



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

DJS010286

PAGE

1

ADDRESS CORRESPONDENCE TO ATTENTION OF:

JOHN ABBOTT  
304-558-2544

RFQ COPY

TYPE NAME/ADDRESS HERE

HAZZARD'S EXCAVATING & TRUCKING CO  
P. O. BOX 398  
KIMBALL, WV 24853

DIVISION OF JUVENILE SERVICES

VARIOUS LOCALES AS  
INDICATED BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/21/2009				

BID OPENING DATE:

01/27/2010

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		968-70		\$ 25,636.00
SIDEWALK CONSTRUCTION						
CONTRACT TO INSTALL CONCRETE SIDEWALKS AT THREE (3) WEST VIRGINIA DIVISION OF JUVENILE SERVICES' SITES IN WAYNE, CABELL, & MERCER COUNTIES, PER THE ATTACHED SPECIFICATIONS.						
MANDATORY PRE-BID						
A MANDATORY PRE-BID WILL BE HELD ON 1/12/10; 11:00 AM WAYNE CTY. SITE; 1:30 PM CABELL CTY. SITE / 1/13/10; 1:00 PM MERCER CTY. SITE-SEE SPECS FOR ADDRESSES. ALL INTERESTED PARTIES ARE REQUIRED TO ATTEND THIS MEETING. FAILURE TO ATTEND THE MANDATORY PRE-BID SHALL RESULT IN DISQUALIFICATION OF THE BID. NO ONE PERSON MAY REPRESENT MORE THAN ONE BIDDER.						
AN ATTENDANCE SHEET WILL BE MADE AVAILABLE FOR ALL POTENTIAL BIDDERS TO COMPLETE. THIS WILL SERVE AS THE OFFICIAL DOCUMENT VERIFYING ATTENDANCE AT THE MANDATORY PRE-BID. FAILURE TO PROVIDE YOUR COMPANY AND REPRESENTATIVE NAME ON THE ATTENDANCE SHEET WILL RESULT IN DISQUALIFICATION OF THE BID. THE STATE WILL NOT ACCEPT ANY OTHER DOCUMENTATION TO VERIFY ATTENDANCE. THE BIDDER IS RESPONSIBLE FOR ENSURING THEY HAVE COMPLETED THE INFORMATION REQUIRED ON THE ATTENDANCE SHEET. THE PURCHASING DIVISION AND THE STATE AGENCY WILL NOT ASSUME ANY RESPONSIBILITY FOR A BIDDER'S FAILURE TO COMPLETE THE PRE-BID ATTENDANCE SHEET. IN ADDITION, WE REQUEST THAT ALL POTENTIAL BIDDERS INCLUD						

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2010 JAN 26 AM 9:52

WV PURCHASING  
DIVISION

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE

TITLE

Pres. Hazzard

FEIN

134224198

TELEPHONE

304/585-7060

DATE

1/18/10

ADDRESS CHANGES TO BE NOTED ABOVE

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



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DIVISION OF JUVENILE SERVICES

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THEIR E-MAIL ADDRESS AND FAX NUMBER.						
ALL POTENTIAL BIDDERS ARE REQUESTED TO ARRIVE PRIOR TO THE STARTING TIME FOR THE PRE-BID. BIDDERS WHO ARRIVE LATE, BUT PRIOR TO THE DISMISSAL OF THE TECHNICAL PORTION OF THE PRE-BID WILL BE PERMITTED TO SIGN IN. BIDDERS WHO ARRIVE AFTER CONCLUSION OF THE TECHNICAL PORTION OF THE PRE-BID, BUT DURING ANY SUBSEQUENT PART OF THE PRE-BID WILL NOT BE PERMITTED TO SIGN THE ATTENDANCE SHEET.						
EXHIBIT 5						
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.						
NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 45 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.						
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.						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
	304-585-7060	1/18/10
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
President	134-22-9198	

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12/21/2009						
BID OPENING DATE: 01/27/2010		BID OPENING TIME 01:30PM				
LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR THE APPLICABLE COUNTY, PURSUANT 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 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</p>						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						
SIGNATURE		TELEPHONE		DATE		
		304-585-7060		1/18/10		
TITLE		FEIN		ADDRESS CHANGES TO BE NOTED ABOVE		
President		13422-9198				

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LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>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 &amp; ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE

