



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

Solicitation

NUMBER
DNR213078

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
GUY NISBET 304-558-8802

RFQ COPY
TYPE NAME/ADDRESS HERE

BOGGS ROOFING, INC.
320 West 15th Street
P.O. Box 7455
HUNTINGTON, WV 25776-7455

DIVISION OF NATURAL RESOURCES
JOBSITE
SEE SPECIFICATIONS

DATE PRINTED
02/28/2013

BID OPENING DATE: 04/09/2013 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				REQUEST OF QUOTATION (RFQ)		
				THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, PARKS AND RECREATION SECTION, IS SOLICITING BIDS TO REPLACE THE ROOF AT THE CHIEF LOGAN STATE PARK, MUSEUM LOCATED AT CHIEF LOGAN STATE PARK PER THE ATTACHED SPECIFICATIONS.		
				REQUEST FOR QUOTATION MAY BE OBTAINED BY CONTACTING:		
				GUY NISBET, SENIOR BUYER WV. PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV. 25305 TELEPHONE: 304.558.2306		
				PLANS AND SPECIFICATIONS MAY BE OBTAINED BY CONTACTING:		
				SHERRI GOFF 324 4TH. AVENUE SOUTH CHARLESTON, WV. 25303 TELEPHONE: 304.558.2764 EXT. 51820		
				PLANS AND SPECIFICATIONS MAY BE OBTAINED FOR FREE.		
0001	1	LS		910-66		
				ROOF REPLACEMENT		
					04/09/13 01:15:10 PM West Virginia Purchasing Division	See Attached Bid Form

SIGNATURE	TELEPHONE	DATE
<i>W. Fred Boggs</i>	304-429-4233	4/8/13
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
PRESIDENT	55-0703992	

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



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Department of Administration
Purchasing Division
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HUNTINGTON, WV 25776-7455

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0002	1	EA		540-35		SEE ATTACHED BID FORM
***** THIS IS THE END OF RFQ DNR213078 ***** TOTAL:						SEE ATTACHED BID FORM
ADDITIONAL ROOF SHEATHING AS NEEDED						

SIGNATURE 	TITLE PRESIDENT	FEIN 55-0703992	TELEPHONE 304-429-4233	DATE 4/8/13
---------------	--------------------	--------------------	---------------------------	----------------

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

ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor.

West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: BOGGS ROOFING, INC.

Contractor's License No. 003858

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a purchase order/contract.

2. **DRUG-FREE WORKPLACE:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit, or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid.
3. **AIA DOCUMENTS:** All construction contracts that will be completed in conjunction with architectural services procured under Chapter 5G of the West Virginia Code will be governed by the AIA A101-2007 and A201-2007 or the A107-2007 documents, as amended by the Supplementary Conditions for the State of West Virginia, in addition to the terms and conditions contained herein.
4. **SUBCONTRACTOR LIST SUBMISSION:** In accordance with W. Va. Code § 5-22-1, The apparent low bidder on a contract for the construction, alteration, decoration, painting or improvement of a new or existing building or structure valued at more than \$500,000.00 shall submit a list of all subcontractors who will perform more than \$25,000.00 of work on the project including labor and materials. This provision shall not apply to any other construction projects, such as highway, mine reclamation, water or sewer projects.

c. **Required Information.** The subcontractor list shall contain the following information:

**Chief Logan State Park
Museum Roof Replacement**

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-1

Name of Bidder:

BOGGS ROOFING, INC

Address of Bidder:

320 WEST 15th STREET
HUNTINGTON, WV 25776

Phone Number of
Bidder:

(304) 429-4233

WV Contractors License
No.

003858

We, the undersigned, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby proposes to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding documents in accordance with all terms and included and referenced.

Base Bid

The Base Bid shall consist of replacing of existing Asphalt Shingles, underlayment, 100 square foot of damaged roof deck and replacing metal flashing/ caps, and other related work as detailed by the contract documents.

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in numbers.

\$ 113,380.⁰⁰

**Chief Logan State Park
Museum Roof Replacement**

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-2

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in words.

ONE HUNDRED THIRTEEN THOUSAND
THREE HUNDRED EIGHTY DOLLARS

Unit Price

Unit price for each additional 100 square feet to replace any unforeseen damages must be authorized by change order approved and issued by the West Virginia Purchasing Division.

