



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
ABCA139

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
CONNIE HILL 804-558-2157

RFQ COPY

TYPE NAME/ADDRESS HERE

Danhill Construction Company
PO Box 685
Gauley Bridge, WV 25085

ALCOHOL BEVERAGE CONTROL
COMMISSION
322 70TH STREET, S.E.
CHARLESTON, WV
25304-2900 558-2487

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/29/2012				

BID OPENING DATE:

06/28/2012

BID OPENING TIME

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
THE STATE OF WEST VIRGINIA AND ITS AGENCY THE WEST VIRGINIA ALCOHOL BEVERAGE CONTROL ADMINISTRATION REQUEST A QUOTE FOR LABOR & MATERIALS TO PROVIDE A LIGHTING UPGRADE FOR THE ABCA WAREHOUSE LOCATED AT 500 RIVER ROAD, HUB INDUSTRIAL PARK, NITRO, WV 25143 PER THE ATTACHED SPECIFICATIONS.						\$200,600.00
*****MANDATORY PRE-BID: JUNE 12, 2012 AT 2:00 PM LOCATION: NITRO WAREHOUSE 500 RIVER ROAD HUB INDUSTRIAL PARK NITRO, WV 25143						
*****BID OPENING: JUNE 28, 2012 AT 1:30 PM LOCATION: PURCHASING DIVISION, BUILDING #15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305						
THE FOLLOWING MANDATORY DOCUMENTS MUST BE FURNISHED WITH YOUR BID SUBMISSION:						
1. DRUG FREE WORKPLACE AFFIDAVIT 2. WV CONTRACTORS LICENSE NUMBER 3. BID BOND MUST BE INCLUDED						
ATTACHMENTS TO RFQ: 1. SPECIFICATIONS 2. COST SHEET 3. BID BOND INSTRUCTIONS & FORM 4. DRUG FREE WORKPLACE AFFIDAVIT 5. PURCHASING AFFIDAVIT						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
Robert D. Hill	304-632-1600	6/28/2012
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
President	55-0648251	

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

RECEIVED

2012 JUN 28 PM 12:31

WV PURCHASING
DIVISION

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.html 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

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. 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 60130, 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).



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ADDRESS CORRESPONDENCE TO ATTENTION OF:

CONNIE HILL
804-558-2157

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TYPE NAME/ADDRESS HERE

Danhill Construction Company
PO Box 685
Gauley Bridge, WV 25085

ALCOHOL BEVERAGE CONTROL
COMMISSION
322 70TH STREET, S.E.
CHARLESTON, WV
25304-2900 558-2487

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/29/2012				

BID OPENING DATE:

06/28/2012

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		931-53		\$200,600.00
LIGHTING FIXTURE MAINTENANCE AND REPAIR						
LABOR & MATERIALS TO PROVIDE LIGHTING UPGRADE FOR WV ABCA WAREHOUSE LOCATED IN NITRO, WV						
INQUIRIES: WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON 06/14/2012. QUESTIONS MAY BE SENT VIA USPS, FAX, COURIER OR E-MAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: CONNIE HILL DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: (304) 558-4115 E-MAIL: CONNIE.S.HILL@WV.GOV						
NOTICE						
A SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	Robert D. Hill	TELEPHONE	304-632-1600	DATE	6/10/2012
TITLE	President	FEIN	55-0648251	ADDRESS CHANGES TO BE NOTED ABOVE	

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



State of West Virginia
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Danhill Construction Company
PO Box 685
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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS		
05/29/2012						
BID OPENING DATE: 06/28/2012		BID OPENING TIME				
LINE	QUANTITY	UOP	QAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
	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:		CONNIE HILL/FILE 51				
RFQ. NO.:		ABCA139				
BID OPENING DATE:		JUNE 28, 2012				
BID OPENING TIME:		1:30 PM				
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
304 632 1501						
CONTACT PERSON (PLEASE PRINT CLEARLY):						
Michael Mace or Dan Hill						
MANDATORY PRE-BID						
A MANDATORY PRE-BID WILL BE HELD ON JUNE 12, 2012 AT 2:00 PM; 500 RIVER RD, HUB IND. PARK, NITRO, WV. 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						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						
SIGNATURE Robert D. Hill				TELEPHONE 304-632-1600		DATE 6/28/2012
TITLE President		FEIN 53-0648251		ADDRESS CHANGES TO BE NOTED ABOVE		

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804-558-2157

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ALCOHOL BEVERAGE CONTROL
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CHARLESTON, WV
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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
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 INCLUDE 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						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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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 60 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 WAG RATES AS ESTABLISHED FOR KANAWAHA COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)						
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.						
WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL						
ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:						
(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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ADDRESS CORRESPONDENCE TO ATTENTION OF

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304-558-2157

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VENDOR

ALCOHOL BEVERAGE CONTROL
COMMISSION
322 70TH STREET, S.E.