TITLE

TELEPHONE

DATE

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1/18/10

FEIN 134-22-9198

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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS		
12/21/2009						
BID OPENING DATE: 01/27/2010		BID OPENING TIME 01:30PM				
LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>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 MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NOS.:</p> <p>NO. 1 ..... <i>[Signature]</i></p> <p>NO. 2 .....</p> <p>NO. 3 .....</p>						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS.						
SIGNATURE <i>[Signature]</i>		TELEPHONE 304-585-7060		DATE 1/18/10		
TITLE President		FEIN 134-22-9198		ADDRESS CHANGES TO BE NOTED ABOVE		

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KIMBALL, WV 24853

DIVISION OF JUVENILE SERVICES

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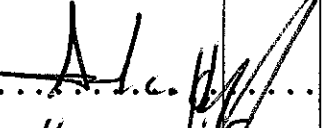
DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/21/2009				

BID OPENING DATE:

01/27/2010

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	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	
Hazzard's Excavating & Trucking Co.					COMPANY	
1/24/09					DATE	
REV. 11/96						
CONTRACTORS LICENSE						
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.						
WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE 304-585-7060	DATE 1/18/10
TITLE President	FEIN 134-22-9198	ADDRESS CHANGES TO BE NOTED ABOVE

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P O. BOX 398

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<p>PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: <i>Hazzard's Excavating &amp; Trucking Co.</i></p> <p>CONTRACTORS LICENSE NO.: <i>WV030122</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> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER.</p> <p>REV. 5/2009</p> <p>NOTICE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>[Signature]</i>	TELEPHONE 304-558-7060	DATE 1/18/10
TITLE President	FEIN 134-22-9198	ADDRESS CHANGES TO BE NOTED ABOVE

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12/21/2009				

BID OPENING DATE:

01/27/2010

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
A SIGNED BID MUST BE SUBMITTED TO:						
DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130						
THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:						
SEALED BID						
BUYER:				JOHN ABBOTT (32)-----		
REQ. NO.:				DJS010286-----		
BID OPENING DATE:				01/27/2010-----		
BID OPENING TIME:				1:30 PM-----		
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
304/585-7062-----						
PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:						
Samuel C. Hazzard Jr-----						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>[Signature]</i>	TELEPHONE 304-585-7060	DATE 1/18/10
TITLE President	FEIN 134229198	ADDRESS CHANGES TO BE NOTED ABOVE

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12/21/2009				

12/21/2009

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** THIS IS THE END OF RFQ DJS010286 ***** TOTAL:						# <u>25,636</u> <sup>00</sup> =

\*\*\*\*\* THIS IS THE END OF RFQ DJS010286 \*\*\*\*\* TOTAL:

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *[Signature]*  
TITLE *President*

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

DJS010286

### Sidewalk Construction

The West Virginia Division of Juvenile Services is Soliciting Bids for Sidewalk Construction at the three (3) locations listed below:

1. Wayne County Youth Reporting Center  
900 Norfolk Ave.  
Wayne, WV 25570
2. Cabell County Youth Reporting Center  
2 O'Hanlon Place  
Barboursville, WV 25504
3. Mercer County Youth Reporting Center  
843 Shelter Road  
Princeton, WV 24740

### **Specifications are Site Specific:**

**Note:** *All Concrete used will be a 5 bag concrete fiber mix. Rebar will be used at all three (3) sites and will be 3/8" in diameter. Sidewalks will have a single rebar along the perimeter. All sidewalks will be at a minimum 42" in width and the length of the sidewalks will be determined at pre-bid meeting for each site.*

#### **Wayne County**

Furnish and Install concrete access walks at the three (3) entrance doors. The total estimated square feet of concrete for this site is 209. This is the sum of the three (3) entrance slabs, one (1) ramp and one (1) step. Install the compacted gravel base as required for the installation of the 4" reinforced concrete slabs. Saw cut the masonry at the door sills to achieve 4" minimum bearing. Provide expansion joint at each door entrance.

#### **Cabell County**

Furnish and Install concrete access walks at the three (3) entrance doors. The total estimated square feet of concrete for this site is 203. This is the sum of the three (3) entrance slabs, one (1) ramp. Install the compacted gravel base as required for the installation of the 4" reinforced

concrete slabs. Saw cut the masonry at the door sills to achieve 4" minimum bearing. Provide expansion joint at each door entrance.