Unit Price: Provide unit price per 100 square feet (furnish and install) sheathing to match existing sheathing.

Written in numbers.

\$ 1200.⁰⁰

Unit Price: Provide unit price per 100 square foot (furnish and install) sheathing to match existing sheathing.

Written in words.

ONE THOUSAND TWO HUNDRED DOLLARS

→ **Total**

The contract will be awarded in the amount of the Base Bid. However, for evaluation purposes, the award will be based on the base bid plus the cost to replace 100 square feet of roof sheathing

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

Written in numbers.

\$ 114,580.⁰⁰

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

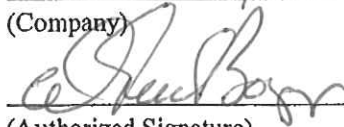
Written in words.

ONE HUNDRED FOURTEEN THOUSAND
FIVE HUNDRED EIGHTY DOLLARS

CERTIFICATION AND SIGNATURE PAGE

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

BOGGS ROOFING, INC.
(Company)


(Authorized Signature)

W. FRED BOGGS, PRESIDENT
(Representative Name, Title)

(304) 429-4233 (304) 429-2811
(Phone Number) (Fax Number)

4/8/2013
(Date)



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

STATE OF WEST VIRGINIA

COUNTY OF CABELL, TO-WIT:

I, W. FRED BOGGS, after being first duly sworn, depose and state as follows:

1. I am an employee of BOGGS ROOFING, INC; and,
 (Company Name)
2. I do hereby attest that BOGGS ROOFING, INC
 (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.

BOGGS ROOFING, INC
 (Company Name)

By: [Signature] / W. FRED BOGGS

Title: PRESIDENT

Date: 4/8/2013

Taken, subscribed and sworn to before me this 8TH day of APRIL.

By Commission expires

November 5, 2018



[Signature]
 (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.

RFQ No. DNR213078STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:Vendor's Name: BOGGS ROOFING, INC.Authorized Signature: [Signature] / W. FRED BOGGS Date: 4/8/2013State of WEST VIRGINIACounty of CABELL, to-wit:Taken, subscribed, and sworn to before me this 8TH day of APRIL, 2013.My Commission expires November 5, 2018.

NOTARY PUBLIC

[Signature]
Purchasing Affidavit (Revised 07/01/2012)

ADDENDUM ACKNOWLEDGEMENT FORM

SOLICITATION NO.: DNR213078

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 type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input 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 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.

BOGGS ROOFING, INC

Company



W. FRED BOGGS

Authorized Signature

4/8/2013

Date

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

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Boggs Roofing, Inc.
of PO Box 7455, Huntington, WV 25776, as Principal, and Western Surety Company
of Two Chatham Center, Pittsburgh PA 15219, a corporation organized and existing under the laws of the State of South Dakota with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of Five Percent (\$ 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 Project Number DNR213078, new roof installation at Chief Logan State Park Museum Building
in accordance with plans and specifications.

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
18th day of March, 2013

Principal Corporate Seal

Boggs Roofing, Inc.
(Name of Principal)

By W. Fred Boggs
(Must be President or Vice President)

President
(Title)

Surety Corporate Seal

Western Surety Company
(Name of Surety)

Ross E. Johnson Attorney-in-Fact

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.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Ross E. Johnson, Beverly A Holstine, Kathryn K Arthur, Sheila Mc Cormick, Individually

of Charleston, WV, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 15th day of October, 2012.



WESTERN SURETY COMPANY

Paul T. Bruflat

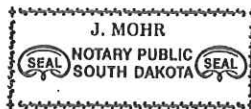
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 15th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015



J. Mohr

J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 18th day of March, 2013.



WESTERN SURETY COMPANY

L. Nelson

L. Nelson, Assistant Secretary



State of West Virginia
Department of Administration
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2019 Washington Street East
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SIGNATURE	W. FRED BOGGS	TELEPHONE	304-429-4233	DATE	4/8/13
TITLE	PRESIDENT	FEIN	55-0703992	ADDRESS CHANGES TO BE NOTED ABOVE	

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Chief Logan State Park
Museum Roof Replacement

DIVISION OF NATURAL RESOURCES

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BOGGS ROOFING, INC

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WV Contractors License
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Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in numbers.

