

VENDOR

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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6610C025

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ADDRESS CORRES	DANDENCE TO	A THE A PROPERTY OF
HUUMESS CUMMES	PEONDENCE IC	ATTENTION OF

MICHAEL AUSTIN

304-558-2402

*407083336 606-874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130

LEXINGTON KY 40583-3130

DATE PRINT	ED	TER	MS OF SAL	E	SHIP VI	A		F.O.B.	FREIGHT TERMS
05/05/	2010								
BID OPENING DATE:		05/26/	2010			BID	0P	ENING TIME 01	:30PM
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""LE PRESIDEN"	L /	l	∠∪-3	622192	i .			ADDRESS CHANGES	TO BE NOTED ABOVE

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. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
- **4.** 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.
- 5. Payment may only be made after the delivery and acceptance of goods or services.
- 6. Interest may be paid for late payment in accordance with the West Virginia Code.
- 7. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 10. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern the purchasing process.
- 11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- **12. BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
- 13. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at www.state.wv.us/admin/purchase/vrc/hipaa.htm and 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.
- 14. 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.
- 15. 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, and the West Virginia Insurance Commission. 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.
- 16. 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 material, 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.

INSTRUCTIONS TO BIDDERS

- Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
- 2. 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. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 4. 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
- 5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



TITLE

PRESIDENT

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

Request for Quotation

6610C025

RFQ NUMBER

PAGE 2

ADDRESS CORRESPONDENCE TO ATTENTION OF

MICHAEL AUSTIN 304-558-2402

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*407083336 606-874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130

LEXINGTON KY 40583-3130

DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

ADDRESS CHANGES TO BE NOTED ABOVE

TERMS OF SALE DATE PRINTED SHIP VIA F.O.B. FREIGHT TERMS 05/05/2010 BID OPENING DATE: 05/26/2010 **BID OPENING TIME** 01:30PM CAT. QUANTITY LINE UOP ITEM NUMBER UNIT PRICE AMOUNT LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AND EXTENDS FOR A PERIOD OF SIX (6) MONTHS OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE DRIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED SIX (6) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE. UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT. RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) SIX (6) MONTH PERIODS. CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN. OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANS-SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE 05/26/2010 (859) 299-7001

20-3622192



Request for Quotation

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MICHAEL AUSTIN 304-558-2402

*407083336 606-874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130

LEXINGTON KY 40583-3130 DIVISION OF HIGHWAYS VARIOUS LOCALES AS INDICATED BY ORDER '

DATE PRINTED TERMS OF SALE SHIP VIA F.O.B FREIGHT TERMS 05/05/2010 BID OPENING DATE: 05/26/2010 **BID OPENING TIME** 01:30PM CAT. LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT PORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.) QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN. ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT. IN THE EVENT THE VENDOR/CONTRACTOR FILES BANKRUPTCY: FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER. THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM. REV. 05/26/2009 EXHIBIT 10 REQUISITION NO.: SEE REVERSE SIDE FOR TERMS AND CONDITIONS (859) 299–7001 SIGNATURE DATE 05/26/2010 PRESIDENT 20-3622192 ADDRESS CHANGES TO BE NOTED ABOVE



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PRESÍDENT

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

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DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

ADDRESS CHANGES TO BE NOTED ABOVE

*407083336 606-874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130

LEXINGTON KY 40583-3130

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

606-874-9892

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MOUNTAIN AGGREGATES INC PO BOX 13130

LEXINGTON KY 40583-3130

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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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304-558-2402

MICHAEL AUSTIN

*407083336 606-874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130 LEXINGTON KY 40583-3130

DIVISION OF HIGHWAYS VARIOUS LOCALES AS INDICATED BY ORDER

ADDRESS CHANGES TO BE NOTED ABOVE

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NOTE: Vendor should type Bid Schedules

12. BIDDING SCHEDULE

12.1 Bidding F.O.B. Vendor's Storage Site

AASHTO #7 Aggregate

AASHTO #8 Aggregate

AASHTO #9 Aggregate

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a) SOURCE OF MATERIAL (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

Mountain Aggregates, Inc. - Elkhorn City Quarry, 2 miles north of Elkhorn City, KY 41522 on Rt. 197 (606)754-4117

Pine Mountain Stone - Rt 805 at Burdine, KY 41517 (606)832-2166

b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors storage sites.