### **Mercer County**

Furnish and Install concrete access walks at the three (3) entrance doors. The total estimated square feet of concrete for this site is 472. This is the sum of the two (2) entrance slabs on the rear of the building and the one (1) stoop cap and ramp on the front of the building. In addition this included the walks from the ramp bottom and the rear entrance door to the proposed parking lot. Install the compacted gravel base as required for the installation of the 4" reinforced concrete slabs. Saw cut the masonry at the door sills to achieve 4" minimum bearing. Provide expansion joint at each door entrance.

Vendor must also include a cost per square foot by location to allow for any changes in the design of the project. The final cost of the contract will be adjusted based on the actual finished square footage of the project.

***There will be a Mandatory pre-bid site visit at each of the three (3) sites.***

***This solicitation is for one (1) bid only at all three (3) sites. Bidder must bid on all three (3) sites and failure to attend mandatory pre-bid site walkthrough will result in bidder disqualification.***

DJS010286 - Sidewalks Bid Form			
Description	*Estimated Square Feet	Square Foot Price	Extended Price
Wayne County Site	209	\$ 29.00	\$ 6,061. <sup>00</sup>
Cabell County Site	203	\$ 29.00	\$ 5,887. <sup>00</sup>
Mercer County Site	472	\$ 29.00	\$ 13,688. <sup>00</sup>
Failure to use this form may result in disqualification		Total	\$ 25,636. <sup>00</sup>

Bidder / Vendor Information:

Name: Harman's Excavating & Trucking Co

Address: P.O. Box 398  
Kimball, W. Va. 24853

Phone#: 304/585-7060

Email Address: shazzade@ctlink.net

\* Quantities are square foot estimates for bidding purposes and bidder's information



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 owed is an amount greater than one thousand dollars in the aggregate.

**DEFINITIONS:**

"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.

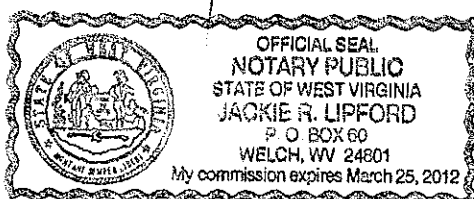
"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality 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 exceeds 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: Hazzard's Excavating & Trucking Co.Authorized Signature: [Signature] Date: 1/18/10State of West VirginiaCounty of McDowell, to-wit:Taken, subscribed, and sworn to before me this 18th day of January, 2010My Commission expires March 25, 2012, 20  

AFFIX SEAL HERE

NOTARY PUBLIC [Signature]

JAN. 19 2010 10:48AM

WV DIV OF PURCH

NO 7658

P 1/9



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  
DJS010286

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

RFQ COPY  
TYPE NAME/ADDRESS HERE

HAZZARD'S EXCAVATING & TRUCKING CO  
P. O. BOX 398  
KIMBALL, WV 24853

DIVISION OF JUVENILE SERVICES

VARIOUS LOCALES AS  
INDICATED BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS		
01/17/2010						
BID OPENING DATE: 01/27/2010		BID OPENING TIME 01:30PM				
LINE	QUANTITY	UOP	QAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM #01		
				THIS ADDENDUM IS ISSUED TO CLARIFY AND ANSWER VENDOR QUESTIONS, PER THE ATTACHED DOCUMENTATION.		
				NO ADDITIONAL QUESTIONS WILL BE ACCEPTED OR ACKNOWLEDGED.		
0001	1	LS		968-70		
				SIDEWALK CONSTRUCTION		
***** THIS IS THE END OF RFQ DJS010286 ***** TOTAL:						\$25,636.00

SIGNATURE <i>[Signature]</i>		TELEPHONE 304/585-7060	DATE 1/19/09
TITLE Pres. dnt	FEIN 134229198	ADDRESS CHANGES TO BE NOTED ABOVE	

