



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:
RJCMNT008

PAGE:
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN ABBOTT
304-558-2544

PROPERTY

RFQ COPY
 TYPE NAME/ADDRESS HERE
Rich's Refrigeration Inc
1151 Airport Rd
Sutton WV 26601
Phone 304 765 5853
Fax 304 765 2063

SHIP TO

REG'L JAIL & CORR'L AUTH'Y
CENTRAL REGIONAL JAIL

300 DAYS DRIVE
SUTTON, WV
26601 558-2110

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/20/2009				

BID OPENING DATE: **05/19/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		031-06		
<p>AIR CONDITIONING AND HEATING, CENTRAL UNITS</p> <p>CONTRACT TO PROVIDE ALL LABOR, MATERIALS, AND EQUIPMENT NECESSARY TO REPLACE THE HVAC SYSTEM AT THE CENTRAL REGIONAL JAIL, SUTTON, WV, PER THE SPECIFICATIONS.</p> <p>MANDATORY ON-SITE PRE-BID: 5/6/2009; 11:00 AM CENTRAL REGIONAL JAIL 300 DAYS ROAD SUTTON, WV</p> <p>PLANS AND DRAWINGS: PLANS & DRAWINGS MAY BE OBTAINED BY CONTACTING ZMM, INC. AT 304-345-8144</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 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.</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN XXXX CALENDAR DAYS AFTER THE NOTICE TO PROCEED</p>						

RECEIVED
2009 MAY 19 PM 12:52
WV PURCHASING DIVISION

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: TELEPHONE: **304 765 5833** DATE: **5/19/08**

TITLE: **President** FEIN: **55-0633057** ADDRESS CHANGES TO BE NOTED ABOVE

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

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) 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 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 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



State of West Virginia
 Department of Administration
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304-558-2544

RFQ COPY

TYPE NAME/ADDRESS HERE

PROPERTY

Rich's Refrigeration Inc
451 Airport Rd
Sutton WV 26601
Phone 304 769 5833
Fax 304 769 2063

SHIP TO

REG'L JAIL & CORR'L AUTH'Y
CENTRAL REGIONAL JAIL

300 DAYS DRIVE
SUTTON, WV
26601 **558-2110**

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
04/20/2009				

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<p>IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</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 BRAXTON COUNTY ACCORDING 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> <p>() BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL</p>						

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ADDRESS CORRESPONDENCE TO ATTENTION OF:
**JOHN ABBOTT
 304-558-2544**

SPECIAL AGENT

RFQ COPY

TYPE NAME/ADDRESS HERE

*Rich's Refrigeration, Inc
 1101 Airport Rd
 Sutton WV 26601
 Phone 304 765 5833
 Fax 304 765 2063*

SPECIAL AGENT

REG'L JAIL & CORR'L AUTH'Y
 CENTRAL REGIONAL JAIL

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<p>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 ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>() MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BON 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 & 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 MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINU</p>						

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VENDOR

Rich's Refrigeration Inc
1151 Airport Rd
Sutton WV 26601
Phone 304 765 5833
Fax 304 765 2263

SHIP TO

REG'L JAIL & CORR'L AUTH'Y
 CENTRAL REGIONAL JAIL

300 DAYS DRIVE
 SUTTON, WV
 26601

558-2110

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<p>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 & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p>						

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5

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VENDOR

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Rich's Refrigeration Inc
1151 Airport Rd
Sutton WV 26601
Phone 304 765 5833
Fax 304 769 2063

SHIP TO

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<p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p> <p>(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.</p> <p>(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.</p> <p>(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.</p> <p>REV. 11/96</p> <p>EXHIBIT 10</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO</p>						

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TITLE _____ FEIN _____ ADDRESS CHANGES TO BE NOTED ABOVE

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RJCMNT008

PAGE
6

ADDRESS CORRESPONDENCE TO ATTENTION OF:
**JOHN ABBOTT
 304-558-2544**

RFQ COPY

TYPE NAME/ADDRESS HERE

VENDOR

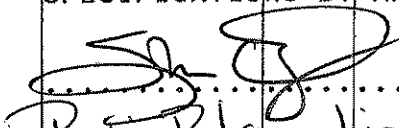
Richs Refrigeration Inc
 1151 Airport Rd
 Sutton WV 26601
 Phone 304 765 5833
 Fax 304 765 2063

