

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

304-372-9648

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Request for

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ADDRESS CORRESPON	DENCE TO ATTENTION OF:	7
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ADDRESS CHANGES TO BE NOTED ABOVE

BUYER 33

304-558-2402

***709053211** WV SIGNAL & LIGHT INC PO BOX 134

KENNA WV 25248

DIVISION OF HIGHWAYS JOBSITE SEE SPECIFICATIONS

TERMS OF SALE SHIP VIA DATE PRINTED FOB: FREIGHT TERMS NET 30 12/07/2010 Dest. Included BID OPENING DATE 12/29/2010 BID **OPENING TIME** 01:30PM LINE QUANTITY UOP ITEM NUMBER UNITPRICE AMOUNT NO. 0001 EΑ 968-82 1 MOBILIZATION REQUEST FOR QUOTATION (RFQ) THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF HIGHWAYS, IS SOLICITING BIDS FOR A CONTRACT TO PROVIDE TEMPORARY TRAFFIC SIGNAL SYSTEM FOR S308-16-14.78 HARTLAND BRIDGE PROJECT PER THE ATTACHED SPECIFICATIONS. TECHNICAL QUESTIONS CONCERNING THIS SOLICITAION MUST BE SUBMITTED IN WRITING TO SHERI SLONE IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA MAIL AT THE ADDRESS SHOWN IN THE BODY OF THIS RFQ, VIA FAX AT 304-558-2596, OR VIA EMAIL AT SHERI D. SLONE WV. GOV DEADLINE FOR ALL TECHNICAL QUESTIONS IS 12/21/2010 AT THE CLOSE OF BUSINESS. ANY TECHNICAL QUESTIONS RECEIVED WILL BE ANSWERED BY FORMAL ADDENDUM TO BE ISSUED BY THE PURCHASING DIVISION AFTER THE DEADLINE HAS LAPSED. RECEIVE EXHIBIT 5 WEST VIRGINIA CODE 21-10-5 PROVIDES THAT: ANY SOLICITA-2010 DEC 23 AM 9:29 TION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO WV PURCHASING SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE WIT DIVISION SEE REVERSE SIDE FOR TERMS AND CONDITIONS 9648



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DATE PRINTED TERMS OF SALE SHIP VIA F.O.B. FREIGHT TERMS 12/07/2010 BID OPENING DATE: 12/29/2010 **BID OPENING TIME** 01:30PM LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT NO: 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 ARTI-CLE 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 10 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. WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR CLAY COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT) ANY REFERENCES MADE TO ARBITRATION OR ARBITRATION: 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. WORKERS' COMPENSAITION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL. ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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DATE PRINTED TERMS OF SALE SHIP VIA FOB FREIGHT TERMS 12/07/2010 BID OPENING DATE: 12/29/2010 BID OPENING TIME 01:30PM CAT. LINE QUANTITY UOP ITEM NUMBER UNITPRICE AMOUNT PROJECTS 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 ALUMINUM 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. FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUN TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS. 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. 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. SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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DATE PRINTED TERMS OF SALE SHIP VIA F.O.B FREIGHT TERMS 12/07/2010 BID OPENING DATE: 12/29/2010 BID OPENING TIME LINE QUANTITY ITEM NUMBER UNIT PRICE **AMOUNT** 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 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 PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID. BIDDER TO COMPLETE: West Virginia Signal & Light, Inc. CONTRACTORS NAME: WV 000630 CONTRACTORS LICENSE NO.: THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT APPLICABLE LAW THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND THE INFORMATION PROVIDED IN AND REGULATIONS,

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SEE REVERSE SIDE FOR TERMS AND CONDITIONS



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TO PROVIDE TEMPORARY TRAFFIC SIGNAL SYSTEM FOR PROJECT S308-16-14.78, HARTLAND BRIDGE IN CLAY COUNTY