\$ 113,380.⁰⁰

Chief Logan State Park
Museum Roof Replacement

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-2

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in words.

ONE HUNDRED THIRTEEN THOUSAND
THREE HUNDRED EIGHTY DOLLARS

Unit Price

Unit price for each additional 100 square feet to replace any unforeseen damages must be authorized by change order approved and issued by the West Virginia Purchasing Division.

Unit Price: Provide unit price per 100 square feet (furnish and install) sheathing to match existing sheathing.

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\$ 12.00.⁰⁰

Unit Price: Provide unit price per 100 square foot (furnish and install) sheathing to match existing sheathing.

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→ **Total**

The contract will be awarded in the amount of the Base Bid. However, for evaluation purposes, the award will be based on the base bid plus the cost to replace 100 square feet of roof sheathing

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

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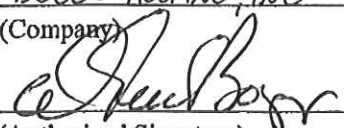
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FIVE HUNDRED EIGHTY DOLLARS

CERTIFICATION AND SIGNATURE PAGE

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

BOGGS ROOFING, INC.
(Company)

(Authorized Signature)

W. FRED BOGGS, PRESIDENT
(Representative Name, Title)

(304) 429-4233 (304) 429-2811
(Phone Number) (Fax Number)

4/8/2013
(Date)



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

STATE OF WEST VIRGINIA

COUNTY OF CABELL, TO-WIT:

I, W. FRED BOGGS, after being first duly sworn, depose and state as follows:

1. I am an employee of BOGGS ROOFING, INC; and,
 (Company Name)
2. I do hereby attest that BOGGS ROOFING, INC
 (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.

BOGGS ROOFING, INC
 (Company Name)

By: [Signature] / W. FRED BOGGS

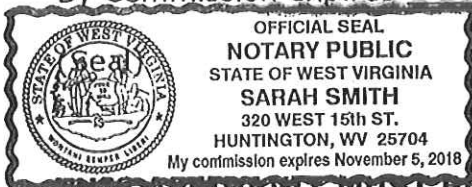
Title: PRESIDENT

Date: 4/8/2013

Taken, subscribed and sworn to before me this 8TH day of APRIL.

By Commission expires

November 5, 2018



[Signature]
 (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.

RFQ No. DNR 213078STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:Vendor's Name: BOGGS ROOFING, INCAuthorized Signature: [Signature] / W. FRED BOGGS Date: 4/8/2013State of WEST VIRGINIACounty of CABELL, to-wit:Taken, subscribed, and sworn to before me this 8th day of APRIL, 2013.My Commission expires November 5, 2018.

NOTARY PUBLIC

[Signature]
Purchasing Affidavit (Revised 07/01/2012)

ADDENDUM ACKNOWLEDGEMENT FORM**SOLICITATION NO.:** DNR213078

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 type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input 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 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.

BOGGS ROOFING, INC.

Company

W. FRED BOGGS
Authorized Signature4/8/2013

Date

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

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Boggs Roofing, Inc.
of PO Box 7455, Huntington, WV 25776, as Principal, and Western Surety Company
of Two Chatham Center, Pittsburgh PA 15219, a corporation organized and existing under the laws of the State of South Dakota with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State of West Virginia, as Obligor, in the penal sum of Five Percent (\$ 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 Project Number DNR213078, new roof installation at Chief Logan State Park Museum Building
in accordance with plans and specifications.

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 Obligor 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
18th day of March, 20 13.

Principal Corporate Seal

Boggs Roofing, Inc.
(Name of Principal)

By W. Fred Boggs (Must be President or Vice President)

President
(Title)

Surety Corporate Seal

Western Surety Company
(Name of Surety)

Ross E. Johnson Attorney-in-Fact

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.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Ross E. Johnson, Beverly A Holstine, Kathryn K Arthur, Sheila Mc Cormick, Individually

of Charleston, WV, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 15th day of October, 2012.



WESTERN SURETY COMPANY

Paul T. Bruflat

Paul T. Bruflat, Vice President

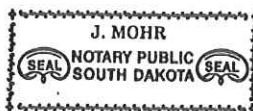
State of South Dakota
County of Minnehaha

} ss

On this 15th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015



J. Mohr

J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 18th day of March, 2013.