Mountain Aggregates, Inc. - Elkhorn City Quarry 2 miles south of Elkhorn City, KY on Rt 192. Pine Mountain Stone - Burdine, KY on Rt 805 (606)832-2166

Con-Bid Price Per Ton Tract Description of F.O.B. Vendor's Storage Site Item Aggregate BLAST LIMESTONE FURNACE STEEL SANDSTONE, SLAG SLAG GRAVEL, SAND 9.95 Class 1 Aggregate Α 9.95 В Class 2 Aggregate 9.75 C **AASHTO #1 Aggregate** 9.75 D AASHTO #3 Aggregate 9.75 E **AASHTO #4 Aggregate** 9.75 F AASHTO #467 Aggregate AASHTO #57 Aggregate 9.95 G AASHTO #67 Aggregate 9.95 н

The "Bid Schedule" is available for download on Purchasing's Web site at www.state.wv.us/admin/purchase

10.75

10.75

It is not necessary to type No Bid in blank spaces or return Blank Sheets.

BIDDING SCHEDULE (Continued)

12.1 Bidding F.O.B. Vendor's Storage Site (Continued)

L	Stone for Gabions	10.50	
M	Fine Aggregate		
N	Standard Abrasives	10.75	
Ô	Modified Abrasives	10.75	
P	Riprap	10.75	
Q	Shot Rock	10.75	
R	AASHTO #8 Modified	10.75	
S	AASHTO #9 Modified	10.75	
T	Pea Gravel		
U	#11 Limestone Abrasives		
٧	T	ms Q and P): First Ton-Mile Each Additional Ton Mile	
W		nd/or P): First Ton-Mile Each Additional Ton-Mile	

Con- Tract Item	Description of Material	Bid Price Per Ton F.O.B. Vendor's Storage Site
AA	Cinders	N/A

Note 1: Bid price shall include cost of Vendor Loading Department trucks.

12. BIDDING SCHEDULE

,

DISTRICT TWO

12.2 Bidding F.O.B. Division's Storage Site (Continued)

Contract	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	DOH S	(S/Ton) F.O.B. Storage Site	
				LIMESTONE	BLAST	STEEL
	LINCOLN (COUNTY		SANDSTONE GRAVEL, SAND	FURNACE SLAG	SLAG
		4000	Harts	GRAVEL, SAND	JLAG	00.0
Α	Class 1	1000				
В	Class 2	500	Harts			
Ε	No. 3	500	Harts Harts		·	
Н	No. 57	500	Harts			
K	No. 8	1000	Harts			
M	Gabion Stone	1000	Harts			
0	Standard Abr.	1000	Harts			
R	Shot Rock	1000 1000	Harts			
V	#11 Limestone Abr.	500	Harts			1
Q	Rip Rap	500	Halts			
	LOGAN C	COUNTY				
		5000	Wilkinson	23.25		
A	Class 1	1000	Wilkinson	23:25		
E	No. 3	1000	Wilkinson	23.25		
Н	No. 57	2000	Wilkinson	24.25		
K	No. 8 Gabion Stone	1500	Wilkinson			
M	Standard Abr.	2000	Wilkinson			
0	Modified Abr.	500	Wilkinson			
Р	Shot Rock	1500	Wilkinson			
R V	#11 Limestone Abr.	2000	Wilkinson			
V	#11 Ellifestorio 7 tot.					
	<u>LOGAN (</u>	COUNTY				
Α	Class 1	1000	Man	22.75		
E	No. 3	500	Man	22.75		
Н	No. 57	500	Man	23.75		
K	No. 8	2000	Man	25.75		
M	Gabion Stone	1000	Man			
Ö	Standard Abr.	1000	Man			
P	Modified Abr.	500	Man			
R	Shot Rock	1000	Man			
V	#11 Limestone Abr.	1000	Man			
•						