<u>SPECIFICATIONS</u>

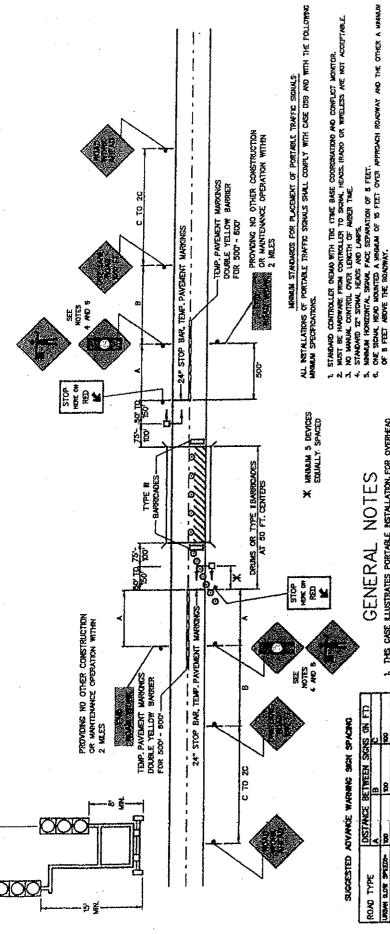
COST INCLUDES:

- Installation and maintenance of temporary portable traffic light system to restrict traffic to one lane on the subject structure in accordance with Case D5B of the 2006 edition of the Department's Manual on Temporary Traffic Control for Streets and Highways. Traffic control signs and pavement markings will be done by others. Also no generators for power supply will be allowed.
- 2. The contractor has the option to install an overhead system in accordance with Case D5A of the same traffic manual.
- 3. Installation of electrical service pole and arranging for electrical service with the utility. Cost of electrical service will also be included. Electrical power wires will be carried by approved conduit which can be attached to the bridge.
- 4. Work is to begin within 10 calendar days of award.
- 5. This project is initially expected to last for 15 months until bridge replacement project is let. Bridge contractor will then assume cost of continuing service. Bridge project expected to last at least an additional 18 months.

Any questions are to be directed to Steve Campbell at 304-558-3775.

BID SCHEDULE

<u>ITEM</u>	QT		DESCRIPTION	UBP	<u>AMT</u>
1.	1.	LS	Mobilization and Installation of Portable Traffic Signal	on 4 <u>49,500.2</u> Sys.	#49,500.9
2	1.5	Mon.	Monthly Rental (Includes Maintenance)	\$ 1,5000	<u>\$22,500.22</u>
			TOTAL	#72 ,	000.°°



NOTES GENERAL

- THS CASE ELUSTRATES PORTABLE RISTALLATION, FOR OVERHEAD BYSTALLATION, SEE CASE DSA.
- MARTANED AND/OR REPARED SHALL INCLUDE CONTROLLER, CABAETS, DETECTORS, SCAM, HENDS, SUPPORT POSTS AND ANY OTHER EQUIPMENT OR WISCELLANEOUS ITEMS IN PLACE FOR THIS SIGNAL INSTAL-THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MANTENANCE OF THE TRAFFIC SIGNAL SYSTEM IN PLACE FOR THS PROJECT.

 THIS RESPONSIBILITY SHALL BEGIN WITH THE INTULATION OF THE WORK AND CONTRACE FOR THE LIFE OF THE CONTRACT, MANTENANCE SHALL, INCLIDE BUT NOT BE LIMITED TO REPAR OF ACTS OF VANDALSM AS WELL AS NORMAL WEAR AND BURN OUT, ITEMS TO BE Z

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- STGNA, TAING MYDRUATRON WILL BE FLARNISHED BY THE BYKISDN OF HIGHMAYS AND MAY NOT BE CHANGED OR MODIFIED WITHOUT APPROVAL OF THE DIVISION OF HIGHMAYS.
- CONTROL IS DONE BY CONTRACTOR PERSONNEL AND IS IN LATE WITH THEIR HORAKA, WORKING DUTIES, NO COMPENSATION MAY BE REQUIRED. IN NO CASE SHALL THE SIGNAL SYSTEM BE DOWN FOR MORE THAN 24 HOURS UNLESS APPROVED BY THE ENEMEER OR OTHERWISE STATED IN THE PLANS. MUST BE PUT ON FLASH OR SHUT DOWN, THE CONTRACTOR IS RECURED TO FURNISH OR COMPENSATE THE FLAGGERS OR LAW BIFGROERISH OFFICERS REQUIRED TO CONTROL TRAFFIC, F TRAFFIC IF DUE TO EQUIPMENT FALURES OR OTHER REASONS THE SIGNAL

SIGN ON PORTABLE OR PERHAMENT SUPPORT.