WESTERN SURETY COMPANY

L. Nelson

L. Nelson, Assistant Secretary



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

Solicitation

NUMBER
DNR213078

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
GUY NISBET 304-558-8802

RFQ COPY
TYPE NAME/ADDRESS HERE

V
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R

BOGGS ROOFING, INC.
320 West 15th Street
P.O. Box 7455
HUNTINGTON, WV 25776-7455

S
H
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O

DIVISION OF NATURAL RESOURCES
JOBSITE
SEE SPECIFICATIONS

DATE PRINTED
02/28/2013

BID OPENING DATE:

04/09/2013

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
REQUEST OF QUOTATION (RFQ)						
THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, PARKS AND RECREATION SECTION, IS SOLICITING BIDS TO REPLACE THE ROOF AT THE CHIEF LOGAN STATE PARK, MUSEUM LOCATED AT CHIEF LOGAN STATE PARK PER THE ATTACHED SPECIFICATIONS.						
REQUEST FOR QUOTATION MAY BE OBTAINED BY CONTACTING:						
GUY NISBET, SENIOR BUYER WV. PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV. 25305 TELEPHONE: 304.558.2306						
PLANS AND SPECIFICATIONS MAY BE OBTAINED BY CONTACTING:						
SHERRI GOFF 324 4TH. AVENUE SOUTH CHARLESTON, WV. 25303 TELEPHONE: 304.558.2764 EXT. 51820						
PLANS AND SPECIFICATIONS MAY BE OBTAINED FOR FREE.						
0001	1	LS		910-66		See Attached Bid Form
ROOF REPLACEMENT						

SIGNATURE	W. FRED BOGGS	TELEPHONE	304-429-4233	DATE	4/8/13
TITLE	PRESIDENT	FEIN	55-0703992	ADDRESS CHANGES TO BE NOTED ABOVE	

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



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

Solicitation

NUMBER
DNR213078

PAGE
2

ADDRESS CORRESPONDENCE TO ATTENTION OF
GUY NISBET 304-558-8802

RFQ COPY
TYPE NAME/ADDRESS HERE

BOGGS ROOFING, INC.
320 West 15th Street
P.O. Box 7455
HUNTINGTON, WV 25776-7455

DIVISION OF NATURAL RESOURCES
JOBSITE
SEE SPECIFICATIONS

DATE PRINTED
02/28/2013

BID OPENING DATE: 04/09/2013

BID OPENING TIME: 1:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0002	1	EA		540-35		SEE ATTACHED BID FORM
ADDITIONAL ROOF SHEATHING AS NEEDED						
***** THIS IS THE END OF RFQ DNR213078 ***** TOTAL:						SEE ATTACHED Bid Form
SIGNATURE <i>W. Fred Boggs</i> / W. FRED BOGGS TELEPHONE 304-429-4233 DATE 4/8/13						
TITLE PRESIDENT		FEIN 55-0703992		ADDRESS CHANGES TO BE NOTED ABOVE		

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

ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor.

West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: BOGGS ROOFING, INC.

Contractor's License No. 003854

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a purchase order/contract.

2. **DRUG-FREE WORKPLACE:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit, or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid.
3. **AIA DOCUMENTS:** All construction contracts that will be completed in conjunction with architectural services procured under Chapter 5G of the West Virginia Code will be governed by the AIA A101-2007 and A201-2007 or the A107-2007 documents, as amended by the Supplementary Conditions for the State of West Virginia, in addition to the terms and conditions contained herein.
4. **SUBCONTRACTOR LIST SUBMISSION:** In accordance with W. Va. Code § 5-22-1, The apparent low bidder on a contract for the construction, alteration, decoration, painting or improvement of a new or existing building or structure valued at more than \$500,000.00 shall submit a list of all subcontractors who will perform more than \$25,000.00 of work on the project including labor and materials. This provision shall not apply to any other construction projects, such as highway, mine reclamation, water or sewer projects.

c. **Required Information.** The subcontractor list shall contain the following information:

Chief Logan State Park
Museum Roof Replacement

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-1

Name of Bidder:

BOGGS ROOFING, INC

Address of Bidder:

320 WEST 15th STREET
HUNTINGTON, WV 25776

Phone Number of
Bidder:

(304) 429-4233

WV Contractors License
No.

