.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATI-</p>						

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 304-558-8801**

***709043015 304-525-9184**
HEALTH CARE SERVICE INC
342 4TH AVENUE
HUNTINGTON WV 25701

DIV OF REHABILITATION SERVICES
WV REHABILITATION CENTER
ATTENTION: RECEIVING
INSTITUTE, WV
25112 766-4621

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
01/04/2009				

BID OPENING DATE: **02/05/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>CALLY 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>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: SHELLY MURRAY / FILE 31</p> <p>RFQ. NO.: DRS090469</p> <p>BID OPENING DATE: 02/05/2009</p>						

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***709043015 304-525-9184**
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DIV OF REHABILITATION SERVICES
WV REHABILITATION CENTER
ATTENTION: RECEIVING
INSTITUTE, WV
25112 766-4621

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/04/2009	NET ON RECEIPT	UPS Ground Standard	Destination	Prepaid
BID OPENING DATE: 02/05/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
BID OPENING TIME: 1:30 PM						
PLEASE PROVIDE A FAX NUMBER IN CASE IT TO CONTACT YOU REGARDING YOUR BID:				IS NECESSARY FRED Silverstein 304-522-0692 FAX & telephone At my RESIDENCE		
CONTACT PERSON (PLEASE PRINT CLEARLY):				FRED SILVERSTEIN 304-522-0692 FAX 304-633-7554 CELL PHONE		
E-mail:				fred.silver@adl.com		
Best telephone contact is				304-633-7554 (cell)		
AS PER PAGES # 5 & 6				→ \$ 30,246. ⁰⁰		
***** THIS IS THE END OF RFQ DRS090469 *****						TOTAL:
<p>NOTE: Pricing is valid for 30 DAYS from DATE of Bid opening OR until price changes are indicated by the manufacturer &/or until a new version of the software is released. Pricing may be extended or denied by the manufacturer by submitting a written request to the manufacturer for requesting an extension of the pricing should a new product version be released prior to your order being placed with and accepted by the manufacturer. The manufacturer reserves the right (and the distributor) to requote and adjust the pricing for this contract and quotation.</p>						
FRED SILVERSTEIN / PRESIDENT HEALTH CARE SERVICES INC.						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Fred Silverstein</i>	304-633-7554 (cell)	2-3-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
PRESIDENT	550531265	

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DRS090469

To provide the following listed adaptive software licenses and standard manufacturer support agreements to the WV Division of Rehabilitation Services.

The State reserves the right to make multiple awards to the lowest bidder(s) meeting specifications, if in the best interest of the State to do so.

Licenses and support agreements shall be effective upon award and acceptance by the agency. They shall be for the duration as stated by the manufacturer in each software license and/or support agreement. Manufacturer(s) may be required to sign the WV-96 Agreement Addendum form prior to award. Successful re-seller must facilitate completion of the WV-96 by the manufacturer, if required, prior to award.

Contracts may be renewed for two additional one year periods upon mutual written consent of the parties.

Vendor shall complete the following:

Item #1 – Duxbury Word to Braille software for use with Braille printers or Equal

1 – 10 User District Site License of Duxbury DBT/Windows Software or Equal \$ 2290.⁰⁰
1 – 10 User SMA (Software Maintenance Agreement) \$ 1315.⁰⁰

Existing SMA numbers:

- #G2274
- #G1889
- #H1201
- #K1256
- #G4574
- #G9355

(Combine and retire the above serial numbers to form one 10 user Duxbury license)

Item #2 – Freedom Scientific OpenBook, Latest Version or Equal

1 - 10 User District Site License of OpenBook Version or Equal \$ 948.⁰⁰
1- 10 User SMA (Software Maintenance Agreement, if available) \$ NOT AVAILABLE

Existing License Serial Numbers:

- #80218-1743 [District - 5 User]
- #80118-0193 [Single User]
- #80118-1756 [Single user]
- #70707-4156 [Single User]
- #70897-8457 [Single User]

(Upgrade, combine, and add one new seat to the above serial numbers to form one 10 user OpenBook district License)

Item # 3 – District Site License of AI Squared ZoomText Magnifier/Reader Software or Equal

1 - 15 User District Site License of ZoomText Magnifier/Reader or Equal \$ 3372.00
 1 - 15 User ESP (Enhanced Support Plan) \$ 1990.00

Existing ESP serial numbers:

- #9201-810121-1085 [5 User]
- #8600-630480-4123 [Single user]

(Combine and retire the following serial number and purchase additional licenses to make one 15 user ZoomText site license)

Item # 4 – District Site License of Freedom Scientific JAWS for Windows Version 9.x or Equal

1 - 10 User District Site License of JAWS for Windows Version 9.x or Equal \$ 5791.00
 1 - 10 User SMA (Software Maintenance Agreement) \$ 1344.00

Existing SMA numbers:

- #38840 Prof. Version 9 SMA-2 [Single User]
- #58599 Prof. Version 6 [Single User]
- #22076 Prof. Version 5 [Single user]
- #56831 Stand. Version 5 [Single User]
- #22074 Stand. Version 4.2 [Single User]

(Combine, upgrade, and add five seats to the above licenses to form one 10 user JAWS site license)

Item # 5 – District Site License of GW Micro Inc of Window Eyes Professional, latest version or Equal

1 - 20 User District Site License of Window Eyes Professional (latest version) or Equal \$ 7416.00
 1 - 20 User SMA (Software Maintenance Agreement) \$ 5780.00

Existing SMA numbers:

- #P059282826 (10 User Site License)
- #P059288832 (1 Single License)
- #P059288874 (1 Single License)

(Combine 10 user and 2 single user licenses, and add additional to form one 20 user Windows license)

GRAND TOTAL: \$ 30,246.00

State of West Virginia 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). *West Virginia Code*, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the *West Virginia Code*. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

refers to item #4

- 1. Application is made for 2.5% resident vendor preference for the reason checked:
 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,
 Bidder is a partnership, association or corporation resident vendor and 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 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,
 Bidder is a 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; or,
- 2. Application is made for 2.5% resident vendor preference for the reason checked:
 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; or,
- 3. Application is made for 2.5% resident vendor preference for the reason checked:
 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 Bidder's 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; or,
- 4. Application is made for 5% resident vendor preference for the reason checked: BIDDER MEETS (1) & (2)
 Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
- 5. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:
 Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
- 6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:
 Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue 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) reject the bid; 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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.

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.

Bidder: HEALTH CARE SERVICES INC Signed: Tred Silverstein
Date: 2-3-09 Title: TRED SILVERSTEIN/PRESIDENT

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.

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:

West Virginia Code §21-1D-5 provides that: Any solicitation for a public improvement construction contract shall require each vendor that submits a bid for the work to submit at the same time an affidavit that the vendor has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. A 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. Vendors should visit 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 is in compliance with the requirements as stated.

Vendor's Name: HEALTH CARE SERVICES, INC.

Authorized Signature: Fred Silverstein Date: 2-3-09

Purchasing Affidavit (Revised 07/01/08)
FRED SILVERSTEIN
PRESIDENT