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SON TYPE TRUGHT

WORK AREA

TYPE MIBARRICADES

SIGNAL HEADS (12")

F THE SIGNAL IS NOT NEEDED FOR A PERIOD OF GREATER THAN 24 HOWES, DUE TO NORMAL OR NEAR NORMAL TRAFFIC CONDITIONS BEING RESTORED, THE CONTRACTOR MAST COVER THE SIGNAL HEADS, 'n

TYPICAL APPLICATIONS

BRIDGE REPARS SLIDES

IF PLAGGERS ARE USED RISTEAD OF STOWALS THEY SHALL BE IN SIGHT OF EACH OTHER OR IN DIRECT COMMUNICATION AT ALL THEIS AND SIGHA, AFEAD STOKE SHALL BE REPLACED WITH ADVANCE FLAGGER SIGHS,

POWER SUPPLY SWALL BE BY POWER COMPANY SERVICE OR EDBERATOR. "GENERATOR POWER SUPPLY SHALL HAVE A BATTERY BACKUP IF GENERATOR SHOULD FAM."

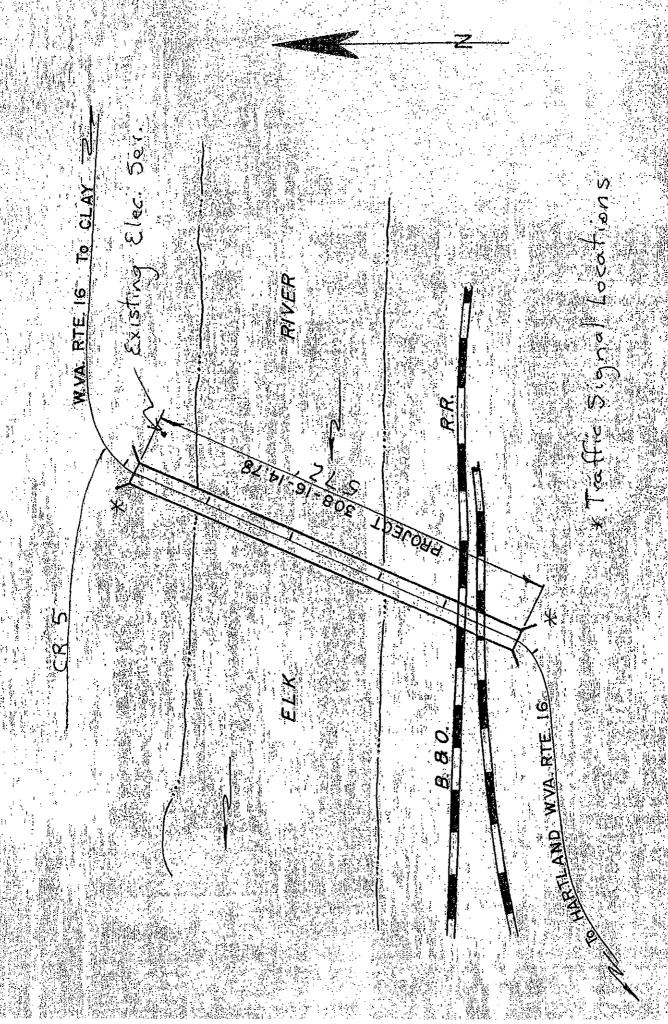
THE GONERAL GUIDLINES ARE THAT THE HIGHLIGH STONE, SHOULD BE PLACED ON THE SAME SDE OF THE ROAD THAT THE DRIVER BUSIS STOP, THIS MAY RECURRE THE TRAKER WITH STONES TO BE PLACED BEHIND CLARDICAL, OR SOME WETHOO TO PLACE THE TRAKER OF THE ROADWAY, WHEN USED AS A THREE PRINCE STONAL FOR AN ADDITIONAL, SIGNALIZED APPROACH A THRID TRAKER OR TELEORRAY SUPPORT SHOULD BE USED TO PROVIDE HOWLOW NOICATIONS SEPARATED HORIZONTALLY BY B FEET.