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



**Addendum DJS010286**

**The following questions pertain to all three sites;**

**Question:** Can construction work be done one site at a time?

**Answer:** Yes

**Question:** Once work is started will there be a deadline date?

**Answer:** Yes. After notice to proceed, there will be 45 days to complete work.

**Question:** Will someone from Division of Juvenile be there when construction begins?

**Answer:** Yes, someone from the Division will be there.

**The following questions are site specific;**

**Wayne County Site**

**Question:** Will the slope of the sidewalk/ramp be sloped enough to accommodate water drainage?

**Answer:** Ramp will be sloped so there will be no standing water.

**Question:** Is vendor responsible for finished grading around concrete?

**Answer:** Vendor will grade to concrete edge to eliminate drop-offs.

**Question:** On back pads, is concrete to be poured from existing elevation 14" thick?

**Answer:** No, Can be suitable fill material.

**Question:** Will there be steps on both back pads?

**Answer:** If elevation requires, then steps can be used.

**Mercer County Site**

**Question:** Will the property be backfilled and grating done before construction starts?

**Answer:** Backfilling and rough grating will be done by current contractor.

**Question:** Will concrete that is poured for the ramp be poured on top or inside the block?

**Answer:** On top

**Question:** Will vendor fill ramp with gravel?

**Answer:** yes

**Question:** Will the backside be filled with gravel prior to construction?

**Answer:** Current contractor will finish the rough grade.

**Question:** Will downspouts be integrated into a drain line?

**Answer:** No

**Question:** Will waterproofing be used on existing block?

**Answer:** If so, will be completed before sidewalk construction.

**Question:** Will a footer drain be installed around the building?

**Answer:** If so, it will be completed before sidewalk construction.

Page 1 of 2Date: 1-12-2010SIGN IN SHEET  
PLEASE PRINT  
**RECEIVED**RFQ DJS 010286  
Request for Proposal No.\* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD  
JAN 15 AM 9:17TELEPHONE & FAX  
NUMBERSMAILING ADDRESS CHASING  
DIVISION

FIRM &amp; REPRESENTATIVE NAME

Company: <u>Hager Construction</u>	<u>5112 Birkley Rd</u>	PHONE <u>304 302-7885</u>
Rep: <u>Sean Adkins</u>	<u>Huntington WV 25705</u>	TOLL FREE
Email Address: <u>seanadkins@comcast.net</u>		FAX <u>304 302-7895</u>
Company: <u>Hazzards Excavating Co</u>	<u>P.O. Box 398</u>	PHONE <u>304/585-7060</u>
Rep: <u>Shawn Hazzards</u>	<u>Kimball, WV 26053</u>	TOLL FREE
Email Address: <u>Shawnh@citilink.net</u>		FAX <u>585-7062</u>
Company: <u>Pearl Gate Construction</u>	<u>7 Anchors Way</u>	PHONE <u>304 539-8999</u>
Rep: <u>Clay Brown</u>	<u>Winfield, WV</u>	TOLL FREE
Email Address: <u>Cbrown10@yahoo.com</u>	<u>25213</u>	FAX <u>304 755-4885</u>
Company: <u>Innovative Provider Solutions</u>	<u>2245 Ridge Rd</u>	PHONE <u>216-788-9565</u>
Rep: <u>Mark Preece</u>	<u>Hankley OH 44233</u>	TOLL FREE
Email Address: <u>michael@innovativeprovider.com</u>		FAX <u>330-273-5444</u>
Company: <u>Ovill Construction Co.</u>		PHONE <u>304-347-8820</u>
Rep: <u>Brian Holbrook</u>		TOLL FREE
Email Address: <u>RBennett@OvillConstruction.com</u>		FAX <u>304-347-8821</u>

## SIGN IN SHEET

Page 2 of 2

## Request for Proposal No. \_\_\_\_\_

PLEASE PRINT

Date: 1-12-2010

\* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

FIRM & REPRESENTATIVE NAME		MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company:	PRAY CONSTRUCTION Co	4964 TEAYS VALLEY RD	PHONE 304-755-4944 x237
Rep:	PATRICK BEALL	SCOTT DEPOT WV 25560	TOLL FREE
Email Address:	pbeall@prayconstruction.com		FAX 304-755-7679
Company:	Garcie R. Marker & Sons Inc	1119 Jefferson Rd.	PHONE 304 744 0590
Rep:	Allen Marker	SD. Chas. WV. 25309	TOLL FREE
Email Address:	gmarkersons@aol.com		FAX 304 746-5203
Company:			PHONE
Rep:			TOLL FREE
Email Address:			FAX
Company:			PHONE
Rep:			TOLL FREE
Email Address:			FAX
Company:			PHONE
Rep:			TOLL FREE
Email Address:			FAX

Cabell Co.

RFQ DJS 010286

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Page 1 of 2

Request for Proposal No.