12. BIDDING SCHEDULE

DISTRICT TWO

12.2 Bidding F.O.B. Division's Storage Site (Continued)

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$Ton) F.O.B. DOH Storage Site
			···· /	LIMESTONE BLAST SANDSTONE FURNACE STEEL
	CORRIDOR G & L	<u>-OGAN COUN</u>	<u> </u>	SANDSTONE FURNACE STEEL GRAVEL, SAND SLAG SLAG
	0.4	2000	Chapmanville	GRAVEL, SAND SLAG SLAG
A	Class 1	2000 500	Chapmanville	
E	No. 3	1500	Chapmanville	
K	No. 8	1000	Chapmanville	
M	Gabion Stone		Chapmanville	
0	Standard Abr.	1000		
P	Modified Abr.	500	Chapmanville	
R	Shot Rock	1000	Chapmanville	
V	#11 Limestone Abr.	3000	Chapmanville	
	MINGO (COUNTY		
_	01 4	5000	Miller Creek	21.75
A	Class 1	5000	Miller Creek	21.75
D	No. 1		Miller Creek	21.75
E	No. 3	1000	Miller Creek	
Н	No. 57	1000	Miller Creek	21.75
K	No. 8	1500	Miller Creek	22.75
M	Gabion Stone	800		
0	Standard Abr.	2000	Miller Creek	
P	Modified Abr.	500	Miller Creek	
R	Shot Rock	1000	Miller Creek	
V	#11 Limestone Abr.	3000	Miller Creek	
	MINGO	COUNTY		
	Olean A	1000	Gilbert	21.50
A	Class 1	1000	Gilbert	21.50
D	No. 1		Gilbert	22.50
E	No. 3	500	Gilbert	22.50
Н	No. 57	500		25.50
K	No. 8	500	Gilbert	23,30
М	Gabion Stone	1000	Gilbert	
0	Standard Abr.	200	Gilbert	
Р	Modified Abr.	200	Gilbert	
R	Shot Rock	500	Gilbert	
V	#11 Limestone Abr.	1000	Gilbert	

12. BIDDING SCHEDULE

DISTRICT TEN

12.2 Bidding F.O.B. Division's Storage Site

Contract Item A G H M P R K	of Aggregate	Estimated Quantity (TONS) WELL COUNTY 10000 3000 1000 1500 5000 1500 1000	Location of DOH Storage Site Havaco		(\$/Ton) F.O.B. storage Site BLAST FURNACE SLAG	STEEL SLAG
N.		·	Havaoo		<u> </u>	
	MCDO	WELL COUNTY				
AGHKMORB AGHMPRB	Class 1 No. 467 No. 57 No. 8 Gabion Stone Modified Abr. Shot Rock Class 2 MCDO Class 1 No. 467 No. 57 Gabion Stone Modified Abr. Shot Rock Class 2	5000 2000 1000 500 1000 2000 1000 2000 WELL COUNTY 3000 1000 1000 600 2000 800 1000	Raysal Raysal Raysal Raysal Raysal Raysal Raysal Raysal Vukon Yukon Yukon Yukon Yukon Yukon Yukon Yukon	16.75 17.75 17.75 19.50 18.50 19.50 18.00 18.00 18.00 19.00		
	· MCDO	WELL COUNTY				
				<u></u>		
A G M P R H B	Class 1 No. 467 Gabion Stone Modified Abr. Shot Rock No. 57 Class 2	3000 1000 500 2000 800 1000 1000	Johnnycake Mtn.	18.25 18.75 18.75 21.50		



Requést for Quotation

6610C025

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SOLUTION TO EXCORATE DIVIDENTAL ESTRETARION ESTA POR ESTA

MICHAEL AUSTIN 304-558-2402

RFO COPY TYPE NAME/ADDRESS HERE

> Mountain Aggregates, Inc. P.O. Box 13130 Lexington, KY 40583-3130

DIVISION OF HIGHWAYS VARIOUS LOCALES AS INDICATED BY ORDER

* 407 083 336 (859) 299-7001

DATE PR	*******	TER	ms of sale		SHIP VIA		FOB	FREIGHTT	arms
05/20 BID OPENING DAT		5/26/3	010	ă	BID	OMENING		-01- ₁ 30PM	
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RFQ COPY