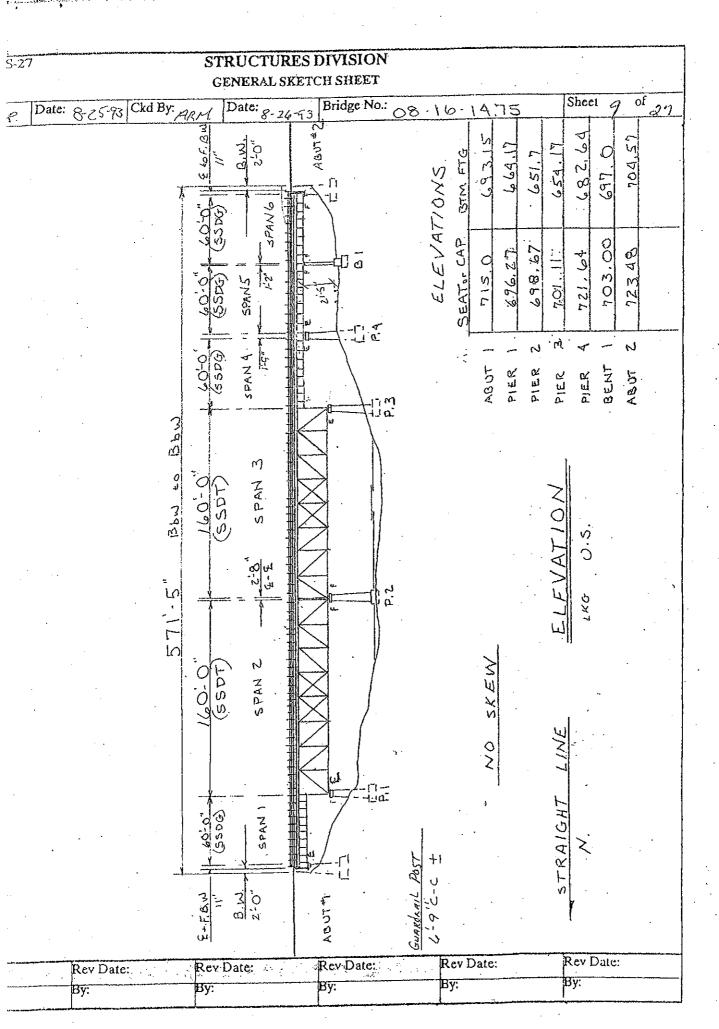
NOTES GENERAL

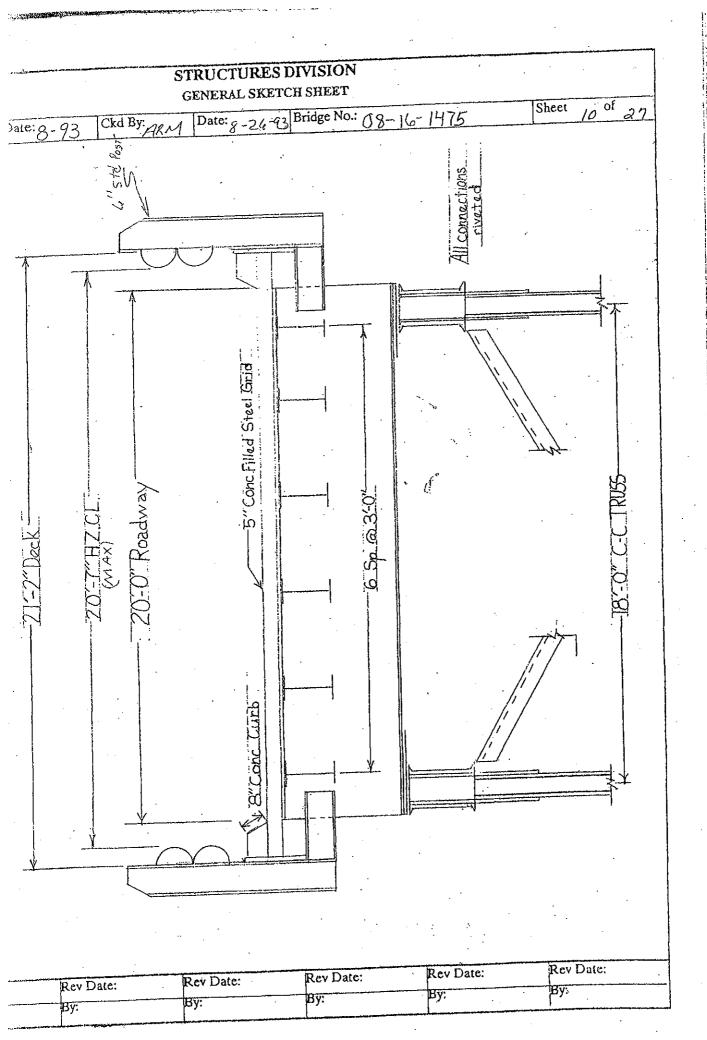
- ALL SIGNS SHALL BE POST MOUNTED IF THE CLOSURE THE EXCEEDS
- SPECKED IN SECTION 40.15 OF THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVISES, LATEST EDYTON, EXACT LOCATION OF ALL SIGNALS HEADS SHALL BE AS DRECTED BY THE ENGINEER. MUMINUM ADVANCE SIGHT DISTANCE ON ALL SIGNALS SHALL BE AS ස්
- FOR TEMPORARY TRAFFIC SIGNALS USED IN CONJUNCTION WITH OR AS PART OF EXISTING TRAFFIC SIGNALS - SEE CONTRACT PLANS.
- 70. FLASHRIG WARNED LIGHTS AND/OR FLAGS MAY BE USED TO CALL ATTENTION TO THE ABOVE "RIPOWING SIGNS, AS NEEDED ON THE PLANS, MONOR AS DIRECTED BY THE RIPOWER.

