

FAIRFAX, INC.

114 County Road 3
P.O. Box 400
Chesapeake, Ohio 45619-0400

Phone Number: 740-867-2727
Fax Number: 740-867-2727

E-mail: fairfaxinc@verizon.net

FAX TRANSMITTAL

To: Frank Whittaker
Company: State of WV Purchasing Division
Phone No.: 304-558-2316
Fax No.: 304-558-3970

From: Doak Russell
Date: March 05, 2009
No. of Pages w/ Cover: 11
Hard Copy to Follow: No

If you do not receive all pages, please contact our office at the telephone number listed above

Message:

RECEIVED
2009 MAR -5 A 10:51
PURCHASING DIVISION
STATE OF WV

The information contained in this facsimile message is intended for the use of the individual or entry named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by the telephone and return the original message to us at the above address. Thank you.



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
PSC9038

PAGE
1

ADDRESS OF RESPONDENCE TO AGENCY USE ONLY
FRANK WHITTAKER 304-558-2316

RFQ COPY
 TYPE NAME/ADDRESS HERE

Fairfax, Inc.
114 Co. Rd. 3
P.O. Box 400
Chesapeake, OH 45619

PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
201 BROOKS STREET

CHARLESTON, WV
25301 **340-0323**

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/26/2009				

BID OPENING DATE:	02/26/2009	BID OPENING TIME	01:30PM
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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		910-66		\$ 158,415.00
<p>ROOFING MAINTENANCE, REPAIR, AND INSTALLATION</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY, THE WEST VIRGINIA PUBLIC SERVICE COMMISSION, IS SOLICITING BIDS FROM RESPONSIBLE VENDORS TO REPLACE THE ROOF AT 201 BROOKS STREET, CHARLESTON, WV 25301 PER THE ATTACHED SPECIFICATIONS.</p> <p>A MANDATORY PRE-BID CONFERENCE WILL BE HELD ON FEBRUARY 11, 2009 @ 10:00AM AT 201 BROOKS STREET, CHARLESTON, WV 25301. FAILURE TO ATTEND THE MANDATORY PRE-BID MEETING WILL RESULT IN BID DISQUALIFICATION. AN INDIVIDUAL MAY NOT REPRESENT MORE THAN ONE VENDOR AT THE PRE-BID MEETING.</p> <p>TECHNICAL QUESTIONS MAY BE SUBMITTED IN WRITING TO FRANK WHITTAKER VIA EMAIL AT FRANK.M.WHITTAKER@WV.GOV OR VIA FAX AT 304-558-4115. DEADLINE FOR TECHNICAL QUESTIONS IS 02/17/2009 AT 3:00 PM.</p> <p>EXHIBIT 5</p> <p>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 PURCHASING AFFIDAVIT MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	<i>Deak Russell</i>	TELEPHONE	740-867-2727	DATE	March 05, 2009
TITLE	President	FAX	55-0672983	ADDRESS CHANGES TO BE NOTED ABOVE	

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



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ADDRESS CORRESPONDENCE TO ATTENTION OF
FRANK WHITTAKER 104-558-2316

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Chesapeake, OH 45619

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 OF WEST VIRGINIA
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 CHARLESTON, WV 25301 340-0323

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/26/2009				

BID OPENING DATE: 02/26/2009	BID OPENING TIME 01:30PM
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LINE	QUANTITY	UOF	UNIT	ITEM NUMBER	UNIT PRICE	AMOUNT
EXHIBIT 10						
ADDENDUM ACKNOWLEDGEMENT						
I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.						
ADDENDUM NOS. :						
NO. 1				02-24-2009		
NO. 2						
NO. 3						
NO. 4						
NO. 5						
I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.						
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.						
				SIGNATURE		
Fairfax, Inc.				R. Doak Russell		
				COMPANY		
March 05, 2009				DATE		

SIGNATURE	TELEPHONE	DATE
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TITLE	FEBN	ADDRESS CHANGES TO BE NOTED ABOVE
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State of West Virginia
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Request for Quotation

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PAGE
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ADDRESS CORRESPONDENCE TO AGENCY/COMP
FRANK WHITTAKER 304-558-2316

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Fairfax, Inc.
114 Co. Rd. 3
P.O. Box 400
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PUBLIC SERVICE COMMISSION
 OF WEST VIRGINIA
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 CHARLESTON, WV
 25301 340-0323

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/26/2009				

BID OPENING DATE: 02/26/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOF	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
REV. 11/96						
<p>CONTRACTORS LICENSE</p> <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: Fairfax, Inc.</p> <p>CONTRACTORS LICENSE NO.: WV008334</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>APPLICABLE LAW</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>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEN	ADDRESS CHANGES TO BE NOTED ABOVE

