



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
AGR1002

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
RON PRICE 304-558-0492

*709015500 724-627-6966
 ROSS TRACTOR SALES INC
 40 SOUTH WOODLAND AVENUE

 WAYNESBURG PA 15370

DEPARTMENT OF AGRICULTURE
 LAND DIVISION
 PRUNTYTOWN STATE FARM
 ROUTE 2, BOX 293
 GRAFTON, WV
 26354 558-2222

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/19/2009				

BID OPENING DATE: 08/11/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		020-89		48,450 ⁻
4WD TRACTOR WITH DELUX CAB PACKAGE AND LOADER JOHN DEERE MODEL 5105M OR EQUAL TRACTOR MUST BE 2009 MODEL OR NEWER, ENGINE: 105 HP MIN PTO CAPACITY: 90 HP @ 2100 RPM, TRACTOR MUST BE EQUIPPED WITH A JOHN DEERE 563 NSL LOADER OR EQUAL ADDITIONAL SPECIFICATIONS ARE ATTACHED THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATIONS IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS. NOTICE A SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130						

RECEIVED
 2009 AUG -6 PM 2:31
 WV PURCHASING
 DIVISION

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>[Signature]</i>	724-627-6966	8/3/09	
TITLE	FERN	ADDRESS CHANGES TO BE NOTED ABOVE	
<i>[Signature]</i>			

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

RFQ NUMBER
AGR1002

PAGE
2

ADDRESS CORRESPONDENCE TO ATTENTION OF:
RON PRICE
304-558-0492

VENDOR

*709015500 724-627-6966
ROSS TRACTOR SALES INC
40 SOUTH WOODLAND AVENUE

WAYNESBURG PA 15370

SHIP TO

DEPARTMENT OF AGRICULTURE
LAND DIVISION
PRUNTYTOWN STATE FARM
ROUTE 2, BOX 293
GRAFTON, WV
26354 558-2222

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/19/2009				

BID OPENING DATE: **08/11/2009** BID OPENING TIME: **01:30PM**

LINE	QUANTITY	UQP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<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: RP-41</p> <p>RFQ. NO.: AGR1002</p> <p>BID OPENING DATE: AGR1002</p> <p>BID OPENING TIME: 1:30PM</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:</p> <p style="text-align: center;">----- 724-627-6965 -----</p> <p>CONTACT PERSON (PLEASE PRINT CLEARLY):</p> <p style="text-align: center;">----- Jory Ross -----</p> <p>***** THIS IS THE END OF RFQ AGR1002 ***** TOTAL: <u>48,450</u></p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Jory Ross</i>	TELEPHONE 724-627-6966	DATE 8/3/09
TITLE President	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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

Addn. Specifications- Tractor w/Loader

Engine: Diesel Power Tech E 4045, 4 Cylinders,
 Min. Displacement 276 cubic inches
 Transmission: 16x16 Power Reverser,
 Fuel Tank: Min. Gallon Capacity: 38 gallons
 540/1000 PTO Electro Engagement
 Hydraulics: Steering: 6.3 GPM (Min.)
 Implement: 18.4GPM (Min.)
 Total: 24.7 GPM (Min.)

Wet Clutch

Electro Hydraulic Differential Controls
 3 pt. hitch, Lift Capacity: 4,498 lbs. (Min.)
 Cat II Hitch, Mechanical 3 point hitch
 Tires: Front 124R24R1, 18.4Rx30 Rear
 Dimensions: Wheelbase: 85.6" (Min.)
 Length: 150" (Min.)
 Width: Center-to-Center of tires 72" (Min.)
 Weight: 8400 lbs. (Min.)

Rear fender Control for Implement Hookups- Electro Switch
 Tool box and Front Hood/ Grill Guard
 Fuel tank skid plate included
 Cold Start Package
 Mid-Mount Setup on Hydraulics
 W/ 3 SCV Ports independently operated on rear
 Front weight support, Rear weight package: (2) 95 lbs.
 weights attached per wheel.
 Rear brake lights included
 Rear window and wiper included

1 John Deere Model #563 Non-Self Leveling Loader
 (Specifications)

Lift Capacity at full height: 3983 lbs. (min.)
 Breakout force: 6,654 lbs. (min.).
 Lift Height: 133" (min.)
 Rollback angle: 44 degrees (min)

Loader Specs.- Continued

Loader must be fully assembled and attached to tractor at delivery.
Tractor must be fully assembled, with tires set out full width.
Min Warranty: 2 years. Delivered and demonstrated at the Pruntytown Farm.

Warranty must include transportation costs to and from the farm to vendor's shop for 2 year warranty period.

Direct any questions to: Dwayne O'Dell, Assistant Director,
Marketing & Development Division, 304 558-2210 (o)
or 304 541-5460 (cell).

Tractor w/loader is to be delivered, assembled, and demonstrated to the Pruntytown Farm by November 1, 2009 or sooner.

McCormick International U.S.A. Inc.
 P.O. Box 81
 Pella, Iowa 50219
 Tel: 866-327-6733
 Fax: 641-621-8150



RETAIL DISTRIBUTOR PURCHASE ORDER

It is understood that this order is subject to approval and acceptance by McCormick International U.S.A. Inc. at its office in Pella, IA.

Dealer Order No.		Dealer Code	Date
Date Required		Shipping Destination	
Dealer Name & Address <i>Ross Tractor Sales</i>			
Payment Terms		Customer Name (if retailed) <i>State of West Virginia</i>	
Special Instructions <i>Runbytown</i>			
Model <i>KX 110X</i> Qty <i>1</i>		Standard Model Code:	
FACTORY-FITTED OPTION SUBSTITUTIONS			
Code	Description		
<i>1</i>	<i>CX 110 X TRANSIFT T3 McCormick</i>		
	<i>24 X 24 TRANS POWER REVERSION</i>		
<i>1</i>	<i>L-140 McCormick loader</i>		
	<i>83" Bucket</i>		
	<i>wts Front Bucket</i>		
	<i>wts REAR</i>		
Authorized Signature <i>[Signature]</i>		Name (Please write in block letters)	

*Prices subject to change. All prices F.O.B. factory in Pella, Iowa. Sales or use tax will be charged by McCormick International U.S.A. Inc. on all purchases where applicable.
 Terms and Conditions on Reverse Side*

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.

- 1. Application is made for 2.5% resident vendor preference for the reason checked:
 Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,
 Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,
 Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,
- 2. Application is made for 2.5% resident vendor preference for the reason checked:
 Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
- 3. Application is made for 2.5% resident vendor preference for the reason checked:
 Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
- 4. Application is made for 5% resident vendor preference for the reason checked:
 Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
- 5. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:
 Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
- 6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:
 Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

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

Under penalty of law for false swearing (*West Virginia Code*, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: Ross transaction Sales Signed: [Signature]
 Date: 8/3/09 Title: President

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

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

VENDOR OWING A DEBT TO THE STATE:

West Virginia Code §5A-3-10a provides that: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owed is an amount greater than one thousand dollars in the aggregate.

PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

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: James Ross Ross Tractor Sales
Authorized Signature: James Ross # Date: 8/3/09