SHIP TO

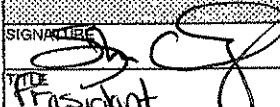
**REG'L JAIL & CORR'L AUTH'Y
 CENTRAL REGIONAL JAIL
 300 DAYS DRIVE
 SUTTON, WV
 26601 558-2110**

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/20/2009				

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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.						
ADDENDUM NOS.:						
NO. 1			5-11-09	50		
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						
Richs Refrigeration IncCOMPANY						
5/19/09DATE						
REV. 11/96						
CONTRACTORS LICENSE						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE 304 765 5833	DATE 5/19/09
TITLE President	FEIN 55-0653057	ADDRESS CHANGES TO BE NOTED ABOVE

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PAGE
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ADDRESS CORRESPONDENCE TO ATTENTION OF
**JOHN ABBOTT
 304-558-2544**

AUZ600C

RFQ COPY

TYPE NAME/ADDRESS HERE

*Rich's Refrigeration Inc
 1151 Airport Rd
 Sutton WV 26601
 Phone 304 763 5833
 Fax 304 763 2063*

SHIP TO

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<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>Rich's Refrigeration Inc</i></p> <p>CONTRACTORS LICENSE NO.: <i>WV001629</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>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> <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 DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p>						

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SIGNATURE	TELEPHONE 304 763 5833	DATE 5/19/09
TITLE President	FEIN 550053057	ADDRESS CHANGES TO BE NOTED ABOVE

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Keh's Refrigeration Inc
1151 Airport Rd
Sutton WV 26601
Phone 304 765 5833
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<p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>REV. 1/2005</p> <p style="text-align: center;">NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p style="text-align: center;">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: JOHN ABBOTT (32)</p> <p>REQ. NO.: RJCMNT008</p> <p>BID OPENING DATE: 05/19/2009</p> <p>BID OPENING TIME: 1:30 PM</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: Fax # 304 765 2063</p>						

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PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE: Shano Gray Phone: 304 765 5833 Fax: 304 765 2063						
***** THIS IS THE END OF RFQ RJCMNT008 ***** TOTAL:						\$ <u>573,000⁰⁰</u>
** Unsolicited Alternate Bid: Basic Bid with Trane Controls.						
Total						\$ <u>562,500⁰⁰</u>

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE 304 765 5833	DATE 5/19/09
TITLE President	FEIN 530653057	ADDRESS CHANGES TO BE NOTED ABOVE

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

NOTICE TO BIDDERS

Sealed bids for **HVAC Replacement For Central Regional Jail**, will be received by the State of West Virginia Regional Jail And Correctional Facility Authority, in accordance with the Request for Quotations issued by the State Of West Virginia Purchasing Division, at the time and date listed in the State's Request for Quotations. Bids will be opened and publicly read aloud at that time.

The bidding documents consist of the Request for Quotations, plans, and specifications. Plans and specifications may be obtained by contacting: ZMM Architects & Engineers, 222 Lee Street West, Charleston, West Virginia 25302; 304-342-0159 (phone); 304-345-8144 (fax).

Up to 2 sets of bidding documents for this project may be obtained by qualified prime contractors from the office of ZMM, Inc., Architects and Engineers, 222 Lee Street West, Charleston, West Virginia 25302. A deposit of \$75.00, payable to ZMM, Inc., will be required for each set of documents. Deposits will be refunded if bidding documents are returned to the Architect in good condition within 20 days of bid date. Bidders will be responsible for cost of shipping and handling.