D5B CASE

TWO-LANE, TWO-WAY TRAFFIC ONE LANE CLOSURE PORTABLE INSTALLATION DAY OR NIGHT OPERATIONS WHERE, AT ANY TIME, ANY VEHOLE, EQUIPMENT, WORKERS OR THEIR ACTIVITIES WILL ENCROACH ON QUE LANE OF A BROCE DECK AND TRAFFIC SIGNALS, ARE REQUIRED.







Agency Purchasing Division
REQ.P.O#01110657

BID BOND

of	VIACAA VEF IAIEIA D.I. ILIEOF	i iveociato, matwo	e, the undersigned, West Virginia Signal and Light, Inc.
	P O Box 134,		25248 , as Principal, and Travelers Casualty and Surety Company of America
of	Hartford ,		, a corporation organized and existing under the laws of the State of
			Hartford, as Surety, are held and firmly bound unto the State
of Wes	l Virginia, as Obligee, in the per	nal sum of Five Perc	ent of Amount Bid (\$ 5%) for the payment of which,
well an	d truly to be made, we jointly ar	nd severally bind ours	elves, our heirs, administrators, executors, successors and assigns.
		-	whereas the Principal has submitted to the Purchasing Section of the
Depart	ment of Administration a certain	bid or proposal, attac	ched hereto and made a part hereof, to enter into a contract in writing for
Hartla	and Bridge Temp Signal, Cl	ay County, WV	
	NOW THEREFORE,		
agreen	(a) If said bid shall be rejected (b) If said bid shall be acceptant shall furnish any other bonder to created by the acceptance	ted and the Principal ds and insurance requ of said bid, then this stood and agreed that	shall enter into a contract in accordance with the bid or proposal attached uired by the bid or proposal, and shall in all other respects perform the obligation shall be null and void, otherwise this obligation shall remain in full the liability of the Surety for any and all claims hereunder shall, in no event,
	paired or affected by any exten- notice of any such extension.	sion of the time within	es and agrees that the obligations of said Surety and its bond shall be in no which the Obligee may accept such bid, and said Surety does hereby
			re hereunto set their hands and seals, and such of them as are corporations
	•		d these presents to be signed by their proper officers, this
29th	day of December		
Princin	al Corporate Seal		West Virginia Signal and Light, Inc.
, ,,,,oip			(Name of Principal) (Must be President or Vice President)
, mop			(Name of Principal) (Must be President or

IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Corporate seals must be affixed, and a power of attorney must be attached.



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company Travelers Casualty and Surety Company Travelers Casualty and Surety Company of America United States Fidelity and Guaranty Company

Attorney-In Fact No.

220306

Certificate No. 003656272

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Andrew K. Teeter, Donna J. Price, Douglas P. Taylor, Kimberly L. Miles, C. Lee Jordan, Pamela V. Lanham, and Christopher A. Michel

