

Request for Quotation

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KRISTA FERRELL

DDPESSOORRESEONDENGEROWSENHONGE 304-558-2596

Oval Construction Mgmt., LLC. P.O. Box 401

BEU CUBA

Charleston, WV 25322

DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION **BUILDING 11 CHILLER PLANT** 218 CALIFORNIA AVENUE CHARLESTON, WV 25305 304-558-2317

DATE PRINTED 12/16/2008 BID OPENING DATE: BID OPENING TIME 01/20/2009 01:30PM LINE QUANTITY UÓP ITEM NUMBER UNITPRICE AMOUNT 0001 JB 968-42 35,500,00 1 RENOVATIONS TO RESTROOMS AT CHILLER PLANT This Bid Supersedes Previous Submission. Bid Bord from Previous Bid REQUEST FOR QUOTATION \$6 IN REFECT. (RFQ) THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF GENERAL SERVICES, IS SOLICITING BIDS TO PROVIDE THE AGENCY WITH ALL LABOR AND MATERIAL FOR ADA (OSHA CFR 1910.151 (C)) MODIFICATIONS TO THE WOMEN'S AND MEN'S BATHROOMS MINDIFIER (S) (PM 118 (10) IN BUILDING #11 (CHILLER PLANT) LOCATED ON THE WEST VIRGINIA STATE CAPITOL COMPLEX IN CHARLESTON, WEST VIRGINIA PER THE ATTACHED SPECIFICATIONS. SMEARCH WW DIMISION A MANDATORY PRE-BID MEETING WILL BE HELD ON JANUARY 8, 2009 AT 10:00 AM ON SITE. BUILDING #11 (CHILLER PLANT) IS LOCATED AT THE CORNER OF CALIFORNIA AVENUE AND PEIDMONT DRIVE. ALL PRIME/GENERAL CONTRACTORS WISHING TO SUBMIT A BID FOR THIS PROJECT MUST ATTEND THIS MEETING. SUBCONTRACTORS AND MATERIAL SUPPLIERS ARE WELCOME TO ATTEND; HOWEVER, ATTENDANCE IS NOT ANY PRIME/GENERAL CONTRACTOR FAILING TO ATTEND THIS MEETING WILL BE DISQUALIFIED FROM BIDDING ON THIS PROJECT. NO ONE PERSON MAY REPRESENT MORE THAN ON VENDOR. TECHNICAL QUESTIONS CONCERNING THIS PROJECT MUST BE SUBMITTED IN WRITING TO KRISTA FERRELL IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA FAX AT 304-558-4115 OR VIA EMAIL AT KRISTA.S.FERRELLOWV.GOV. SEE REVERSE SIDE FOR TERMS AND CONDITIONS ADDRESS CHANGES TO BE NOTED ABOVE 43-2051*55*5

GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

- 1. Awards will be made in the best interest of the State of West Virginia.
- 2. The State may accept or reject in part, or in whole, any bid.
- 3. All quotations are governed by the West Virginia Code and the Legislative Rules of the Purchasing Division.
- 4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
- 5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
- 6. Payment may only be made after the delivery and acceptance of goods or services.
- 7. Interest may be paid for late payment in accordance with the West Virginia Code.
- 8. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 11, The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
- 12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 13. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, this Contract may be deemed null and void, and terminated without further order.
- 14. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
- 15. WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT: If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworn statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Falls to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority false information regarding the contractor's drug-free workplace policy."

INSTRUCTIONS TO BIDDERS

- 1. Use the quotation forms provided by the Purchasing Division.
- 2. SPECIFICATIONS: Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may walve minor deviations to specifications.
- Complete all sections of the quotation form.
- 4. Unit prices shall prevail in case of discrepancy.
- 5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 6. BID SUBMISSION: All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130



Request for GSD096426

GSD096426

KRISTA FERRELL

304-558-2596

WADDRESS.CORRESPONDENCES.C/ATRIENTION/OF

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Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

GENERAL SERVICES DIVISION **BUILDING 11 CHILLER PLANT** 218 CALIFORNIA AVENUE CHARLESTON, WV

DEPARTMENT OF ADMINISTRATION

25305 304-558-2317

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Oval Construction Mgmt., LLC.