003858

We, the undersigned, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby proposes to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding documents in accordance with all terms and included and referenced.

Base Bid

The Base Bid shall consist of replacing of existing Asphalt Shingles, underlayment, 100 square foot of damaged roof deck and replacing metal flashing/ caps, and other related work as detailed by the contract documents.

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in numbers.

\$ 113,380.⁰⁰

**Chief Logan State Park
Museum Roof Replacement**

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-2

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in words.

ONE HUNDRED THIRTEEN THOUSAND
THREE HUNDRED EIGHTY DOLLARS

Unit Price

Unit price for each additional 100 square feet to replace any unforeseen damages must be authorized by change order approved and issued by the West Virginia Purchasing Division.

Unit Price: Provide unit price per 100 square feet (furnish and install) sheathing to match existing sheathing.

Written in numbers.

\$ 1200.⁰⁰

Unit Price: Provide unit price per 100 square foot (furnish and install) sheathing to match existing sheathing.

Written in words.

ONE THOUSAND TWO HUNDRED DOLLARS

→ **Total**

The contract will be awarded in the amount of the Base Bid. However, for evaluation purposes, the award will be based on the base bid plus the cost to replace 100 square feet of roof sheathing

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

Written in numbers.

\$ 114,580.⁰⁰

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

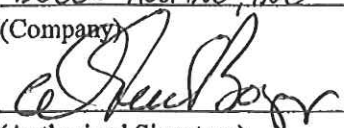
Written in words.

ONE HUNDRED FOURTEEN THOUSAND
FIVE HUNDRED EIGHTY DOLLARS

CERTIFICATION AND SIGNATURE PAGE

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

BOGGS ROOFING, INC.
(Company)


(Authorized Signature)

W. FRED BOGGS, PRESIDENT
(Representative Name, Title)

(304) 429-4233 (304) 429-2811
(Phone Number) (Fax Number)

4/8/2013
(Date)



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

STATE OF WEST VIRGINIA

COUNTY OF CABELL, TO-WIT:

I, W. FRED BOGGS, after being first duly sworn, depose and state as follows:

1. I am an employee of BOGGS ROOFING, INC; and,
 (Company Name)
2. I do hereby attest that BOGGS ROOFING, INC
 (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.

BOGGS ROOFING, INC
 (Company Name)

By: [Signature] / W. FRED BOGGS

Title: PRESIDENT

Date: 4/8/2013

Taken, subscribed and sworn to before me this 8TH day of APRIL.

By Commission expires

November 5, 2018



[Signature]
 (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.

RFQ No. DNR213078STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:Vendor's Name: BOGGS ROOFING, INCAuthorized Signature: [Signature] / W. FRED BOGGS Date: 4/8/2013State of WEST VIRGINIACounty of CABELL, to-wit:Taken, subscribed, and sworn to before me this 8th day of APRIL, 2013.My Commission expires November 5, 2018.

NOTARY PUBLIC

[Signature]
Purchasing Affidavit (Revised 07/01/2012)

ADDENDUM ACKNOWLEDGEMENT FORM**SOLICITATION NO.:** DNR213078

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 type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input 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 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.

BOGGS ROOFING, INC.

Company

W. FRED BOGGS
Authorized Signature4/8/2013

Date

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

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Boggs Roofing, Inc.
of PO Box 7455, Huntington, WV 25776, as Principal, and Western Surety Company
of Two Chatham Center, Pittsburgh PA 15219, a corporation organized and existing under the laws of the State of South Dakota with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of Five Percent (\$ 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 Project Number DNR213078, new roof installation at Chief Logan State Park Museum Building
in accordance with plans and specifications.

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 18th day of March, 20 13.

Principal Corporate Seal

Boggs Roofing, Inc.
(Name of Principal)

By W. Fred Boggs (Must be President or Vice President)

President
(Title)

Surety Corporate Seal

Western Surety Company
(Name of Surety)

Ross E. Johnson Attorney-in-Fact

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.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Ross E. Johnson, Beverly A Holstine, Kathryn K Arthur, Sheila Mc Cormick, Individually

of Charleston, WV, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 15th day of October, 2012.