CHARLESTON, WV

25304-2900 558-2487

SHIP TO

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/29/2012				

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ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.						
() 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.						
(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCECPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.						
() MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.						
REV. 11/00						
EXHIBIT 7						
DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS						
IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION,						

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CONNIE HILL 304-558-2157

VENDOR	RFQ COPY
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	Danhill Construction Company
	PO Box 685 Gauley Bridge, WV 25085

SHIP TO	ALCOHOL BEVERAGE CONTROL
	COMMISSION
	322 70TH STREET, S.E.
	CHARLESTON, WV 25304-2900 558-2487

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ADDENDUM ACKNOWLEDGEMENT						
I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.						
ADDENDUM NOS :						
NO. 1		6/7/2012				
NO. 2		6/13/2012				
NO. 3		6/15/2012				
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.						
Robert D. Hill				SIGNATURE		
Danhill Construction Company				COMPANY		
6/28/2012				DATE		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	Robert D. Hill	TELEPHONE	304-632-1600	DATE	6/28/2012
TITLE	President	FEIN	95-0648251	ADDRESS CHANGES TO BE NOTED ABOVE	

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Danhill Construction Company
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LINE	QUANTITY	UOP	CAT. NO.	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 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 PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.		
				BIDDER TO COMPLETE:		
				CONTRACTORS NAME: Danhill Construction Company.....		
				CONTRACTORS LICENSE NO.: WV001196.....		
				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 REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	Robert D. Hill	TELEPHONE	304-632-1600	DATE	6/28/2012
TITLE	President	FEIN	55-0648251	ADDRESS CHANGES TO BE NOTED ABOVE	

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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.						
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.						
REV. 5/2009						
ANY INDIVIDUAL SIGNING THIS BID IS CERTIFYING THAT: (1) HE OR SHE IS AUTHORIZED BY THE BIDDER TO EXECUTE THE BID OR ANY DOCUMENTS RELATED THERETO ON BEHALF OF THE BIDDER, (2) THAT HE OR SHE IS AUTHORIZED TO BIND THE BIDDER IN A CONTRACTUAL RELATIONSHIP, AND (3) THAT THE BIDDER HAS PROPERLY REGISTERED WITH ANY STATE AGENCIES THAT MAY REQUIRE REGISTRATION.						
***** THIS IS THE END OF RFQ ABCA139 ***** TOTAL:						\$200,000.00

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REQUEST FOR QUOTATIONS
West Virginia Alcohol Beverage Control Administration
INTERIOR LIGHTING UPGRADES
Requisition Number: ABCA139

Interior Lighting Upgrades, ABCA Nitro Warehouse

Location: ABCA
500 River Road
HUB INDUSTRIAL PARK
Nitro, WV 25143

For: State of West Virginia
ABCA Commission
900 PENNSYLVANIA AVE
Charleston, West Virginia 25302

The West Virginia Alcohol Beverage Control Administration ("State") is soliciting quotations to provide services to install replacement light fixtures within the WVABCA Warehouse 500 River Road, Nitro, WV. This RFQ includes all labor, materials (**BULBS WILL BE PROVIDED BY WVABCA**) and equipment to provide new replacement interior lighting fixtures. This document is intended to supplement information provided in the standard "Request for Quotation" and "General Terms and Conditions" issued by the Purchasing Division for this project. Vendors should carefully review all documents.

Mandatory Pre-Bid Meeting:

A mandatory pre-bid conference will be held on 06/12/2012 at 2:00 PM. Contractors attending the meeting shall assemble at the Nitro Warehouse located at 500 River Rd Hub Industrial Park Nitro WV 25143. Bidders are requested to arrive early enough to sign-in at the front security desk prior to the meeting. See Purchasing Division Request for Quotation for additional information.

Definitions:

- A. West Virginia Alcohol Beverage Control Administration, 900 Pennsylvania Ave 4th floor Charleston, West Virginia shall be hereinafter called the "Owner".
- B. The vendor or service organization contracted by these specifications shall hereinafter be called the "Contractor".
- C. "The Contract", as herein stated, shall mean the agreement between the Owner and the Contractor to provide the services as herein specified.
- D. "Owners Representative", as herein stated, shall be defined as that person so designated by the Commissioner of the West Virginia Alcohol Beverage Control Admin.

Scope of Work:**Project Description:**

The work consists of furnishing all labor, new fixtures, wiring, equipment and all miscellaneous supplies to perform a complete lighting upgrade with replacement fixtures as specified. Successful Contractor shall remove all (excluding the two new samples that have already been installed) existing fixtures, wiring and bulbs (approx. 398 8 1/2 bulb fixtures, 56 4 1/4 bulb fixtures and 7 4 1/2 bulb fixtures) from the building and dispose of in accordance with State and EPA regulations. Contractor shall remove all existing fixtures and replace with the fixtures and bulbs (**BULBS PROVIDED BY ABCA**) specified below in the locations specified in Attachment A. Some fixtures will be permanently eliminated and not replaced due to the higher light output of the new fixtures. **All WIRING** will be replaced from breakers to fixtures. Existing conduit may be reused if it meets code and Contractor so chooses. Contractor is responsible for fitting and replacement of ceiling tile, where tile exists, including any damaged tiles.