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FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: <u>Howard's Building Co.</u>	<u>P.O. Box 398</u>	<u>PHONE 304-585-7060</u>
Rep: <u>Shirley Howard</u>	<u>Kindellville 24853</u>	<u>TOLL FREE</u>
Email Address: <u>Shirley.howard@att.net</u>		<u>FAX 585-7062</u>
Company: <u>Pearl Gate Construction</u>	<u>7 Anchors Way</u>	<u>PHONE 304-539-8999</u>
Rep: <u>Craig Brown</u>	<u>Winfield, WV</u>	<u>TOLL FREE</u>
Email Address: <u>cbrown10@yahoo.com</u>	<u>25213</u>	<u>FAX 304-755-4885</u>
Company: <u>PRAY CONSTRUCTION CO</u>	<u>4964 TENN VALLEY RD</u>	<u>PHONE 304-755-4944 X037</u>
Rep: <u>PATRICK BEALL</u>	<u>SCOTT DEPOT WV 25560</u>	<u>TOLL FREE</u>
Email Address: <u>pbeall@prayconstruction.com</u>		<u>FAX 304-755-7679</u>
Company: <u>Innovative Building Solutions</u>	<u>2205 Ridge Rd</u>	<u>PHONE 216-788-5565</u>
Rep: <u>Mark Beers</u>	<u>Hurdley OH 44223</u>	<u>TOLL FREE</u>
Email Address: <u>markbeers@innovativebuilding.com</u>		<u>FAX 330-222-5444</u>
Company: <u>Garcie R. Marker &amp; Sons Inc</u>	<u>1119 Jefferson Rd.</u>	<u>PHONE 304 744-DS90</u>
Rep: <u>Allen Marker</u>	<u>So. Chas. WV. 25309</u>	<u>TOLL FREE</u>
Email Address: <u>grmarker@cabl.com</u>		<u>FAX 304 746 5203</u>

Cabell Co.

Page 2 of 2

Date: 1-12-2010

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Request for Proposal No.

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TELEPHONE & FAX  
NUMBERS

FIRM & REPRESENTATIVE NAME

MAILING ADDRESS

Company: Hager Construction	5192 Brazley Rd	PHONE 304-302-7885
Rep: Sean Adkins	Huntington WV 25705	TOLL FREE
Email Address: SeanAdkins@comcast.net		FAX 304-302-7895
Company: Drill Construction Co.		PHONE 304-347-8820
Rep: Brian Holbrook		TOLL FREE
Email Address: RBernard@GOVallConstruction.com		FAX 304-347-8821
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX

Mercer Co.

RFQ 053010286

Request for Proposal No.

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Page 1 of 2

Date: 1-13-2010

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FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: Hazard's Excavating & Trucking	P.O. Box 398	PHONE (304) 585-7060
Rep: James C. Rueker	Kimball, W.V. 24853	TOLL FREE
Email Address: S.Herzard@earthlink.net		FAX (304) 585-7062
Company: Inmane Modular Solutions	2245 Ridge Rd	PHONE 216-788-9565
Rep: Matt Beech	Hindley, OH 44233	TOLL FREE
Email Address: Mchris@InmaneModularSolutions.com		FAX 330-273-5444
Company: Pearl Gate Construction	7 Anchors Way	PHONE 304-539-8999
Rep: Craig Brown	Winfield, WV	TOLL FREE
Email Address: Cbbrown10@yahoo.com	25213	FAX 304-755-4885
Company: Garcie R. Marker & Sons Inc	1119 Jefferson Rd	PHONE 304 744 0590
Rep: Allen Marker	So. Chas. WV. 25309	TOLL FREE
Email Address: grmarkers@earthlink.net		FAX 304 746-5203
Company: Hager Construction LLC	5192 Braloy Rd.	PHONE 304-302-7885
Rep: Ruford Hager	Huntington WV 25705	TOLL FREE
Email Address: Rthager37783@earthlink.net		FAX 304 302 7895

Merced Co.

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Page 2 of 2

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FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: OVAL CONSTRUCTION MANAGEMENT	P.O. Box 401	PHONE 304 347-8820
Rep: Rick Bernard	Charleston, WV 25322	TOLL FREE
Email Address: rbernard@ovalconstruction.com		FAX 304 347 8821
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX
Company:		PHONE
Rep:		TOLL FREE
Email Address:		FAX



HP Officejet 6310  
Personal Printer/Fax/Copier/Scanner

Log for  
SamuelC.Hazzard,Jr.  
304 585 7062  
Jan 19 2010 10:36AM

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NOTE: Blocked calls are not displayed on this report.  
For more information, see Junk Fax Report and the Caller ID History report.