Charleston, WV 25322

P.O. Box 401

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304-558-2317

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State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130

Request for Quotation GSD09642

GSD096426

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Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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KRISTA FERRELL 304-558-2596

DEPARTMENT OF ADMINISTRATION
GENERAL SERVICES DIVISION
BUILDING 11 CHILLER PLANT
218 CALIFORNIA AVENUE
CHARLESTON, WV
25305 304-558-2317

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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Request for Quotation

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REQNUMEER GSD096426

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Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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Request for Quotation

GSD096426

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PAGE.....8

KRISTA FERRELL

DEPARTMENT OF ADMINISTRATION
GENERAL SERVICES DIVISION
BUILDING 11 CHILLER PLANT
218 CALIFORNIA AVENUE
CHARLESTON, WV
25305 304-558-2317

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

DATE PRINTED TERMS OF SALE FOB. 12/16/2008 BID OPENING DATE: BID OPENING TIME 01:30PM 01/20/2009 ITEM NUMBER UNITPRICE AMOUNT. QUANTITY LINE JUOP PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID. BIDDER TO COMPLETE: OVAL CONSTRUCTION MANAGEMEN CONTRACTORS NAME: WY 037157 CONTRACTORS LICENSE NO.: THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT APPLICABLE LAW 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. ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS DR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT. BANKRUPTCY: | IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATI-CALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER. REV. 1/2005 NOTICE SEE REVERSE SIDE FOR TERMS AND CONDITIONS: SIGNATURE DATE TELEPHONE TITLE ADDRESS CHANGES TO BE NOTED ABOVE



Request for Quotation GSD096426

GSD096426

ADDRESS:CORRESPONDENCE TO ATTENTION OF KRISTA FERRELL

304-558-2596

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

DATE PRINTED TERMS OF SALE SHIP. VIA	FO.B. FREIGHT TERMS
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A SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130	
THE BID SHOULD CONTAIN THIS INFORMATION THE ENVELOPE OR THE BID MAY NOT BE CONSI	
BUYER: KRISTA FERRELL-FILE	21
REQ. NO.: GSD096426	
BID OPENING DATE: 01/20/2008	
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PLEASE PROVIDE A FAX NUMBER IN CASE IT I TO CONTACT YOU REGARDING YOUR BID:	IS NECESSARY
PLEASE PRINT OR TYPE NAME OF PERSON TO CONCERNING THIS QUOTE: JAMES 7. CARNE	
SEE REVERSE SIDE FOR TERMS AND CONDIT	
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State of West Virginia West Virginia State Capitol Building One General Services Division Engineering Section Modifications for Compliance OSHA CFR 1910.151(c)

Vendor Bid Form

Perform work for modifications to restrooms for compliance to OSHA CFR 1910.151 (c).

Your bid for work as described herein is: \$ 35,500.00.

Thirty-Five Thousand Five Hundred Dollars.

Your bid(s) is to include all fees, labor, material and associated costs to complete the work as described herein to the owners satisfaction.

Contractor signature and date/

Jan 2009



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

STATE OF WEST VIRGINIA,

COUNTY OF KANAWAY, TO-WIT:
I, James R Carney Jr., after being first duly sworn, depose and state as follows:
1. I am an employee of <u>OVAL CONSTRUCTION MANAGEMENT</u> ; and, (Company Name)
2. I do hereby attest that <u>OVAL CONSTRUCTION MANAGEMENT</u> , LLC (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.
OVAL CONSTRUCTION MANAGEMENT, LIC (Company Name)
В
Title: MANAGENG MEMBER
Date: 2/3/09
Taken, subscribed and sworn to before me this 3 day of February 2009
By Commission expires ///14/15
OFFICIAL SEAL NOTARY PUBLIC STATE OF WEST VIRGINIA RICHARD K. BERNARD 155 HIDDEN VALLEY ESTATES SCOTT DEPOT, WY 25560 My commission expires November 14, 2015 (Notary Public)
THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO
COMPLY WITH WV CODE PROVISIONS, FAILURE TO INCLUDE THE
THE BID



Request for Quotation

EFO:NUMBER..... GSD096426

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ADDRESS:CORRESPONDENCE TO ATTENTION OF

KRISTA FERRELL 304-558-2596

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

RFQ COPY

DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION BUILDING 11 CHILLER PLANT 218 CALIFORNIA AVENUE CHARLESTON, WV 25305 304-558-2317