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

Request for Quotation

REGNUMBER 6610C025

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MICHAEL AUSTIN

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DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

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TYPE NAME/ADDRESS HERE

Mountain Aggregates, Inc.
P.O. Box 13130
Lexington, KY 40583-3130

407 083 336 DATE PRINTED TERMS OF SALE SHIP VIA FREIGHT TERMS 05/24/2010 BID OPENING DATE: 06/09/2010 OPENING TIME 01:30PM QUANTITY_ LINE UOP ITEM NUMBER AMOUNT ADDENDUM NO. 2 BID OPENING DATE AND TIME CHANGED FROM: 05/26/10 @1:30 P.M. **†0:** 06/09/10 @1:30 P.M. NO OTHER CHANGES. 0001 770-06 STONE & AGGREGATE THIS IS THE END OF REQ 6610Cd25 ***** TOTAL: SEE DEVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURI ADDRESS CHANGES TO BE NOTED ABOVE 20・36スズ/9ズ



Request for Quotation

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MICHAEL AUSTIN

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TYPE NAME/ADDRESS HERE

Mountain Aggregates, Inc. P.O. Box 13130 Lexington, KY 40583-3130 DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

407 083 336 FREIGHT TEAMS DATE PRINTED TERMS OF SALE SHIP VIA 05/24/2010 BID OPENING DATE: 06/09/2010 BID OPENING TIME QUANTITY LINE ITEM NUMBER AMOUNT ADDENDUM NO. 3 ADD: BIDDING SCHEDULE ATTACHED INADVENTENTLY LEFT OFF THE ORIGINAL REQUEST FOR QUOTATION. BID OPENING DATE AND TIME REMAINS 06/09/10 21:30 P.M. NO OTHER CHANGES. 0001 770-06 STONE & AGGREGATE IS THE END OF 6610C025 RFQ WHEN RESPONDING TO RFQ. INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

1.

ing the date of this certification; or,

State of West Virginia

Addendum # /2

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with *West Virginia Code*, §5A-3-37. (Does not apply to construction contracts). *West Virginia Code*, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the *West Virginia Code*. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preced-

Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately

Application is made for 2.5% resident vendor preference for the reason checked:

XX	preceding the date of this certification; or, Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,
2.	Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
3. <u>**</u> *	Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4.	Application is made for 5% resident vendor preference for the reason checked: Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5.	Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6.	Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.
roquire	understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the ments for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty t such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information

Under penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate

Date: 5/26/10 Signed: Fresident Title: President

changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

or deducted from any unpaid balance on the contract or purchase order.

deemed by the Tax Commissioner to be confidential.

RFQ No.	6610C025

STATE OF WEST VIRGINIA Purchasing Division

PURCHASING AFFIDAVIT

West Virginia Code §5A-3-10a states: 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 owned is an amount greater than one thousand dollars in the aggregate

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, Limited Liability Company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

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.

WITNESS THE FOLLOWING SIGNATURE Vendor's Name: Mountain, Date: 05/26/2010 Authorized Signature: Kentucky State of County of Fayette May Taken, subscribed, and sworn to before me this $\underline{26}$ day of December, $20\underline{10}$, 20/ My Commission expires Tara John AFFIX SEAL HERE



TILE PRESIDENT

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

Request for REQUIREMENT Quotation

6610C025

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MICHAEL AUSTIN 304-558-2402

DIVISION OF HIGHWAYS VARIOUS LOCALES AS INDICATED BY ORDER

ADDRESS CHANGES TO BE NOTED ABOVE

***407083336** 606-874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130 **LEXINGTON KY 40583-3130**

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Request for Quotation

6610C025

ADDRESS:CORRESPONDENCE TO ATTENTION OF MICHAEL AUSTIN 304-558-2402

Mountain Aggregates, Inc. P.O. Box 13130 Lexington, KY 40583-3130

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Request for **Quotation**

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MICHAEL AUSTIN 304-558-2402

Mountain Aggregates, Inc. P.O. Box 13130 Lexington, KY 40583-3130 H 407 083 336

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

Request for
Quotation
6610C025

ADDRESS CORRESPON
MICHAEL AUSTIN

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304-558-2402

*407083336 606~874-9892 MOUNTAIN AGGREGATES INC PO BOX 13130

LEXINGTON KY 40583-3130

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NOTE: Vendor should type Bid Schedules