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



State of West Virginia
 Department of Administration
 Purchasing Division
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 Charleston, WV 25305-0130

**Request for
 Quotation**

RFQ NUMBER: PSC9038

PAGE: 9

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

RFQ COPY

TYPE NAME/ADDRESS HERE

**Fairfax, Inc.
 114 Co. Rd. 3
 P.O. Box 400
 Chesapeake, OH 45619**

**PUBLIC SERVICE COMMISSION
 OF WEST VIRGINIA
 201 BROOKS STREET
 CHARLESTON, WV
 25301 340-0323**

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/26/2009				

BID OPENING DATE: **02/26/2009** BID OPENING TIME: **01:30PM**

LINE	QUANTITY	U/GF	QTY NO	ITEM NUMBER	UNIT PRICE	AMOUNT
BID OPENING TIME: 1:30 PM PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: ----- Doak Russell ----- PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE: ----- 740-867-2727 -----						
***** THIS IS THE END OF RFQ PSC9038 ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FAX	ADDRESS CHANGES TO BE NOTED ABOVE

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PRICE QUOTE

Price of Roof Replacement

\$ 158,415.00

Price for replacement of the metal decking

\$ 16.00 sq. ft.

Total bid

\$ 158,415.00



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

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

I, DOAK RUSSELL, after being first duly sworn, depose and state as follows:

- 1. I am an employee of FAIRFAX, INC.; and,
(Company Name)
- 2. I do hereby attest that FAIRFAX, INC.
(Company Name)

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

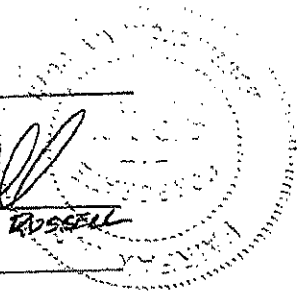
The above statements are sworn to under the penalty of perjury.

FAIRFAX, INC.
(Company Name)

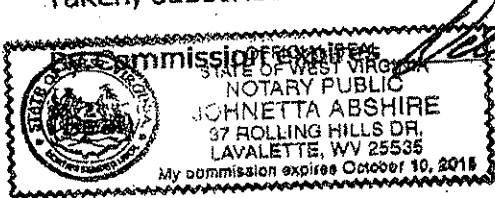
By: R. Doak Russell
R. DOAK RUSSELL

Title: PRESIDENT

Date: MARCH 04, 2009



Taken, subscribed and sworn to before me this 04TH day of MARCH, 2009



Oct. 10, 2015

[Signature]
(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.

BID BOND

BOND #261047-11

KNOW ALL MEN BY THESE PRESENTS, THAT WE, THE UNDERSIGNED FAIRFAX, INC
P O BOX 400, CHESAPEAKE, OH 45619 AS PRINCIPAL, AND
AMERICAN CONTRACTORS INDEMNITY COMPANY AS SURETY, ARE HEREBY HELD AND
 FIRMLY BOUND UNTO STATE OF WEST VIRGINIA, PURCHASING DIVISION AS OWNER IN THE
 PENAL SUM OF NINE THOUSAND FIVE HUNDRED & 00/100 FOR THE PAYMENT OF WHICH, WELL AND
 TRULY TO BE MADE, WE HEREBY JOINTLY AND SEVERALLY BIND OURSELVES, SUCCESSORS AND
 ASSIGNS,

SIGNED, THIS 5TH DAY OF MARCH, ~~XX~~ 2009

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT WHEREAS THE PRINCIPAL HAS
 SUBMITTED TO STAATE OF WEST VIRGINIA PURCHASING DIV. A CERTAIN BID, ATTACHED
 HERETO AND HEREBY MADE A PART HEREOF TO ENTER INTO A CONTRACT IN WRITING, FOR THE
PUBLIC SERVICE COMMISSION OF WEST VIRGINIA, 201 BROOKS STREET, CHARLESTON, WV 25301

~~THE LANGUAGE OF THE CONTRACT NOTWITHSTANDING, IT IS UNDERSTOOD AND AGREED THAT
 SURETY HAS NO WARRANTY RESPONSIBILITY BEYOND TWO YEARS FROM COMPLETION OF THE WORK
 BY THE PRINCIPAL ON THIS BOND.~~

NOW, THEREFORE,

- (A) If said Bid shall be rejected, or in the alternate,
- (B) If said Bid shall be accepted and the principal shall execute and deliver a contract in the form of contract attached hereto (properly completed in accordance with said Bid) and shall furnish a bond for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the agreement created by the acceptance of said Bid.