of the City of Charleston	, Stat	e of Wes	st Virginia	, tł	neir true and lawfu	l Attorney(s)-in-Fact,
each in their separate capacity if more	e than one is named above, to sig	n, execute, seal and a	acknowledge any a	nd all bonds, reco	gnizances, condition	onal undertakings and
other writings obligatory in the natur						g the performance of
contracts and executing or guaranteei	ng bonds and undertakings requi	red or permifted in a	ny actions or proce	eedings allowed by	y law.	
			· TIME			
			Marine D.			
IN WITNESS WHEREOF, the Conday of	" "" www.ica hava aanaad thia instrum	Ant to be signed and	thate applicate one	le to be bevete off	ivad this	11th
May	2010	ent to be signed and	men corporate sea	is to be neteto an	ixed, iiiis	
day or	, 2010 . armington Casualty Company idelity and Guaranty Insurance idelity and Guaranty Insurance idelity and Guaranty Insurance					
II's	arminoton Casualty Company		St. P	aul Mercury Ins	urance Company	
Fi	idelity and Guaranty Insurance	e Company.		•	nd Surety Compan	ny
Fi	idelity and Guaranty Insuranc	e Underwriters, Inc		•	nd Surety Compa	•
St	t. Paul Fire and Marine Insura	nce Company	Unit	ed States Fidelity	y and Guaranty C	ompany
Si	t. Paul Guardian Insurance Co	mpany				
1982	MCORPORATED TO THE STATE OF THE	SEAL S	SCORPORATE POR	CONN. O	(WASTORD)	IGOSTOPHINE E
State of Connecticut City of Hartford ss.			Ву:	George W Thomp	oson, Senior Vice Pres	sident
					\bigcirc	
On this the 11th da himself to be the Senior Vice Preside Inc., St. Paul Fire and Marine Insur Company, Travelers Casualty and Su executed the foregoing instrument for	ent of Farmington Casualty Com rance Company, St. Paul Guard urety Company of America, and	pany, Fidelity and G ian Insurance Comp United States Fideli	Suaranty Insurance any, St. Paul Mer ity and Guaranty C	Company, Fidelit cury Insurance C Company, and that	y and Guaranty Insompany, Travelers the, as such, being	surance Underwriters Casualty and Surety g authorized so to do
0 0	- *		•	-	•	

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



Marie C. Tetreault
Marie C. Tetreault, Notary Public



MODZUA

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

Request for Quotation

REQ	NUN	BLR		
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ADDRESSICGARESPONDENCE TO ATTENTION OF

AGI	
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EUYER 33 304-558-2402

DIVISION OF HIGHWAYS JOBSITE SEE SPECIFICATIONS

RFQ COPY TYPE NAME/ADDRESS HERE

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Dales En	HUN F	RESPO	ONDING	TO RFG). INSER	T NAN	ΛΕ AN	D ADDF	ESS	N SPAC	E ABO	VE LABE	LED 'VI	ENDOR'	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~

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/vro/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 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 bld 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

- 1. 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. Fallure 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).

	Agency REQ.P.O#
	BID BOND
KNOW ALL MEN BY THESE PRESENTS. That w	ve, the undersigned,
of	, as Principal, and
of	, a corporation organized and existing under the laws of the State of
with its principal office in the City of	, as Surety, are held and firmly bound unto the State
or vvest virginia, as Obligee, in the penal sum of	(\$) for the payment of which
well and truly to be made, we jointly and severally bind ours	selves, our helrs, 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, atta	ched hereto and made a part hereof, to enter into a contract in writing for
NOW THEREFORE,	
agreement created by the acceptance of said bid, then this of force and effect. It is expressly understood and agreed that exceed the penal amount of this obligation as herein stated. The Surety, for the value received, bereby stipulate.	shall enter into a contract in accordance with the bid or proposal attached uired by the bid or proposal, and shall in all other respects perform the obligation shall be null and vold, otherwise this obligation shall remain in full the liability of the Surety for any and all claims hereunder shall, in no event, as and agrees that the obligations of said Surety and its bond shall be in no which the Obligee may accept such bid, and said Surety does hereby
	e hereunto set their hands and seals, and such of them as are corporations
have caused their corporate seals to be affixed hereunto andday of, 20	i these presents to be signed by their proper officers, this
Principal Corporate Seal	(Name of Principal)
	(Must be President or Vice President)
	(Title)
Surety Corporate Seal	(Name of Surety)
	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.

AGENCY_	(A)
RFQ/RFP#_	(B)