DATE PRINTED TERMS OF SALE SHIP VIA FOB 12/16/2008 BID OPENING DATE: BID OPENING TIME 01:30PM 01/20/2009 AMOUNT QUANTITY ITEM NUMBER UNIT PRICE LINE UCP JB 968-42 0001 Thirty-Nine Thousand Dollars. RENOVATIONS TO RESTROOMS AT CHILLER PLANT REQUEST FOR QUOTATION (RFQ) THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF GENERAL SERVICES, IS SOLICITING BIDS TO PROVIDE THE AGENCY WITH ALL LABOR AND MATERIAL FOR ADA (OSHA CFR 1910.151 (C)) MODIFICATIONS TO THE WOMEN'S AND MEN'S BATHROOMS IN BUILDING #11 (CHILLER PLANT) LOCATED ON THE WEST VIRGINIA STATE CAPITOL COMPLEX IN CHARLESTON, WEST VIRGINIA PER THE ATTACHED SPECIFICATIONS. AMOUNTAIN ANTONS SE A MANDATORY PRE-BID MEETING WILL BE HELD ON JANUARY WW PURCL VAING B, 2009 AT 10:00 AM ON SITE. BUILDING #11 (CHILLER PLANT) IS LOCATED AT THE CORNER OF CALIFORNIA AVENUE AND PEIDMONT DRIVE. ALL PRIME/GENERAL CONTRACTORS WISHING TO SUBMIT A BID FOR THIS PROJECT MUST ATTEND THIS MEETING. SUBCONTRACTORS AND MATERIAL SUPPLIERS ARE WELCOME TO ATTEND; HOWEVER, ATTENDANCE IS NOT ANY PRIME/GENERAL CONTRACTOR FAILING MANDATORY. TO ATTEND THIS MEETING WILL BE DISQUALIFIED FROM BIDDING ON THIS PROJECT. NO ONE PERSON MAY REPRESENT MORE THAN ON VENDOR. TECHNICAL QUESTIONS CONCERNING THIS PROJECT MUST BE SUBMITTED IN WRITING TO KRISTA FERRELL IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA FAX AT 304-558-4115 OR VIA EMAIL AT KRISTA.S.FERRELLDWV.GOV. SEE REVERSE SIDE FOR TERMS AND CONDITIONS. ADDRESS CHANGES TO BE NOTED ABOVE 43-2051555

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- 1. Awards will be made in the best interest of the State of West Virginia.
- 2. The State may accept or reject in part, or in whole, any bid.
- 3. All quotations are governed by the West Virginia Code and the Legislative Rules of the Purchasing Division.
- 4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
- 5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
- 6. Payment may only be made after the delivery and acceptance of goods or services.
- 7. Interest may be paid for late payment in accordance with the West Virginia Code.
- 8. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
- 12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 13. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, this Contract may be deemed null and void, and terminated without further order.
- 14. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
- 15. WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT: If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworn statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Fails to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority faise information regarding the contractor's drug-free workplace policy."

INSTRUCTIONS TO BIDDERS

- 1. Use the quotation forms provided by the Purchasing Division.
- 2. SPECIFICATIONS: Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as EQUAL to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
- 3. Complete all sections of the quotation form.
- 4. Unit prices shall prevail in case of discrepancy.
- 5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 6. BID SUBMISSION: All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130



P.O. Box 401

Charleston, WV 25322

State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

Request for Quotation GSD096426

GSD096426

ADDRESS:CORRESPONDENCE TO A TIENTION OF

KRISTA FERRELL 304-558-2596

Oval Construction Mgmt., LLC.

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Request for Quotation GSD096426

DATE PRINTED TERMS OF SALE SHIP VIA FOR FOR EREIGHT TERMS

GSD096426

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ADDRESS CORRESPONDENCE TO ATTENTION OF KRISTA FERRELL 304-558-2596

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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P.O. Box 401

Charleston, WV 25322

Oval Construction Mgmt., LLC.

State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

Request for Quotation

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KRISTA FERRELL

304-558-2596

DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION **BUILDING 11 CHILLER PLANT** 218 CALIFORNIA AVENUE CHARLESTON, WV 25305

304-558-2317

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Charleston, WV 25322

P.O. Box 401

Oval Construction Mgmt., LLC.

State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130 Charleston, WV 25305-0130

Request for Quotation GSD096426

GSD096426

KRISTA FERRELL

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DEPARTMENT OF ADMINISTRATION **GENERAL SERVICES DIVISION BUILDING 11 CHILLER PLANT** 218 CALIFORNIA AVENUE CHARLESTON, WV 25305

304-558-2317

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Request for Quotation GSD096426

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Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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Request for Quotation GSD096426

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KRISTA FERRELL 304-558-2596

DEPARTMENT OF ADMINISTRATION **GENERAL SERVICES DIVISION** BUILDING 11 CHILLER PLANT 218 CALIFORNIA AVENUE CHARLESTON, WV 25305 304-558-2317

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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KRISTA FERRELL 304-558-2596

DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION BUILDING 11 CHILLER PLANT 218 CALIFORNIA AVENUE CHARLESTON, WV 25305