Request for Quotations may be obtained by contacting:

State Of West Virginia
Department Of Finance and Administration
Purchasing Division
2019 Washington Street, East
Charleston, West Virginia 25305
Phone: 304-558-2063

Bidding documents may be examined at Architect's office or at one of the following locations during regular business hours:

Kan. Valley Builder's Assoc. 1627 Bigley Avenue Charleston, WV 25302 304-342-7141	McGraw-Hill/F. W. Dodge 437 19 th Street Dunbar, WV 25064 304-766-6880/ FAX 304-766-6882	Contractors Association of WV 2114 Kanawha Boulevard East Charleston, WV 25311 304-342-1166
Pittsburgh Builders Exchange 1813 N. Franklin Street Pittsburgh, PA 15233 412-922-4200	Construction Employers Assoc. of North Central WV, 2794 White Hall Blvd. White Hall, WV 26554 304-367-1290	Reed Construction Data 30 Technology Parkway South Suite 100 Norcross, GA 30092 770-417-4000/ FAX 770-849-6475

Procedures, policies and relevant sections of law, as well as the terms and conditions, of the State of West Virginia and/or the Purchasing Division apply to this project. The order of precedence over conflicting sections, shall be first, documents issued by the Purchasing Division, second, the specifications for the project as defined by the Architects, and third, any attachments or supplemental information included with the specifications.

Any notice for a pre-bid conference will be issued in the State's Request For Quotations.



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
RJCMNT008

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
**JOHN ABBOTT
 304-558-2544**

RFQ COPY

TYPE NAME/ADDRESS HERE

*Rich's Refrigeration Inc
 1151 Airport Rd
 Sutton WV 26601
 Phone 304 765 5833
 Fax 304 765 2063*

REG'L JAIL & CORR'L AUTH'Y
 CENTRAL REGIONAL JAIL

300 DAYS DRIVE
 SUTTON, WV
 26601 558-2110

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/07/2009				

BID OPENING DATE: **05/19/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM #01						
THIS ADDENDUM IS ISSUED TO MODIFY, CLARIFY, AND ADD TO THE ORIGINAL REQUEST FOR QUOTATION SPECIFICATIONS, PER THE ATTACHED DOCUMENTATION.						
0001	1	LS		031-06		
AIR CONDITIONING AND HEATING, CENTRAL UNITS						
***** THIS IS THE END OF RFQ RJCMNT008 ***** TOTAL:						<u>\$573,000⁰⁰</u>
** Unsolicited Alternate Bid: Base Bid with Trane Controls						Total: <u>562,500⁰⁰</u>

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>[Signature]</i>	TELEPHONE 304 765 5833	DATE 5/19/09
TITLE President	FEIN 550653057	ADDRESS CHANGES TO BE NOTED ABOVE

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

**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) 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 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 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



ARCHITECTS & ENGINEERS

May 6, 2009

ADDENDUM NO. 1

RE: HVAC Replacement For
Central Regional Jail
Architect's Project No. 0909

TO: Prospective Bidders

FROM: ZMM, Inc. Architects & Engineers

This Addendum forms a part of the Contract Documents and modifies the original Bidding Documents.

ATTACH THIS ADDENDUM TO THE FRONT COVER OF THE PROJECT MANUAL AND ACKNOWLEDGE RECEIPT OF THIS ADDENDUM IN THE SPACE PROVIDED ON THE BID FORM.

See Addendum No. 1 for the captioned project with State RFQ No. RJCMT008 as issued by the State Of West Virginia Department Of Administration Purchasing Division as attached.

PRE-BID MEETING SIGN-IN SHEETS ATTACHED TO THIS ADDENDUM

CHANGES TO SPECIFICATIONS:

1. **Section 15971, HVAC Control Systems:** ADD Automated Logic to list of approved manufacturers.

CHANGES TO DRAWINGS:

1. **Drawing M1-1** - ADD to Keyed Note 3 the following:
 - A. "Provide H-O-A switch beside contactor. Wire H-O-A switch so that lighting circuits under BAS control will remain on in the 'Hand' position, when power to ACU control panel is disabled."
 - B. REVISE General Note 3 as follows:

"Existing Indoor Air Handling Units (AHU) and Boiler Room Control Panels shall be demolished. Provide new Control Panels and new Communication Bus in existing conduit."