(A)	WV State Agency	KATOHI AXX ASSAT DAGAN	Bid Bond
(23)	(Stated on Page 1 "Spending Unit")	KNOW ALL MEN BY TH	IESE PRESENTS, That we, the undersigned,
	Request for Quotation Number (upper	as Principal, and (F)	(E)
	right corner of page #1)	as Frincipal, and (F)	ot
(C)	Your Company Name	of the State of	ation organized and existing under the laws
(D)	City, Location of your Company	of the state of(I)	with its principal office in the City of
(E)	State, Location of your Company	of West Vissisians Ohlis	y, are held and firmly bound unto The State
(F)	Surety Corporate Name	of West Virginia, as Obligee, in the	penal sum of (K)
(Ĝ)	City, Location of Surety	(I) for the p	payment of which, well and truly to be made,
(H)	State, Location of Surety	we jumily and severally bind ourselv	res, our heirs, administrators, executors,
(1)	State of Surety Incorporation	successors and assigns.	
ď̈́	City of Surety Incorporation	has submitted to the Post and S	obligation is such that whereas the Principal
(K)	Minimum amount of acceptable bid	has submitted to the Purchasing Sect	ion of the Department of Administration
(1.7)	bond is 5% of total bid. You may state	a certain old or proposal, attached he	reto and made a part hereof to enter into a
	"5% of bid" or a specific amount on	contract in writing for	
	this line in words.		M)
(L)	Amount of bond in figures		
(M)	Brief Description of scope of work	MANAGERATA	
(N)	Day of the month	NOW THEREFORE,	1
(O)	Month	(a) If said bid shall be reject	eted, or
(P)	Year	(b) Il salu dia snail de acce	pted and the Principal shall enter into a
(Q)	Name of Corporation	contract in accordance with the bid of	r proposal attached hereto and shall furnish
(R)	Raised Corporate Seal of Principal	other respects neglects the severence	ed by the bid or proposal, and shall in all
(S)	Signature of President or Vice	this obligation shall be sull and suit	created by the acceptance of said bid then
(-)	President	force and affect. It is suggested that	otherwise this obligation shall remain in full
(T)	Title of person signing	Superv for any and all alabas have and	rstood and agreed that the liability of the
(Ū)	Raised Corporate Seal of Surety	amount of this obligation as herein sta	er shall, in no event, exceed the penal
(v)	Corporate Name of Surety	The Superior for realization as incident	
(W)	Signature of Attorney in Fact of the	obligations of said Surety and its home	ed, hereby stipulates and agrees that the
` /	Surety	any extension of time within which the	d shall be in no way impaired or affected by the Obligee may accept such bid; and said
NOTE:	Dated, Power of Attorney with Raised	Surety does hereby waive notice of an	te Congee may accept such bid; and said
	Surety Seal must accompany this bid	IN WITNESS WITE TOUCH I	ry such extension. Principal and Surety have hereunto set their
	bond.	hands and seals and such of them as	are corporations have caused their corporate
		seals to be affixed hereto and these on	esents to be signed by their proper officers,
		this (N) day of (C	to be signed by their proper officers,
		449 01	20
		Principal Corporate Seal	(Q)
			(Name of Principal)
		(R)	By(S)
		()	(Must be President or
			Vice President)
	<i>!</i>		(T)
			Title
		(U)	THE
		Surety Corporate Seal	(V)
			(Name of Surety)
			(" control of purofy)
			(W)
	·		Attorney-in-Fact

IMPORTANT -- Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised Corporate Seals must be affixed and a Power of Attorney must be attached.



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

STATE OF West Vivginia
COUNTY OF Jackson, TO-WIT:
I, Vance 7:125immens, after being first duly sworn, depose and state as follows:
1. I am an employee of West Vivginia Signal: Light; and, (Company Name)
2. I do hereby attest that West Virginia Signal & Light (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.
West Virginia Signal: Light (Company Name)
By: Vane
Title: <u>Sales Guyinear</u>
Date: 12/14/10
Taken, subscribed and sworn to before me this 14th day of December 2010
By Commission expires Francy 8 2014
OFFICIAL SEAL NOTARY PUBLIC STATE OF WEST VIRGINIA ALLEN J. CRAIGO RT. 1 BOX 128 LIBERTY, WV 25124 (Notary Public)
My commission expires June 18, 2014 THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO
COMPLY WITH WY CODE PROVISIONS. FAILURE TO INCLUDE THE
AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

Rev March 2009

Purchasing Affidavit (Revised 12/15/09)

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 definquent 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: West Virginia Signal 5 hight Inc.
Authorized Signature: Date: 12/14/10
State of West Virginia
County of Jac 2 son to-wit:
Taken, subscribed, and sworn to before me this H day of Act bik 20/0.
My Commission expires June 18 , 2014.
AFFIX SEAL HERE NOTARY PUBLIC All J. GARA
OFFICIAL SEAL OF
STATE N. J. CRAIGO ALLEN J. CRAIGO ALLEN J. CRAIGO
HT. 1 BCX WV 25124 LIBERTY, WV 25124 My commission expires June 18, 2014
My comme