304-558-2317

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Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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Request for Quotation

GSD096426

KRISTA FERRELL

304-558-2596

Oval Construction Mgmt., LLC. P.O. Box 401 Charleston, WV 25322

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TO CONTACT YOU REGARDING YOUR BID:	
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REO NO. GSD 096426

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: OVAL CONSTRUCTION MANAGEMENT, LLC	
Verticor & Ivaline.	
Authorized Signature: Date: 1/27/09	
Authorized Signature.	
Purchasing Affidavit (Revised 07/01/08)	

Agency	Dep	ot. of	Adm	inistr	ation
RĚQ.P					

BID BOND

KNOW ALL MEN BY THES	E PRESENTS, That we, the u	ndersigned, Oval Construction Management, LLC
of P. O. Box 401		25322 as Principal, and Ohio Farmers Insurance
mpany _{of} Westfield Center		corporation organized and existing under the laws of the State of
Ohio with its principal o	ffice in the City of Westfield	Center , as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the p	enal sum of Five Percent of the	total amount bid (\$ 5%) for the payment of which,
well and truly to be made, we jointly	and severally bind ourselves, o	our heirs, administrators, executors, successors and assigns.
The Condition of the above	obligation is such that wherea	s the Principal has submitted to the Purchasing Section of the
Department of Administration a certa GSD096426: Restroom Ren		reto and made a part hereof, to enter into a contract in writing for
Kanawha County		
NOW THEREFORE,		
(a) If said bid shall be rejection (b) If said bid shall be acce	epted and the Principal shall er ands and insurance required by	nter into a contract in accordance with the bid or proposal attached the bid or proposal, and shall in all other respects perform the
arreament areated by the acceptance	e of said bid, then this obligations to the liaters of said bid, then the liaters of the liaters	on shall be null and void, otherwise this obligation shall remain in full olility of the Surety for any and all claims hereunder shall, in no event,
way impaired or affected by any extension. IN WITNESS WHEREOF, F	ension of the time within which Principal and Surety have here	agrees that the obligations of said Surety and its bond shall be in no the Obligee may accept such bid, and said Surety does hereby unto set their hands and seals, and such of them as are corporations
1		presents to be signed by their proper officers, this
27th day of January	, 20 <u>09</u>	
		Cool Construction Management 11 C
Principal Corporate Seal		Oval Construction Management, LLC (Name of Principal)
		bl Bo
		Must be President or
		Vice President)
		VP of Operations
Surety Corporate Seal		Ohio Farmers Insurance Company
	•	(Name of Surety)
		Felin M. Wulland-Shew
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IMPORTANT -- Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.

THIS POWER OF ATTORNEY SUPERCEDES ANY PREVIOUS POWER BEARING THIS SAME POWER # AND ISSUED PRIOR TO 08/31/06, FOR ANY PERSON OR PERSONS NAMED BELOW.

General Power of Attorney

Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co.

Westfield Center, Ohio

POWER NO. 4752401 01

CERTIFIED COPY

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint

A. L. STANCHINA, C. DAVID THOMAS, RICHARD L. HIGGINBOTHAM, JANET CANTERBURY, ROSEANN B. DYE, BUNNIE MARIE PERRINE, JEFFERY O'DELL, ROBIN M. HUBBARD-SHERROD, JOINTLY OR SEVERALLY

and State of WV its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, of CHARLESTON place and stead to execute, acknowledge and deliver any and all bonds, undertakings, and recognizances; provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed FIVE MILLION DOLLARS AND NO CENTS (\$5,000,000)----

THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate and to find any of the Companies thereby as fully allot to the salite scale in a solid should should should be salid any of the Companies thereby as fully allot to the salid and the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the salid Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall

be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for

and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact. may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached," (Each adopted at a meeting

held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their Senior Executive and their corporate seals to be hereto affixed this 31st day of AUGUST A.D., 2006 .

Corporate Seals Affixed State of Ohlo SS.:

County of Medina

........ Andrew Manual Control



WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

Richard L. Kinnaird, Jr., Senior Executive

A.D., 2006, before me personally came Richard L. Kinnaird, Jr. to me known, who, being by me duly On this 31st day of AUGUST sworn, did depose and say, that he resides in **Medina, Ohio**; that he is **Senior Executive** of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above Instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed

State of Ohio County of Medina

SS.:



William J. Kahelin, Attorney at Law, Notary Public My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

I. Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this $27 {
m th}$ day of in Witness Whereof, I ha าบarv A.D., 2009 . January



ALIONAL W. Car Santanaman



Frank A. Carrino, Secretary

BPOAC1 (combined) (06-02)