Mountain Aggregates, Inc. 2257 Executive Drive Lexington, KY 40505

12. BIDDING SCHEDULE

- 12.1 Bidding F.O.B. Vendor's Storage Site
- a) SOURCE OF MATERIAL (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

Mountain Aggregates, Inc. - Elkhorn City Quarry, 2 miles north of Elkhorn City, KY 41522 on Rt. 197 (606)754-4117

Pine Mountain Stone - Rt 805 at Burdine, KY 41517 (606)832-2166

b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors storage sites.

Mountain Aggregates, Inc. - Elkhorn City Quarry 2 miles south of

Elkhorn City, KY on Rt 192. Pine Mountain Stone - Burdine, KY on

Rt 805 (606)832-2166

Con- Tract Item	Description of Aggregate	Bid Price Per Ton F.O.B. Vendor's Storage Site		
		LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1 Aggregate	9.95		
В	Class 2 Aggregate	9,95		
Č	AASHTO #1 Aggregate	9.75		
Ď	AASHTO #3 Aggregate	9.75		
E	AASHTO #4 Aggregate	9.75		
F	AASHTO #467 Aggregate	9.75	Value of the Sale	
G	AASHTO #57 Aggregate	9,95		A COLUMN TO A COLU
Н	AASHTO #67 Aggregate	9.95	Carried Commence of the Commen	Kerner and State of the State o
1	AASHTO #7 Aggregate		. <u>1888 - 1888 - 1888 - 1888 - 1888 - 1888 - 1888</u>	The second secon
J	AASHTO #8 Aggregate	10.75		
K	AASHTO #9 Aggregate	10.75		

The "Bid Schedule" is available for download on Purchasing's Web site at www.state.wv.us/admin/purchase

BIDDING SCHEDULE (Continued)

12.1 Bidding F.O.B. Vendor's Storage Site (Continued)

L	Stone for Gabions	10.50	No. of the second secon	
M	Fine Aggregate		and the second s	Samuel Control of the
N	Standard Abrasives	10.75	The state of the s	
o.	Modified Abrasives	10.75	ASSETTION VICE	And the second s
P	Riprap	10.75		· Standard Standard
Q	Shot Rock	10.75		
Ŕ	AASHTO #8 Modified	10.75		rame in the state of the state
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Ü	#11 Limestone Abrasives	# P P P P P P P P P P		and the same of th
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Con- Tract Item	Description of Material	Bid Price Per Ton F.O.B. Vendor's Storage Site
-		N/A
AΑ	Cinders	

Note 19 Bid price shall include cost of Vendor Loading Department trucks.

CONTRACTOR TIPESCAME LONG TONS

Mountain Aggregates, Inc. P.O. Box 13130 Lexington, KY 40583-3130

12. BIDDING SCHEDULE

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12.1	Bidding	F.O.B.	Vendor's	Storage	Site
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a)	SOURCE OF MATERIAL (State all sources for which bid prices
•	apply) (e.g., Quarry location if Sandstone or Limestone;
	dredging or pit location if Gravel; production plant name and
	location if Slag)

EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies

	tween Vendors storage si	tes.		
Con- Tract Item	Description of Aggregate		id Price Per Ton Vendor's Storage Site	
		LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1 Aggregate			
В	Class 2 Aggregate			
₩c	Class 10 Aggregate	9.75		
D	AASHTO #1 Aggregate			
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Mountain Aggregates, Inc. P.O. Box 13130 Lexington, KY 40583-3130

BIDDING SCHEDULE (Continued)

12.1 Bidding F.O.B. Vendor's Storage Site (Continued)

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	Description of	Bid Price Per Ton
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