There are four breaker boxes located in the warehouse that will be replaced with new Cutler-Hammer boxes and breakers (or Equal to).

The Contractor will maintain the existing switchable zones which generally break the warehouse into four quadrants. The lighting on the floor of the warehouse will be switchable only by breaker (no extra switches needed). In addition to the open area of the warehouse, each office and room will also be separately switchable with existing wall switches. Temporary lighting must be used to provide light levels comparable to existing light levels when that zone is being worked on.

Product Requirements:

Fixtures required are as follows: (**BULBS WILL BE PROVIDED BY ABCA**)

QTY	TYPE	LITHONIA PART NUMBER (or equal)	LITHONIA BULBS(or equal)
245	A	TMS5HB 3 54T5HO S'BL WD MVOLT Y4 Y2 MOD	6-F54T5HO/841
7	B	TMS5HB 2 54T5HO S'BL WD MVOLT Y4 MOD	4-F54T5HO/841
28	C	2RT528T5 MVOLT GEB95 LP 841	2-F28T5/841
20	D	2RT5 28T5 MVOLT GEB95 LP 835	2-F28T5/835
9	E	5T5 228T5 MVOLT GEB95	2-F28T5/835
2	F	RT5D LED 120	LED
	A(EX)	EXISTING NEW FIXTURE (LISTED ABOVE)	
	D(EX)	EXISTING NEW FIXTURE (LISTED ABOVE)	

Brand and model specifications are given to establish a level of performance only, and not to limit competition. Bidders wishing to bid based upon substitute brands and models should submit a request to substitute the brand and model they wish to bid as a technical question, per the instructions for submitting technical questions in the Request for Quotation (RFQ). Approvals and refusals of these requests will be given by addendum to the RFQ.

Contract Period:

The Contract shall be completed within **Sixty (60)** calendar days from the issuance of the written Notice to Proceed. In accordance with the West Virginia State Code 5A-3-4(8), vendor agrees that liquidated damages shall be imposed at the rate of \$250.00 per day for failure to complete the project within the contract period. This clause shall in no way be considered exclusive and shall not limit the State or Agency's right to pursue any other additional remedy to which the State or Agency may have legal cause for action including further damages against the vendor.

Any equipment contracted prior to issuance of the signed purchase order and written Notice to Proceed letter shall be at the Bidder's risk.

Contractor Requirement:

The qualified contractor **MUST** have at least three years experience performing such work on projects of a similar size and type. Bidders should supply at least three references indicating their capabilities to perform such work. References should include the name, location, ownership and use of the building in addition to the name, address and telephone number of a contact person.

Payment:

The Contractor should submit one invoice, in arrears at final completion of project and 100% acceptance by the Agency. Deliver invoice to:
West Virginia Alcohol Beverage Control Administration
Attn: Belinda Burdette
900 Pennsylvania Ave 4th Floor
Charleston, West Virginia 25302

Supplementary General Condition:

- A. The Contractor shall procure all necessary permits and licenses to comply with all applicable laws, Federal, State, or municipal, along with all regulations, and ordinances of any regulating body.
- B. The Contractor shall pay any applicable sales, use, or personal property taxes, arising out of this Contract and the transactions contemplated thereby. Any other taxes levied upon this Contract, the transaction, or the equipment, or services delivered pursuant hereto shall be borne by the Contractor. It is clearly understood that the State of West Virginia is exempt from any taxes regarding performance of the scope of work of this Contract.
- C. Contractor shall be responsible for parts and materials as follows:
The Contractor shall supply all tools, tool accessories, personal safety equipment and supplies necessary to execute the responsibilities of this Contract. Contractor shall furnish a warranty of twelve (12) months for labor and materials.

Contractor Visitor Badges:

ABCA Warehouse is a secure facility. Contractor shall provide a list of all personnel working on this project within the building. This list shall include a copy of full name, valid driver's license or other legal identification and include date of birth, company name, address, office phone and cell phone. All proposed workers may be subjected to a criminal history / driver's license background check prior to being permitted to work in state buildings. Workers shall carry valid Contractor Photo ID Badges to be worn when working in the building. Under no circumstances shall a worker be assigned to this project without the validation first being submitted to the West Virginia Alcohol Beverage Control Administration and approval given.

Work Restrictions:

Work shall generally be performed during the hours of **12 Noon to 8 PM**, Monday through Friday. Contractor must work with Warehouse Manager on scheduling work in various areas of the building within these times and 48 hours advance notice. If agreed to between both parties, work may occur outside stated times. **Smoking is not permitted** within any building or near entrances, operable windows or outdoor air intakes.

Parking:

Parking is available on the project site. Warehouse Manager will identify parking area for Contractor. Provisions will be made for locating refuse dumpsters if required by the project.

Site Access:

The building is available from 12:00 pm to 8:00 pm. Extended work hours may be acceptable if approved by the Owner. ABCA Warehouse is a secured location. Access to secured areas shall be coordinated with the Owner. Contractor shall not leave open doors unattended and shall close doors when not in use.