Disregard all other notes on Drawings stating that these existing Control Panels or existing Communication Bus shall remain.
2. **Drawing M1-3** - ADD to Keyed Note 3 the following:

"Provide H-O-A switch beside contactor. Wire H-O-A switch so that lighting circuits under BAS control will remain on in the 'Hand' position, when power to ACU control panel is disabled."
3. **Drawing M1-5** - Make the following Revisions:

ZMM, Inc.
222 Lee Street West • Charleston, West Virginia 25302
304.342.0159 voice • 304.345.8144 fax
zmm.com



A. REVISE Keyed Note 4 to read as follows:

"Shore up two existing 3' wide precast concrete panels above Corridor ceiling. Remove 12"w.x24"l section from each panel, adjacent to 8x15 steel beam, to provide a 24"x24" opening in the precast for new SEF-1D. Saw top portion and chip out bottom portion of precast. Provide Coordination Drawing to Architect for review before any work is performed. Relocate existing electrical conduits supported from underside of precast, and hot and cold water pipe, for new duct and grille installation."

B. REVISE Keyed Note 6 to read as follows:

"Shore up two existing 3' wide precast concrete panels above Records ceiling, near door. Remove 12"w.x24"l section from each panel, near adjacent bearing wall, to provide a 24"x24" opening in the precast for new SF-1D. Saw top portion and chip out bottom portion of precast. Provide Coordination Drawing to Architect for review before any work is performed. Relocate existing electrical conduits above ceiling supported from underside of precast. Relocate light switch, temperature sensor, and surface mounted data on Booking side of wall. Relocate receptacle on Records side of wall. Relocate 24x24 RG and light in Records ceiling. Keep 24x24 duct to 24x60 SG as close to corner of Records as possible.

C. ADD to Keyed Note 9 as follows:

"Provide H-O-A switch beside contactor. Wire H-O-A switch so that lighting circuits under BAS control will remain on in the 'Hand' position, when power to ACU control panel is disabled."

D. DELETE "Precast Header Support Detail."

4. DRAWING M1-6 – Make the following Revisions:

A. ADD to Keyed Note 7 as follows:

"Provide H-O-A switch beside contactor. Wire H-O-A switch so that lighting circuits under BAS control will remain on in the 'Hand' position, when power to ACU control panel is disabled."

B. ADD to Keyed Note 8 as follows:

"Provide H-O-A switch beside contactor. Wire H-O-A switch so that lighting circuits under BAS control will remain on in the 'Hand' position, when power to ACU control panel is disabled. Contactor is located above ceiling"

C. ADD new Keyed Note 9 to read as follows:

9. "Existing FACP is located in Mechanical Rm. D102, adjacent to door. Provide dedicated auxiliary contact in FACP for new Smoke Zone in Booking. Provide wiring and programming as required in new BAS for new smoke zone sequence."

5. DRAWING M3-1

Trane, the basis-of-design manufacturer for ACU units scheduled, has advised that 3-10 ton units with 410A refrigerant and hot gas reheat for dehumidification will not be available until October 09. This date does not conform to project requirements. Therefore, ALL ACU units shall be furnished with R22 refrigerant and hot gas reheat. Provide for any dimensional and electrical revisions at no additional cost to the Owner. Disregard any mention of R410A on project drawings and in the specifications.



6. DRAWING M4-2

Provide new Pod A and Pod B AHU Control Panels as described in this Addendum. In addition, provide new 3-way valve, field wiring and conduit (if required) for each AHU HW heating coil, approximately 5 gpm flow. Provide new Control Panel for Boiler Room as described in this Addendum.