**Last Transaction**

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Jan 19	10:33AM	Received	3045583970	1:32	9	OK

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Hazzard's Excavating & Trucking Co.  
of P. O. Box 398, Kimball, WV 24853-0398, as Principal, and Companion P & C Insurance Company  
of 1301 Hightower Trail # 210, Atlanta, GA, a corporation organized and existing under the laws of the State of  
South Carolina with its principal office in the City of Atlanta, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligees, in the penal sum of 5% of amount bid NTE (\$ (\$3,500.00)) for the payment of which,  
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the  
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for  
DJS010286: Sidewalk Construction at 3 Division of Juvenile Services sites in Wayne, Cabell, & Mercer counties

**NOW THEREFORE,**

(a) If said bid shall be rejected, or  
(b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached  
hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the  
agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full  
force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event,  
exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no  
way impaired or affected by any extension of the time within which the Obligees may accept such bid, and said Surety does hereby  
waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations  
have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this

27th day of January, 2010

Principal Corporate Seal

Hazzard's Excavating & Trucking Co.  
(Name of Principal)  
By [Signature]  
(Must be President or  
Vice President)  
Samuel C. Hazzard, Jr., President  
(Title)

Surety Corporate Seal

Companion Property & Casualty Insurance Company  
(Name of Surety)

Andrew C. Heaner  
Andrew C. Heaner Attorney-In-Fact

**IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals  
must be affixed, a power of attorney must be attached.**

\*\*Five percent of the attached bid amount-Penal sum not to exceed THREE THOUSAND FIVE HUNDRED  
DOLLARS (5% of the attached bid amount-Penal sum not to exceed \$3,500.00)

# COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY

P.O. Box 100165 (29202)

51 Clemson Road

Columbia, SC 29229

## GENERAL POWER OF ATTORNEY

Know all men by these Presents, that the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY had made, Constituted and appointed, and by these presents does make, Constitute and appoint Andrew C. Heaner of Atlanta, Georgia; Richard L. Shanahan of Atlanta, Georgia; Stefan E. Tauger of Parker, Colorado; Lloyd Randall Deal of Kennesaw, Georgia; Arthur S. Johnson of Atlanta, Georgia; Jessica I. Boone of Locust Grove, Georgia; Martha G. Ross of Charlotte, North Carolina; James E. Feldner of West Lake, Ohio; Jeffery L. Booth of Parma, Ohio; Cheryl L. Torrao of Canton, Georgia; Garry W. Black of Murfreesboro, Tennessee; David R. Brett of Columbia, South Carolina; Donald J. Kersey of Birmingham, Alabama; Donald H. Gibbs of Atlanta, Georgia; Diane L. McLain of Fitchburg, Wisconsin; or Diane M. Bailey of Phoenix, Arizona, EACH as its true and lawful attorney for it and its name, place and stead to execute on behalf of the said company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount of the sum of \$1,000,000 (One Million dollars).

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted pursuant to due authorization by the Executive Committee of the Board of Directors of the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY on the 19th day of May, 2008.

RESOLVED, that the Chairman, President or any Vice President of the Company be, and that each or any of them hereby is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute in behalf of the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY bonds, undertakings and all contracts of suretyship; and that any Officer, Secretary or any Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future, with respect to any bond undertaking or contract of suretyship to which it is attached.

In Witness Whereof, the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY has caused its official seal to be hereto affixed, and these presents to be signed by its President and attested by its Vice President this 19th day of MAY, 2008.

Attest: COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY

By:

Charles M. Potok, President

Curtis C. Stewart, Vice President & CFO

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

On this 19th day of May, 2008, before me personally came the above named officers to me known, who being by me duly sworn, did depose and say that they reside in Columbia, in the County of Richland, State of SC, at Columbia; that they are the President and Vice President & CFO of COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, the corporation described in and which executed the above instrument; that they know the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed and that they signed their names thereto pursuant to due authorization.

Notary Public, State of SC, qualified in Richland County Commission Expires: 7/14/14

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

I, the undersigned an officer of COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, a South Carolina Corporation DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Executive Committee of the Board of Directors set forth in the Power of Attorney is now in force

Signed and sealed at the City of Columbia, Dated the 27th day of January, 2010

Curtis C. Stewart, Vice President & CFO