Safety:

Perform all work in compliance with applicable safety regulations. Work shall be subject to verification and inspection by ABCA Safety representatives. Such verification shall not relieve the Contractor from meeting all applicable safety regulations and inspection by other agencies.

Notify Owner if suspected hazardous materials are encountered. Any areas requiring abatement will be provided by the Owner under separate contract.

Hot Work Permit:

Contractor shall obtain Owner's permission prior to performing any work that requires an open flame, creates sparks, use's equipment that creates combustible temperatures, or performs any work that could result in a fire hazard. Owner will review work area and give Contractor permission to proceed. Note that the Contractor must take proper precautions and may be required to provide a Fire Watch "someone to stand and watch to ensure that nothing catches on fire" as a condition of the permit. Contractor is liable for any damages to building or contents.

Cost Sheet

The State shall award this contract according to the following award criteria. This Award will be solely based on the Total Cost on general specifications. Failure to follow and meet bid responsibilities and requirements will result in the disqualification of the entire quote. (BULBS WILL BE PROVIDED BY ABCA).

COST SHEET:

QTY	TYPE	LITHONIA PART NUMBER (or equal)	LITHONIA BULBS (PROVIDED)
245	A	TMS5HB 3 54T5HO S'BL WD MVOLT Y4 Y2 MOD	6-F54T5HO/841
7	B	TMS5HB 2 54T5HO S'BL WD MVOLT Y4 MOD	4-F54T5HO/841
28	C	2RT528T5 MVOLT GEB95 LP 841	2-F28T5/841
20	D	2RT5 28T5 MVOLT GEB95 LP 835	2-F28T5/835
9	E	5T5 228T5 MVOLT GEB95	2-F28T5/835
2	F	RT5D LED 120	LED/Provided by Vendor
	A(EX)	EXISTING NEW FIXTURE (LISTED ABOVE)	
	D(EX)	EXISTING NEW FIXTURE (LISTED ABOVE)	

TOTAL COST:

\$ 200,000.00

VENDOR NAME:

Danhill Construction Company

VENDOR ADDRESS:

P.O. Box 685

FAX, PHONE:

304.632.1501, 304.632.1600

EMAIL ADDRESS:

rdanhill@hotmail.com

DATE:

6/28/2012

RFQ No. ABCA139STATE 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 SIGNATUREVendor's Name: Danhill Construction CompanyAuthorized Signature: Robert D. Hill Date: 6/28/2012State of West VirginiaCounty of Fayette, to-wit:Taken, subscribed, and sworn to before me this 28 day of June, 2012My Commission expires March 28, 2015**AFFIX SEAL HERE****NOTARY PUBLIC**



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

STATE OF West Virginia
COUNTY OF Fayette, TO-WIT:

I, Robert D. Hill, after being first duly sworn, depose and state as follows:

1. I am an employee of Danhill Construction Company; and,
(Company Name)
2. I do hereby attest that Danhill Construction Company
(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.

Danhill Construction Company
(Company Name)

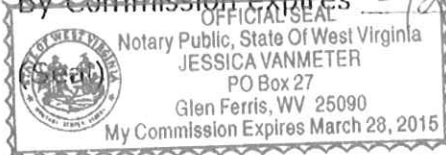
By: Robert D. Hill

Title: President

Date: 6/28/2012

Taken, subscribed and sworn to before me this 28 day of June, 2012

By Commission Expires 3/28/2015



Jessica VanMeter
(Notary Public)

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Danhill Construction Company
of Gauley Bridge, West Virginia, as Principal, and Colonial Surety Co. of
Montvale, New Jersey, a corporation organized and existing under the laws of the State of NJ with its
principal office in the City of Montvale, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the
penal sum of 5 % Of Bid Amount (\$ 5%) 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
Labor and Material to provide a Lighting Upgrade for the ABCA Warehouse located at 97 Independent Ave, Nitro, WV

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 Obligee 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

28th day of June, 20 12.

Principal Corporate Seal

Danhill Construction Company
(Name of Principal)
By Robert D. Hill
(Must be President or
Vice President)
President
(Title)

Surety Corporate Seal

Colonial Surety company
(Name of Surety)
Roberta Bird
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.**

COLONIAL SURETY COMPANY

Duncannon, Pennsylvania
Administrative Office: 50 Chestnut Ridge Road, Montvale, New Jersey 07645

GENERAL POWER OF ATTORNEY

Know all Men by These Presents, That COLONIAL SURETY COMPANY, a corporation duly organized and existing under the laws of the Commonwealth of Pennsylvania and having an administrative office in Montvale, Bergen County, NJ does by these presents make, constitute and appoint Wayne Nunziata or Anthony J. Cimasko or Audie B. Murphy Robert Bird Gauley Bridge

of Montvale and the State of New Jersey its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver.

Any and All Bonds

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of the Colonial Surety Company at a meeting held on the 25th day of July, 1950.