Then this obligation shall be void, otherwise the same shall remain in force and effect: It being expressly understood and agreed that the liability of the surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

THE SURETY, FOR VALUE RECEIVED, HEREBY STIPULATES AND AGREES THAT THE OBLIGATIONS OF SAID SURETY AND ITS BOND SHALL BE IN NO WAY IMPAIRED OR AFFECTED BY ANY EXTENSION OF THE TIME WITHIN WHICH THE OWNER MAY ACCEPT SUCH BID; AND SAID SURETY DOES HEREBY WAIVE NOTICE OF ANY SUCH EXTENSION.

IN WITNESS WHEREOF, THE PRINCIPAL AND THE SURETY HAVE HEREUNTO SET THEIR HANDS AND SEALS, AND SUCH OF THEM AS ARE CORPORATIONS HAVE CAUSED THEIR CORPORATE SEALS TO BE HERETO AFFIXED AND THESE PRESENTS TO BE SIGNED BY THEIR PROPER OFFICERS. THE DAY AND YEAR FIRST SET FORTH ABOVE.

R. Doak Russell

(L.S.)

FAIRFAX, INC.

PRINCIPAL R. DOAK RUSSELL, PRESIDENT

AMERICAN CONTRACTORS INDEMNITY COMPANY
SURETY

BY:

Brenda G. Poff

BRENDA G. POFF, ATTORNEY-IN-FACT

IMPORTANT Surety companies executing bonds must appear on the Treasury Department's most current list (Circular 570 as amended) and be authorized to transact business in the state where the project is located.

POWER OF ATTORNEY

AMERICAN CONTRACTORS INDEMNITY COMPANY - UNITED STATES SURETY COMPANY - U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS That American Contractors Indemnity Company, a California corporation, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies") do by these presents make, constitute and appoint:

Charles W. Manning or Brenda C. Poff of Huntington, West Virginia

to be and lawful Attorney-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereof to be used in his name, place and stead, to execute, acknowledge and deliver **any and all bonds, recognizances, indentures, or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed** Three Million (***) Dollars (\$ 3,000,000.00 (**))

This Power of Attorney shall expire without further action on March 18, 2011. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

My, I hereby authorize President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons Attorney-in-fact to act, represent and act for and on behalf of the Company subject to the following provisions:

Authority to act may be given, in full power and authority, to and in the name of or on behalf of the Company, to execute, acknowledge and deliver any and all bonds, recognizances, indentures, contracts of suretyship or indemnity and other conditional or absolute undertakings and any and all notices and documents relating to the Company's liability, including, but not limited to, any such instruments so executed in any such Attorney-in-fact shall be binding upon the Company as if signed by the President and signed and attested by the Corporate Secretary.

Neither the words, nor signature of any authorized officer and any of the Company, hereafter or hereafter allowed to any power of attorney or any certificate relating thereto, or any power of attorney or certificate bearing the signature or facsimile seal shall be valid and binding upon the Company, will be void if any bond or instrument or certificate is required.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be here to affixed, this 15th day of July, 2008.

AMERICAN CONTRACTORS INDEMNITY COMPANY - UNITED STATES SURETY COMPANY - U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals



By: [Signature]
Daniel P. Aguilar, Vice President

State: N.C. 27013
County of Los Angeles, SS

On this 15th day of July, 2008, before me, Deborah Reese, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of such facts or evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the persons) or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

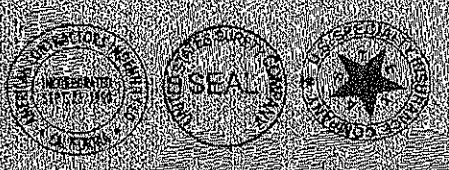
Signature: [Signature] (Seal)



I, Jeanne J. Kim, Assistant Secretary of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty 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. Furthermore, the resolutions of the Boards of Directors set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 5th day of MARCH 2009.

Corporate Seals



[Signature]
Jeanne J. Kim, Assistant Secretary

Bound No: 261047-11
Agent No: 1450

RFQ No. _____

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.

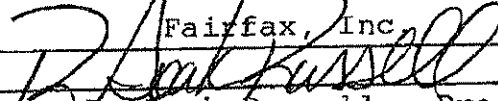
LICENSING:

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: Fairfax, Inc
Authorized Signature:  Date: March 05, 2009
R. Doak Russell - President