Attachments: Pre-Bid Meeting Sign-In Sheets 2 pages

End Of Addendum No. 1

CENTRAL REGIONAL JAIL HVAC REPLACEMENT #0909
PRE-BID MEETING SIGN-IN SHEET
MAY 6, 2009 - 11:00 AM

5

PLEASE PRINT

NAME: Steve Cook
FIRM: Zmm INC
ADDRESS: 222 LEE ST. W.
Cltos. WY 25302
PHONE: 304-342-0159 FAX: 304-345-8174

NAME: Rich Owey
FIRM: Rich's Refriger. A/c INC
ADDRESS: 1158 Airport Rd.
Sutton WV. 26601
PHONE: 765-5833 FAX: 765-2063

NAME: Shane Owey
FIRM: Rich's Refriger. A/c INC
ADDRESS: 1151 Airport Rd.
Sutton W.V. 26601
PHONE: 765-5833 FAX: 765-2063

NAME: David Stowers
FIRM: Southern Air Inc
ADDRESS: #13 Mercer Plaza Mercer Mall Rd.
Bluefield WV 24701
PHONE: 304-324-4272 FAX: 304-324-4274

NAME: Eric Mahaffey
FIRM: Beckley Mechanical
ADDRESS: 301 George St.
Beckley WV 25801
PHONE: 304-252-1539 FAX: 304-253-1123

PLEASE PRINT

NAME: Allen Jones
FIRM: Rock Branch Mech.
ADDRESS: 132 Harris Dr.
Poca, WV 25159
PHONE: 304-755-0373 FAX: 304-755-5270

NAME: Tim SCHOOLCRAFT
FIRM: CIMCO INC
ADDRESS: 2336 VIRGINIA AVE
HURRIKANE, WV 25526
PHONE: 304-562-0121 FAX: 304-562-0820

NAME: MARK SIMPSON
FIRM: SIMPSON TECHNICAL SERV., LLC
ADDRESS: 519 HIGHLAND AVE.
SO. CHAS., WV 25303
PHONE: 304-437-1913 FAX: 304-744-5820

NAME: DLElli's
FIRM: ELeo Mech
ADDRESS: PO BOX 349
Chas. WV 25322
PHONE: 304 346 0546 FAX: 304 346 054

NAME: Terry Morgan
FIRM: Tri-State Roofing & Sheet Metal
ADDRESS: PO Box 1231
Charleston, WV 25324
PHONE: 304-755-8135 FAX: 304-755-5275

CENTRAL REGIONAL JAIL HVAC REPLACEMENT #0909
PRE-BID MEETING SIGN-IN SHEET
MAY 6, 2009 - 11:00 AM

PLEASE PRINT

NAME: Mickey Skeens
FIRM: Regional Jail Authority
ADDRESS: 300 Days Drive
Sutton WV 26601
PHONE: ~~304~~ 765-7904 FAX: 765-3341

NAME: CHILTON LILLY
FIRM: WVRJA
ADDRESS: 1325 VA ST EAST
CHARLESTON WV 25301
PHONE: 558-2110 FAX: 7299

NAME: David E. Long
FIRM: Central Reg. Jail
ADDRESS: 300 Days Drive
Sutton WV 26601
PHONE: 304-765-7904 FAX: 304-765-3341

NAME: Shannon Markle
FIRM: Central Regional Jail
ADDRESS: 300 Days Drive
Sutton WV 26601
PHONE: 304-765-7904 FAX: 765-3341

NAME: Jay Holcomb
FIRM: Horn's Bros. Roofing & Sheet Metal CO.
ADDRESS: 1533 Hamford St.
Charleston, WV 25311
PHONE: 304-343-5566 FAX: 343-5568

PLEASE PRINT

NAME: _____
FIRM: _____
ADDRESS: _____
PHONE: _____ FAX: _____

NAME: _____
FIRM: _____
ADDRESS: _____
PHONE: _____ FAX: _____

NAME: _____
FIRM: _____
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NAME: _____
FIRM: _____
ADDRESS: _____
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NAME: _____
FIRM: _____
ADDRESS: _____
PHONE: _____ FAX: _____