"Be it Resolved, that the President, any Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

"Section 1. Attorney-in-Fact. Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"In Witness Whereof, Colonial Surety Company has caused these presents to be signed by its President and its corporate seal to be hereto affixed the 27th day of April, A.D., 2011.

State of New Jersey

County of Bergen

SS.:



COLONIAL SURETY COMPANY

By

Wayne Nunziata, President

On this 27th day of April, in the year 2011, before me
Theresa Spinelli, a notary public, personally appeared
Wayne Nunziata, personally known to me to be the person who
executed the within instrument as President, on behalf of the corporation therein named and
acknowledged to me that the corporation executed it.



THERESA SPINELLI
A Notary Public of New Jersey
My Commission Expires September 9, 2015

Theresa Spinelli

Theresa Spinelli

Notary Public

I, the undersigned Secretary of Colonial Surety Company, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in force and effect.

And I do hereby further certify that the Certification of this Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Board of Directors of the Colonial Surety Company at a meeting duly called and held on the 30th of January 1968, and that said resolution has not been amended or repealed:

RESOLVED, that the signature of the Secretary or any Assistant Secretary of this Corporation, and the seal of Corporation, may be affixed or printed by facsimile to any certificate to a Power of Attorney of this Corporation, and that such printed facsimile signature and seal shall be valid and binding upon this Corporation."

GIVEN under my hand and the seal of said Company, at Montvale, New Jersey this 28th day of June, 20 12.

Original printed with Blue and Black ink.
For verification of the authenticity of this Power of Attorney you may call (201) 573-8788 and ask for the Power of Attorney clerk. Please refer to the above named individual(s) and details of the bond to which the power is attached.

Audie B. Murphy

Audie B. Murphy, Secretary

State of West Virginia

County of Fayette

AND NOW, this 28th day of June, in the calendar year of 2012, before me, a duly appointed and commissioned notary public, came the identified subscriber to the within instrument or instruments, and/or the demonstrated attorney-in-fact for said signatory and subscriber on said instrument or instruments, **Roberta Bird, attorney-in-fact of Colonial Surety Company**, an insurance company duly organized and existing under the laws of the Commonwealth of Pennsylvania and which is authorized to conduct business in this State, and that as such being authorized to do so, acknowledged that the within instrument or instruments were executed as the authorized act of his disclosed principal for the purposes therein contained, and declared to be a person executing said instrument or instruments as attorney-in-fact and with full capacity and competency, at the request of and on behalf of Colonial Surety Company therein named and acknowledged to me that the aforesaid Colonial Surety Company had authorized the execution by the aforesaid attorney-in-fact of said instrument or instruments with the intent to be legally bound as required by common and statutory law.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

A Notary Public of West Virginia
My Commission Expires on 3/28/2015

Notary Public in and for the

County of Fayette
State of West Virginia

Jessica VanMeter
NOTARY PUBLIC



COLONIAL SURETY COMPANY
Duncannon, Pennsylvania
— Inc 1930 —

FINANCIAL STATEMENT—DECEMBER 31, 2010

ASSETS		LIABILITIES & SURPLUS	
*Stocks and Bonds	\$ 35,512,506	Reserve for Unearned Premiums.	\$ 5,947,052
Cash in Office & Banks	3,124,493	Claim Reserves	12,115,209
Accrued Interest & Dividends.	355,430	Other Liabilities	837,431
Premiums & Agents Balances Receivable	(843,667)	Collateral Held	887,474
Other Assets	1,847,750	Capital Stock	3,000,000
.....		Surplus	17,209,346
Total Admitted Assets	39,996,512	Total Liabilities & Surplus	39,996,512


*Bonds and stocks are valued on basis approved by National Association of Insurance Commissioners.

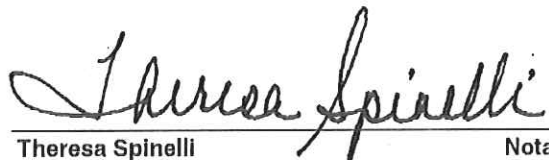
STATE OF NEW JERSEY
COUNTY OF BERGEN **ss.:**

I, Wayne Nunziata, President of COLONIAL SURETY COMPANY, do hereby certify that the foregoing is a full, true and correct copy of the Financial Statement of said Company, as of December 31, 2010.

IN WITNESS WHEREOF, I have signed this statement at Montvale, New Jersey, this 14th day of February, 2011.




Wayne Nunziata President


Theresa Spinelli Notary Public

Theresa Spinelli
A Notary Public of New Jersey
My Commission Expires September 9, 2015



