



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
FUELTW12

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
BUYER 42
304-558-8802

*709014845 304-636-2600

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GUTTMAN OIL COMPANY
 PO BOX 1728
 ELKINS WV 26241

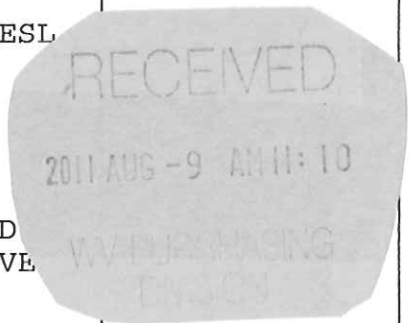
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ALL STATE AGENCIES
 AND POLITICAL SUBDIVISIONS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/14/2011	NET 30 DAYS	BEST WAY	DESTINATION	PREPAID

BID OPENING DATE: 07/28/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		405-15		
<p>FUEL TANK WAGON</p> <p>REQUEST FOR QUOTATION (RFQ)</p> <p>BLANKET OPEN END STATEWIDE CONTRACT</p> <p>THE STATE OF WEST VIRGINIA PURCHASING DIVISION IS SOLICITING BIDS FOR A BLANKET OPEN END STATEWIDE CONTRACT FOR UNLEADED GASOLINE, E-10, UNLEADED DIESEL, WINTERIZED DIESEL, B5 BIODIESEL, WINTERIZED B5 BIODIESEL, AND HEATING FUELS TO ALL WEST VIRGINIA STATE AGENCIES VIA TANK WAGON DELIVERY PER THE ATTACHED SPECIFICATIONS.</p> <p>THIS CONTRACT SHALL BE BASED ON REGION AS CONTAINED IN THE ATTACHED SPECIFICATIONS. VENDORS MUST DELIVER TO THE ENTIRE REGION AS LISTED.</p> <p>TECHNICAL QUESTIONS CONCERNING THIS SOLICITATION MUST BE SUBMITTED IN WRITING TO KRISTA FERRELL IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA FAX AT 304-558-4115, OR VIA EMAIL AT KRISTA.S.FERRELL@WV.GOV.</p> <p>DEADLINE FOR ALL TECHNICAL QUESTIONS IS 07/21/2011 AT THE CLOSE OF BUSINESS.</p> <p>ALL TECHNICAL QUESTIONS RECEIVED WILL BE ANSWERED BY FORMAL WRITTEN ADDENDUM TO BE ISSUED BY THE PURCHASING DIVISION AFTER THE DEADLINE FOR QUESTIONS HAS LAPSED.</p>						



SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Krista Ferrell</i>	800-296-5823	8-8-11
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
BRANCH MANAGER	25-0956510	

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



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<p>VERBAL COMMUNICATION: ANY VERBAL COMMUNICATION BETWEEN THE VENDOR AND ANY STATE PERSONNEL IS NOT BINDING. ONLY INFORMATION ISSUED IN WRITING AND ADDED TO THE RFP SPECIFICATIONS BY AN OFFICIAL WRITTEN ADDENDUM BY PURCHASING IS BINDING.</p> <p>NO CONTACT BETWEEN THE VENDOR AND ANY STATE AGENCY CONCERNING THE BID, EVALUATION, AND AWARD OF THIS CONTRACT IS PERMITTED WITHOUT THE EXPRESS WRITTEN CONSENT OF THE STATE BUYER. VIOLATION MAY RESULT IN REJECTION OF THE BID. THE STATE BUYER NAMED ABOVE IS THE SOLE CONTACT FOR ANY AND ALL INQUIRIES AFTER THIS RFQ HAS BEEN RELEASED.</p> <p>EXHIBIT 10</p> <p style="text-align: right;">REQUISITION NO.: FUELTW12.....</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NO.'S:</p> <p>✓ NO. 1 <i>D.T.</i></p> <p>✓ NO. 2 <i>D.T.</i></p> <p>NO. 3</p> <p>NO. 4</p> <p>NO. 5</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Darrell L. Saltbatt</i>	800-296-5823	8-8-11

TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
BRANCH MANAGER	25-0956510	

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<p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS.</p> <p>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.</p> <p style="text-align: center;">  SIGNATURE GUTTMAN OIL COMPANY COMPANY 8-8-11 DATE </p> <p>NOTE: THIS ADDENDUM ACKNOWLEDGEMENT SHOULD BE SUBMITTED WITH THE BID.</p> <p>REV. 09/21/2009</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AWARD AND EXTENDS FOR A PERIOD OF SIX (6) MONTHS OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE 800-296-5823	DATE 8-8-11
TITLE BRANCH MANAGER	FEIN 25-0956510	ADDRESS CHANGES TO BE NOTED ABOVE

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DATE PRINTED 07/14/2011	TERMS OF SALE NET 30 DAYS	SHIP VIA BEST WAY	F.O.B. DESTINATION	FREIGHT TERMS PREPAID
BID OPENING DATE: 07/28/2011		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) SIX (6) MONTH PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICE SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Darrell P. Sallett</i>	TELEPHONE 800-296-5823	DATE 8-8-11
TITLE BRANCH MANAGER	FEIN 25-0956510	ADDRESS CHANGES TO BE NOTED ABOVE