2008

**WEST VIRGINIA
STATE TAX DEPARTMENT**

2010

**BUSINESS REGISTRATION
CERTIFICATE**

ISSUED TO:
**RICHS REFRIGERATION AIR CONDITIONING HEATING PLUMBING &
WELDING SERVICE
1151 AIRPORT RD
SUTTON, WV 26601**

BUSINESS REGISTRATION ACCOUNT NUMBER: 1039-0801

This certificate is issued for the registration period beginning: **July 1, 2008**

This certificate is valid until: **June 30, 2010**

*This business registration certificate is issued by
the West Virginia State Tax Commissioner
in accordance with Chapter 11, Article 12 of the West Virginia Code.*

*The person or organization identified on this certificate is registered
to conduct business in the State of West Virginia at the location above.*

This certificate is not transferrable and must be displayed at the location for which issued.
ENGAGING IN BUSINESS WITHOUT CONSPICUOUSLY POSTING A WEST VIRGINIA BUSINESS
REGISTRATION CERTIFICATE IN THE PLACE OF BUSINESS IS A CRIME AND MAY SUBJECT YOU
TO FINES PER W. VA. CODE § 11-9.

TRAVELING/STREET VENDORS: Must carry a copy of this certificate in every vehicle operated by them.
CONTRACTORS, DRILLING OPERATORS, TIMBER/LOGGING OPERATIONS: Must have a copy of
this certificate displayed at every job site within West Virginia.

CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number: WV001629

Classification:

ELECTRICAL
HEATING, VENTILATING & COOLING
PIPING
PLUMBING

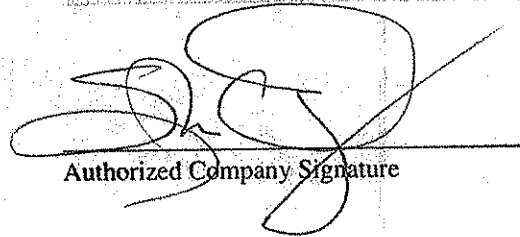
RICHS REFRIGERATION A/C HEAT PLUMBI
1151 AIRPORT RD
SUTTON, WV 26601-9744