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
ABCA139

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
CONNIE HILL 804-558-2157

RFQ COPY
TYPE NAME/ADDRESS HERE

V
E
N
D
O
R

Danhill Construction Company
PO Box 685
Gauley Bridge, WV 25085

S
H
I
P
T
O

ALCOHOL BEVERAGE CONTROL
COMMISSION
322 70TH STREET, S.E.
CHARLESTON, WV
25304-2900 558-2487

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
06/07/2012				

BID OPENING DATE: 06/28/2012

BID OPENING TIME

LINE	QUANTITY	UOP	QAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 1						
ADDENDUM ISSUED TO CHANGE ADDRESS OF PRE-BID MEETING AND TO SUBMIT ADDITIONAL TERMS AND CONDITIONS.						
FROM: 500 RIVER ROAD						
HUB INDUSTRIAL PARK						
NITRO, WV 25143						
TO: 97 INDEPENDENT AVENUE						
HUB INDUSTRIAL PARK						
NITRO, WV 25143						
ADDENDUM ACKNOWLEDGEMENT IS ATTACHED. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN DISQUALIFICATION OF YOUR BID.						
END OF ADDENDUM NO. 1						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	Robert D. Hill	TELEPHONE	804-636-1600	DATE	6/28/2012
TITLE	President	FEIN	53-0648231	ADDRESS CHANGES TO BE NOTED ABOVE	

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

GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

1. Awards will be made in the best interest of the State of West Virginia.
 2. The State may accept or reject in part, or in whole, any bid.
 3. 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.html 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

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. 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).

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: ABCA139

0002

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:

(Check the box next to each addendum received)

- | | |
|----------------------------------------------------|------------------------------------------|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6 |
| <input checked="" type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input checked="" type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that 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.

Danhill Construction Company
Company

Robert D. Hill
Authorized Signature

6/28/2012
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.

- iv. Notation that no subcontractors will be used if the bidder will perform the work
 - b. **Submission.** The completed subcontractor list shall be provided to the Purchasing Division within one business day of the opening of bids for review. Failure to submit the subcontractor list within one business day after the deadline for submitting bids shall result in disqualification of the bid.
 - c. **Substitution of Subcontractor.** Written approval must be obtained from the Purchasing Division before any subcontractor substitution is permitted. Substitutions are not permitted unless:
 - i. The subcontractor listed in the original bid has filed for bankruptcy;
 - ii. The subcontractor in the original bid has been debarred or suspended; or
 - iii. The contractor certifies in writing that the subcontractor listed in the original bill fails, is unable, or refuses to perform his subcontract.
3. **GREEN BUILDINGS MINIMUM ENERGY STANDARDS:** In accordance with § 22-29-4, all new building construction projects of public agencies that have not entered the schematic design phase prior to July 1, 2012, or any building construction project receiving state grant funds and appropriations, including public schools, that have not entered the schematic design phase prior to July 1, 2012, shall be designed and constructed complying with the ICC International Energy Conservation Code, adopted by the State Fire Commission, and the ANSI/ASHRAE/IESNA Standard 90.1-2007: *Provided*, That if any construction project has a commitment of federal funds to pay for a portion of such project, this provision shall only apply to the extent such standards are consistent with the federal standards.



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

WV PURCHASING ACA SECT Fax 304-558-4115

Solicitation

Jun 13 2012 02:16pm P001/005

NUMBER

ABCA139

PAGE

1

ADDRESS CORRESPONDENCE TO ATTENTION OF

CONNIE HILL
304-558-2157

*709053330 304-632-1558
DANHILL CONSTRUCTION COMPANY
PO BOX 685

GAULEY BRIDGE WV 25085

ALCOHOL BEVERAGE CONTROL
COMMISSION
322 70TH STREET, S.E.

CHARLESTON, WV
25304-2900 558-2487

DATE PRINTED

06/13/2012

BID OPENING DATE:

06/28/2012

BID OPENING TIME

BID OPENING DATE:		06/28/2012		BID OPENING TIME		BID OPENING TIME	
LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT	
ADDENDUM NO. 2							
ADDENDUM ISSUED TO PROVIDE DRAWING, DATE FOR SECOND VIEWING OF WAREHOUSE AND ADDITIONAL INFORMATION TO THE SPECIFICATIONS. SECOND VIEWING IS NOT MANDATORY.							
1.	SECOND VIEWING OF WAREHOUSE: JUNE 14, 2012 AT 10:00 AM						
	LOCATION WILL BE THE SAME AS PRE-BID MEETING.						
2.	OWNER WILL RETAIN ALL OLD BREAKERS						
3.	ONLY WIRING CONNECTING A LIGHTING FIXTURE TO A BREAKER BOX NEEDS TO BE REPLACED. OTHER WIRING IS OUT OF SCOPE FOR THIS PROJECT.						
4.	SOME LIGHTING CIRCUITS IN THE BOTTLE HOSPITAL AREA MAY NOT BE IN CONDUIT. THIS JOB REQUIRES THAT ALL INTERIOR LIGHTING CIRCUITS BE BROUGHT UP TO CODE.						
5.	PLEASE BE ADVISED ALL VERBAL COMMUNICATIONS HELD BETWEEN VENDOR'S REPRESENTATIVE AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING BY AN OFFICIAL ADDENDUM IS BINDING.						
ADDENDUM ACKNOWLEDGEMENT IS ATTACHED. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN DISQUALIFICATION OF YOUR BID.							
END OF ADDENDUM NO. 2							

SIGNATURE

Robert D. Hill

TELEPHONE

304-632-1600

DATE

6/28/2012

TITLE

President

FEIN

55-0648251

ADDRESS CHANGES TO BE NOTED ABOVE

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

0002

SOLICITATION NUMBER: ABCA139
Addendum Number: 2

The purpose of this addendum is to modify the solicitation identified as ABCA139 ("Solicitation") to reflect the change(s) identified and described below.