WESTERN SURETY COMPANY

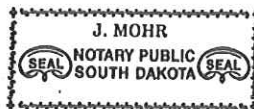
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 15th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015



J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 18th day of March, 2013.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary



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

Solicitation

NUMBER
DNR213078

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
GUY NISBET 304-558-8802

RFQ COPY
TYPE NAME/ADDRESS HERE

BOGGS ROOFING, INC.
320 West 15th Street
P.O. Box 7455
HUNTINGTON, WV 25776-7455

DIVISION OF NATURAL RESOURCES
JOBSITE
SEE SPECIFICATIONS

DATE PRINTED
02/28/2013

BID OPENING DATE: 04/09/2013 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
REQUEST OF QUOTATION (RFQ)						
THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, PARKS AND RECREATION SECTION, IS SOLICITING BIDS TO REPLACE THE ROOF AT THE CHIEF LOGAN STATE PARK, MUSEUM LOCATED AT CHIEF LOGAN STATE PARK PER THE ATTACHED SPECIFICATIONS.						
REQUEST FOR QUOTATION MAY BE OBTAINED BY CONTACTING:						
GUY NISBET, SENIOR BUYER WV. PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV. 25305 TELEPHONE: 304.558.2306						
PLANS AND SPECIFICATIONS MAY BE OBTAINED BY CONTACTING:						
SHERRI GOFF 324 4TH. AVENUE SOUTH CHARLESTON, WV. 25303 TELEPHONE: 304.558.2764 EXT. 51820						
PLANS AND SPECIFICATIONS MAY BE OBTAINED FOR FREE.						
0001	1	LS		910-66		See Attached Bid Form
ROOF REPLACEMENT						

SIGNATURE	W. FRED BOGGS	TELEPHONE	304-429-4233	DATE	4/8/13
TITLE	PRESIDENT	FEIN	55-0703992	ADDRESS CHANGES TO BE NOTED ABOVE	

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



State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
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Solicitation

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DATE PRINTED
02/28/2013

BID OPENING DATE: 04/09/2013

BID OPENING TIME: 1:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0002	1	EA		540-35		SEE ATTACHED BID FORM
***** THIS IS THE END OF RFQ DNR213078 ***** TOTAL:						SEE ATTACHED Bid Form
ADDITIONAL ROOF SHEATHING AS NEEDED						

SIGNATURE <i>W. Fred Boggs</i>	TELEPHONE 304-429-4233	DATE 4/8/13
TITLE PRESIDENT	FEIN 55-0703992	ADDRESS CHANGES TO BE NOTED ABOVE

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

ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor.

West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: BOGGS BOEING, INC.

Contractor's License No. 003859

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a purchase order/contract.

2. **DRUG-FREE WORKPLACE:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit, or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid.
3. **AIA DOCUMENTS:** All construction contracts that will be completed in conjunction with architectural services procured under Chapter 5G of the West Virginia Code will be governed by the AIA A101-2007 and A201-2007 or the A107-2007 documents, as amended by the Supplementary Conditions for the State of West Virginia, in addition to the terms and conditions contained herein.
4. **SUBCONTRACTOR LIST SUBMISSION:** In accordance with W. Va. Code § 5-22-1, The apparent low bidder on a contract for the construction, alteration, decoration, painting or improvement of a new or existing building or structure valued at more than \$500,000.00 shall submit a list of all subcontractors who will perform more than \$25,000.00 of work on the project including labor and materials. This provision shall not apply to any other construction projects, such as highway, mine reclamation, water or sewer projects.

c. **Required Information.** The subcontractor list shall contain the following information:

Chief Logan State Park
Museum Roof Replacement

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-1

Name of Bidder:

BOGGS ROOFING, INC

Address of Bidder:

320 WEST 15th STREET
HUNTINGTON, WV 25776

Phone Number of
Bidder:

(304) 429-4233

WV Contractors License
No.

003858

We, the undersigned, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby proposes to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding documents in accordance with all terms and included and referenced.

Base Bid

The Base Bid shall consist of replacing of existing Asphalt Shingles, underlayment, 100 square foot of damaged roof deck and replacing metal flashing/ caps, and other related work as detailed by the contract documents.

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

\$ 113,380.⁰⁰

Written in numbers.

**Chief Logan State Park
Museum Roof Replacement**

DIVISION OF NATURAL RESOURCES

FORM OF PROPOSAL-2

Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents.

Written in words.