Date Issued

Expiration Date

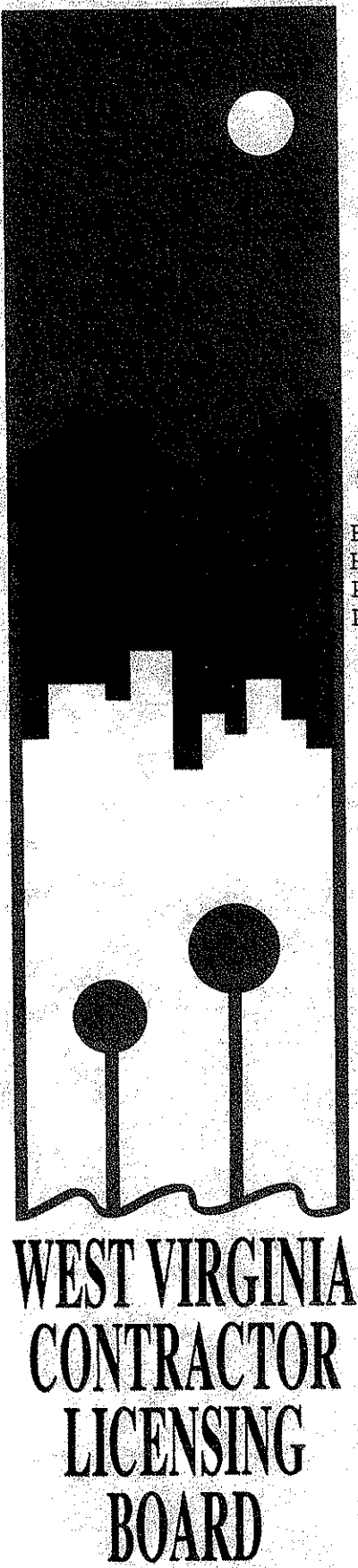
AUGUST 07, 2008

AUGUST 07, 2009



Authorized Company Signature

Michael A. Carl
Chair, West Virginia Contractor
Licensing Board



This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

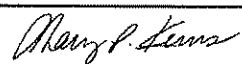
PRODUCER (304)925-6789 FAX (304)925-0149 Ramsey Insurance Agency Inc. 4301 MacCorkle Ave SE PO Box 4025 Charleston, WV 25364		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
INSURED RICH'S REFRIGERATION A/C, HEAT 1150 AIRPORT RD 1151 Airport Road SUTTON, WV 26601		INSURERS AFFORDING COVERAGE	NAIC #
		INSURER A: Hartford Casualty Insurance Co	29424
		INSURER B: Hartford Underwriters Ins Co	30104
		INSURER C: Brickstreet Insurance	
		INSURER D:	
		INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS	
A		GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR _____ GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	40SBAVQ3612	03/01/2009	03/01/2010	EACH OCCURRENCE	\$ 1,000,000
		DAMAGE TO RENTED PREMISES (Ea occurrence)				\$ 300,000	
						MED EXP (Any one person)	\$ 10,000
						PERSONAL & ADV INJURY	\$ 1,000,000
						GENERAL AGGREGATE	\$ 2,000,000
						PRODUCTS - COMP/OP AGG	\$ 2,000,000
B		AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	40UECTR5263	03/01/2009	03/01/2010	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
		BODILY INJURY (Per person)				\$	
		BODILY INJURY (Per accident)				\$	
		PROPERTY DAMAGE (Per accident)				\$	
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT	\$
						OTHER THAN AUTO ONLY: EA ACC	\$
						AGG	\$
		EXCESS / UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE _____ <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE	\$
						AGGREGATE	\$
							\$
							\$
C		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under SPECIAL PROVISIONS below	WC10000699-05	07/16/2008	07/16/2009	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER	
		E.L. EACH ACCIDENT				\$ 100,000	
		E.L. DISEASE - EA EMPLOYEE				\$ 100,000	
						E.L. DISEASE - POLICY LIMIT	\$ 500,000
		OTHER					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

<p>CERTIFICATE HOLDER</p>	<p>CANCELLATION</p> <p>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL <u>30</u> DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.</p> <p>AUTHORIZED REPRESENTATIVE</p> <p>Mary Kerns/JODI </p>
----------------------------------	--

THIS CHECK CONTAINS THE FOLLOWING SECURITY FEATURES: MULTI-COLOR PRINTING ON FACE, WATERMARK IN PAPER, AND MICROPRINTING ON BORDER.

CASHIER'S CHECK

69-274/515

00019000

BANK OF
Gassaway

DATE 05/19/2009

REMITTER Rich's Refrigeration A/C

\$ 28,650.00

\$28,650.00

DOLLARS

***** DOLLAR TWO EIGHT COMMA SIX FIVE ZERO PERIOD ZERO ZERO *****

PAY TO THE
ORDER OF

State of West Virginia
CRJ-Sutton-5% Bid Bond

Melvin A. Hoard

AUTHORIZED SIGNATURE





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

STATE OF WV

COUNTY OF Braxton, TO-WIT:

I, Shane Oney, after being first duly sworn, depose and state as follows:

1. I am an employee of Rich's Refrigeration Inc; and,
(Company Name)
2. I do hereby attest that Rich's Refrigeration 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.

Rich's Refrigeration Inc.
(Company Name)

By: [Signature]

Title: President

Date: 5/19/09

Taken, subscribed and sworn to before me this 19th day of May 2009.

By Commission Expires Feb 10, 2019

(Seal) OFFICIAL SEAL
NOTARY PUBLIC
BECKY L. STEWART
160 LOCUST ESTATES
SUTTON, WV 26601
My Commission Expires Feb. 10, 2019

[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.

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.

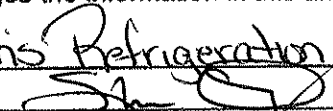
LICENSING:

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: Rich's Refrigeration, Inc.
Authorized Signature:  Date: 5/19/09