Applicable Addendum Category:

- ☐ Modify bid opening date and time
- ☐ Modify specifications of product or service being sought
- ☐ Attachment of vendor questions and responses
- ☐ Attachment of pre-bid sign-in sheet
- ☐ Correction of error
- ☒ Other

Description of Modification to Solicitation: To provide drawing, contact information and additional specifications. To schedule second viewing of warehouse for June 14, 2012 at 10:00 am

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: ABCA139**0003**

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:

(Check the box next to each addendum received)

- | | |
|----------------------------------------------------|------------------------------------------|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6 |
| <input checked="" type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input checked="" type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that 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.

Danhill Construction Company
Company

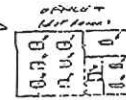
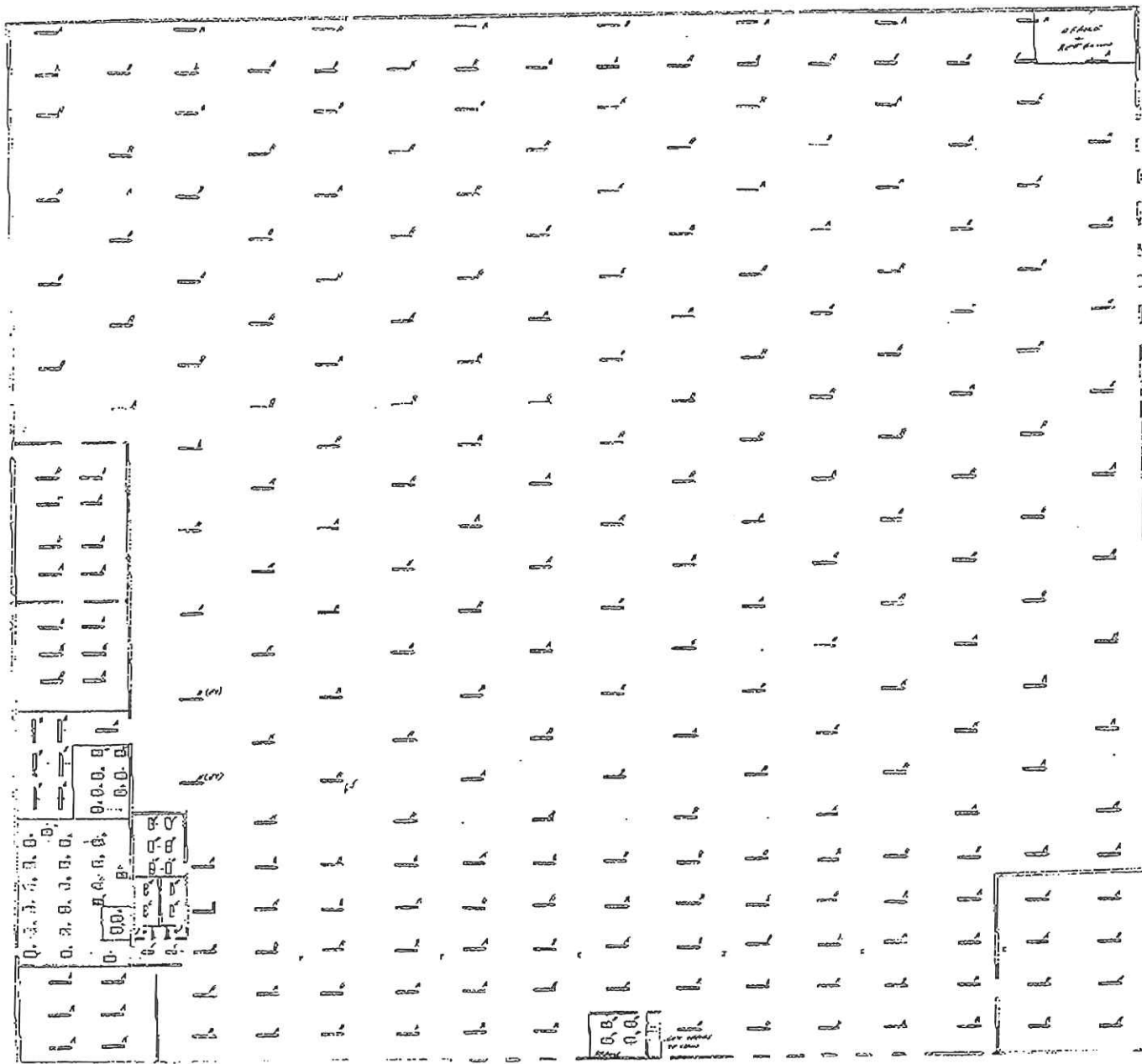
Robert D. Hill
Authorized Signature

6/28/2012
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.

0004

ATTACHMENT A

[illegible]

Notes Type A & B To Proper Conditions At Time

West Wind
North. Beyond Curlew Migration
Distribution Center
- INTO, SW

1/16 sand





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

Solicitation

NUMBER
ABCA139

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
CONNIE HILL 804-558-2157

RFQ COPY
TYPE NAME/ADDRESS HERE

V
E
N
D
O
R

Danhill Construction Company
PO Box 685
Gauley Bridge, WV 25085

S
H
I
P
T
O

ALCOHOL BEVERAGE CONTROL
COMMISSION
322 70TH STREET, S.E.
CHARLESTON, WV
25304-2900 558-2487

DATE PRINTED
06/15/2012

BID OPENING DATE: 06/28/2012

BID OPENING TIME

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 3						
1. QUESTIONS & ANSWERS ARE ATTACHED.						
2. PRE-BID SIGN IN SHEETS ARE ATTACHED.						
3. ADDENDUM ACKNOWLEDGEMENT IS ATTACHED.						
THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN DISQUALIFICATION OF YOUR BID.						
END OF ADDENDUM NO. 3						

SIGNATURE	<i>Robert D. Hill</i>	TELEPHONE	504.632.1800	DATE	6/28/2012
TITLE	President	FEIN	55-0648231	ADDRESS CHANGES TO BE NOTED ABOVE	

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

SOLICITATION NUMBER: ABCA139

Addendum Number: 03

The purpose of this addendum is to modify the solicitation identified as ("Solicitation") to reflect the change(s) identified and described below.

Applicable Addendum Category:

- ☐ Modify bid opening date and time
- ☐ Modify specifications of product or service being sought
- ☒ Attachment of vendor questions and responses
- ☒ Attachment of pre-bid sign-in sheet
- ☐ Correction of error
- ☐ Other

Description of Modification to Solicitation: Questions & Answers; Pre-Bid Sign In Sheets

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

0003

ATTACHMENT A

SIGN IN SHEET

Page ____ of ____

Request for Proposal No. ABCA139

PLEASE PRINT

Date: _____

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

FIRM & REPRESENTATIVE NAME		MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: <u>Bossie Elec.</u>	<u>523 Slack St</u>	<u>PHONE 304 345 1750</u>	
Rep: <u>Randy Bossie</u>	<u>Charleston WV 25301</u>	<u>TOLL FREE 304 549 1750</u>	
Email Address: <u>rick.bossie@att.net</u>		<u>FAX 304 346 5502</u>	
Company: <u>Absten & Sons, LLC</u>	<u>3743 Winfield Rd</u>	<u>PHONE 304-586-0713</u>	
Rep: <u>Bill Long</u>	<u>Winfield, WV 25213</u>	<u>TOLL FREE</u>	
Email Address: <u>edabsten@aol.com</u>		<u>FAX 304-586-3528</u>	
Company: <u>Emmire Electric Inc</u>	<u>464 19th</u>	<u>PHONE 304 345-3497</u>	
Rep: <u>Helen H. Smith</u>	<u>Dunbar, WV 25804</u>	<u>TOLL FREE</u>	
Email Address: <u>helen@emmire.com</u>		<u>FAX</u>	
Company: <u>CAJ Elec</u>	<u>cell 304-534-0925</u>	<u>PHONE 304-722-1000</u>	
Rep: <u>Harold Myles</u>	<u>Attn 3 Box 163-A Hurricane</u>	<u>TOLL FREE</u>	
Email Address: <u>hmyles@frontier.com</u>	<u>WV. 25526</u>	<u>FAX 304-722-1000</u>	
Company: <u>Bankhill Const. Co.</u>		<u>PHONE 304-632-1600</u>	
Rep: <u>Mike Mize</u>	<u>P.O. Box 685</u>	<u>TOLL FREE</u>	
Email Address: <u>vmize@bankhillconst.com</u>	<u>Gretna Bridge, WV 26025</u>	<u>FAX 304-632-1501</u>	

0004

ABCA 139

1. Harold Wynces LCN. Etc 304-539-0928
304-722-1000

2. Mike Mace Danhill Constr. Co. 304-632-1600 P
PO Box 685 304-632-1501 F
Greedy Bridge WV
25065

midretrace2012@yahoo.com

3. Randy With Nitro Electric 304-204-1500 P
rwith@nitro-electric.com 1350 fax

4. tim@tseginc.com The Summit Electric Group
tim Reval PO Box 254
PN 304-562-7091 Fax 304-562-7874 Hurricane WV 25526

5. Terry Turley IBEW Local 466 304-322-0800
Charleston WV

0006

ABCA139

1. Question: Could you look at these for a possible approved equal light fixture?

Answer: No. The light fixture requirements are listed in the specifications provided with the RFQ on page 13.

End of Questions/Answers

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: ABCA139

0007

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

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(Check the box next to each addendum received)

- | | |
|----------------------------------------------------|------------------------------------------|
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| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

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Danhill Construction Company
Company

Robert D. Hill
Authorized Signature

6/28/2012
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.
Revised 6/8/2012