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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT. SEE SECTION VII OF THE ATTACHED SPECIFICATIONS FOR MORE ORDERING INFORMATION.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 05/26/2009</p> <p>EXHIBIT 4</p> <p>LOCAL GOVERNMENT BODIES: UNLESS THE VENDOR INDICATES IN THE BID HIS REFUSAL TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO COUNTY, SCHOOL, MUNICIPAL AND OTHER LOCAL GOVERNMENT BODIES, THE BID SHALL EXTEN TO POLITICAL SUBDIVISIONS OF THE STATE OF WEST VIRGINIA. IF THE VENDOR DOES NOT WISH TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO ALL POLITICAL SUBDIVISIONS OF THE STATE, THE VENDOR MUST CLEARLY INDICATE SUCH REFUSAL IN HIS BID. SUCH REFUSAL SHALL NOT PREJUDICE THE AWARD OF THIS CONTRACT IN ANY</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Darrell S. Tolbert</i>	TELEPHONE 800-296-5823	DATE 8-8-11
TITLE BRANCH MANAGER	FEIN 25-0956510	ADDRESS CHANGES TO BE NOTED ABOVE

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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
BID OPENING TIME:				1:30 PM		
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
(304) 636-8133						

CONTACT PERSON (PLEASE PRINT CLEARLY):						
DARROLL L. TALBOTT						

***** THIS IS THE END OF RFQ FUELTW12 ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Darroll L. Talbott</i>	800-296-5823	8-8-11
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
BRANCH MANAGER	25-0956510	

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FUEL TW 12 VENDOR QUOTE SHEET

VENDOR: **GUTTMAN OIL COMPANY**

DISTRICT	FUEL TYPE	Six Month's ESTIMATED NEEDS (gals.)	T/W Markup Bid per Gallon	Potential Terminal Locations fuel will be pulled from
ONE	Unleaded Gasoline/E 10	201,000	0.1666	CWV
	No. 2 Diesel	50,000	0.1753	
	No. 2 Diesel w/ Winter add.	170,000	0.2053	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	2,556	0.2553	
TWO	Unleaded Gasoline/E 10	214,000	0.67	CWV
	No. 2 Diesel	33,000	0.67	
	No. 2 Diesel w/ Winter add.	120,000	0.67	
	No. 1 Heating/Kerosene	1,000	0.67	
	No. 2 Heating	1,500	0.67	
THREE	Unleaded Gasoline/E 10	166,000	0.67	MOH
	No. 2 Diesel	63,000	0.67	
	No. 2 Diesel w/ Winter add.	181,000	0.67	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	2,200	0.67	
FOUR	Unleaded Gasoline/E 10	243,000	0.3396	PPA
	No. 2 Diesel	87,000	0.3584	
	No. 2 Diesel w/ Winter add.	245,000	0.3884	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	5,000	0.3584	
FIVE	Unleaded Gasoline/E 10	167,000	0.2615	APA
	No. 2 Diesel	55,000	0.2447	
	No. 2 Diesel w/ Winter add.	143,000	0.2747	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	25,500	0.2947	
SIX	Unleaded Gasoline/E 10	127,000	0.67	PPA
	No. 2 Diesel	52,000	0.67	
	No. 2 Diesel w/ Winter add.	110,000	0.67	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	2,000	0.67	
SEVEN	Unleaded Gasoline/E 10	207,000	0.2125	CWV
	No. 2 Diesel	98,000	0.2175	
	No. 2 Diesel w/ Winter add.	184,000	0.2475	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	1,000	0.2475	
EIGHT	Unleaded Gasoline/E 10	126,000	0.255	PPA
	No. 2 Diesel	58,000	0.255	
	No. 2 Diesel w/ Winter add.	170,000	0.285	
	No. 1 Heating/Kerosene	12,000	0.255	
	No. 2 Heating	440,000	0.255	
NINE	Unleaded Gasoline/E 10	173,000	0.1791	CWV
	No. 2 Diesel	75,000	0.1863	
	No. 2 Diesel w/ Winter add.	210,000	0.2163	
	No. 1 Heating/Kerosene**	1,000	0.2163	
	No. 2 Heating**	20,000	0.2163	
TEN	Unleaded Gasoline/E 10	214,000	0.2114	CWV
	No. 2 Diesel	68,000	0.2149	
	No. 2 Diesel w/ Winter add.	145,000	0.2449	
	No. 1 Heating/Kerosene	0		
	No. 2 Heating**	1,000	0.2449	

** Quantities represent Other Agency Estimated Quantities


Emergency Delivery Fee (upcharge): \$250.00

Terminal Abbreviation
 Altoona, PA - APA Fairfax, VA - FV
 Ashland, KY - AKY Marietta, OH - MC
 Charleston, WV - CWV Pittsburgh, PA - PF
 Roanoke, VA - RV

Vendor Contact/Coordinator: Darroll L. Talbott, Branch Manager

Telephone Number: (800)-296-5823

Fax Number: (304)-636-8133

Signature/Date: 

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

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

DEFINITIONS:

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

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

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

Under penalty of law for false swearing (*West Virginia Code* §61-5-3), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

WITNESS THE FOLLOWING SIGNATURE

Vendor's Name: GUTIMAN OIL COMPANY

Authorized Signature: *Darrin L. Salbath* Date: 8-8-11

State of WEST VIRGINIA

County of RANDOLPH, to-wit:

Taken, subscribed, and sworn to before me this 8 day of August, 2011.

My Commission expires Oct 31, 2012

AFFIX SEAL HERE

NOTARY PUBLIC *Beverly A. Tenney*