ONE HUNDRED THIRTEEN THOUSAND
THREE HUNDRED EIGHTY DOLLARS

Unit Price

Unit price for each additional 100 square feet to replace any unforeseen damages must be authorized by change order approved and issued by the West Virginia Purchasing Division.

Unit Price: Provide unit price per 100 square feet (furnish and install) sheathing to match existing sheathing.

Written in numbers.

\$ 1200.⁰⁰

Unit Price: Provide unit price per 100 square foot (furnish and install) sheathing to match existing sheathing.

Written in words.

ONE THOUSAND TWO HUNDRED DOLLARS

→ **Total**

The contract will be awarded in the amount of the Base Bid. However, for evaluation purposes, the award will be based on the base bid plus the cost to replace 100 square feet of roof sheathing

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

Written in numbers.

\$ 114,580.⁰⁰

Total: Provide total price for base bid plus price for 100 square feet (furnish and install) sheathing to match existing sheathing.

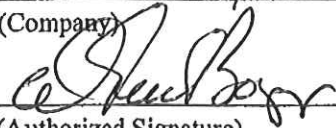
Written in words.

ONE HUNDRED FOURTEEN THOUSAND
FIVE HUNDRED EIGHTY DOLLARS

CERTIFICATION AND SIGNATURE PAGE

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

BOGGS ROOFING, INC.
(Company)


(Authorized Signature)

W. FRED BOGGS, PRESIDENT
(Representative Name, Title)

(304) 429-4233 (304) 429-2811
(Phone Number) (Fax Number)

4/8/2013
(Date)



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

STATE OF WEST VIRGINIA

COUNTY OF CABELL, TO-WIT:

I, W. FRED BOGGS, after being first duly sworn, depose and state as follows:

1. I am an employee of BOGGS ROOFING, INC; and,
(Company Name)
2. I do hereby attest that BOGGS ROOFING, INC
(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.

BOGGS ROOFING, INC
(Company Name)

By: [Signature] / W. FRED BOGGS

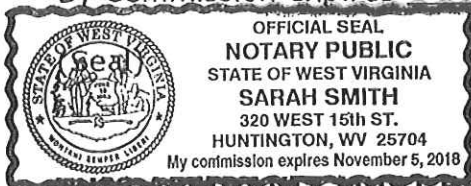
Title: PRESIDENT

Date: 4/8/2013

Taken, subscribed and sworn to before me this 8th day of APRIL.

By Commission expires

November 5, 2018



[Signature]
(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.

RFQ No. DNR 213078STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:Vendor's Name: BOGGS ROOFING, INCAuthorized Signature: [Signature] / W. FRED BOGGS Date: 4/8/2013State of WEST VIRGINIACounty of CABELL, to-wit:Taken, subscribed, and sworn to before me this 8th day of APRIL, 2013.My Commission expires November 5, 2018.

NOTARY PUBLIC

[Signature]
Purchasing Affidavit (Revised 07/01/2012)

ADDENDUM ACKNOWLEDGEMENT FORM**SOLICITATION NO.:** DNR213078

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 type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input 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 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.

BOGGS ROOFING, INC.

Company

W. FRED BOGGS
Authorized Signature4/8/2013

Date

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

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Boggs Roofing, Inc.
of PO Box 7455, Huntington, WV 25776, as Principal, and Western Surety Company
of Two Chatham Center, Pittsburgh PA 15219, a corporation organized and existing under the laws of the State of South Dakota with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of Five Percent (\$ 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 Project Number DNR213078, new roof installation at Chief Logan State Park Museum Building
in accordance with plans and specifications.

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
18th day of March, 2013.

Principal Corporate Seal

Boggs Roofing, Inc.
(Name of Principal)

By W. Fred Boggs (Must be President or Vice President)

President
(Title)

Surety Corporate Seal

Western Surety Company
(Name of Surety)

Ross E. Johnson Attorney-in-Fact

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.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Ross E. Johnson, Beverly A Holstine, Kathryn K Arthur, Sheila Mc Cormick, Individually

of Charleston, WV, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 15th day of October, 2012.



WESTERN SURETY COMPANY

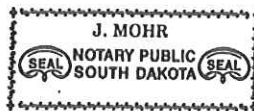
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

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My commission expires

June 23, 2015



J. Mohr, Notary Public

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WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary