



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

Solicitation

NUMBER

DNR214063

PAGE

1

ADDRESS CORRESPONDENCE TO ATTENTION OF:

DEAN WINGERD

304-558-0468

*709012820 304-636-7732

ELKINS MOTORSPORTS INC
RT 4 BOX 261-7

ELKINS WV 26241

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DIVISION OF NATURAL RESOURCES
VARIOUS LOCALES AS INDICATED
BY ORDER

S
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I
P
T
O

DATE PRINTED

01/31/2014

BID OPENING DATE:

02/27/2014

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, WV DIVISION OF NATURAL RESOURCES, IS SOLICITING BIDS FOR THE ONE TIME PURCHASE OF 4 UTV'S AND 1 ATV FOR VARIOUS LOCATIONS, PER THE ATTACHED SPECIFICATIONS.</p> <p>ATTACHMENTS INCLUDE:</p> <ol style="list-style-type: none">1. INSTRUCTIONS TO VENDORS SUBMITTING BIDS.2. GENERAL TERMS AND CONDITIONS.3. DNR214063 SPECIFICATIONS.4. CERTIFICATION AND SIGNATURE PAGE.5. PURCHASING AFFIDAVIT.6. RESIDENT VENDOR PREFERENCE (RVP) FORM. <p>THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATIONS IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS.</p> <p>02/26/14 10:36:41AM West Virginia Purchasing Division</p>						

SIGNATURE

Thomas E. Powell Jr.

TELEPHONE

304-636-7732

DATE

2-24-14

TITLE

Sales Manager

FEIN

55-0669766

ADDRESS CHANGES TO BE NOTED ABOVE

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



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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		070-48-50-001	\$13,420.90	\$13,420.90
				UTV KAWASAKI MODEL 4010 OR EQUAL		
0002	1	EA		070-48-50-001	\$13,420.90	\$13,420.90
				UTV KAWASAKI MODEL 4010 OR EQUAL		
0003	1	EA		070-48-50-001	\$10,554.00	\$10,554.00
				UTV KAWASAKI MODEL 4010 OR EQUAL		
0004	1	EA		070-48-50-001	\$10,554.00	\$10,554.00
				UTV KAWASAKI MODEL 4010 OR EQUAL		
0005	1	EA		070-48-50-001	\$6,398.00	\$6,398.00
				ATV HONDA FOURTRAX OR EQUAL		

SIGNATURE

Thomas E. Powell Jr.

TELEPHONE

304-636-7732

DATE

2-24-14

TITLE

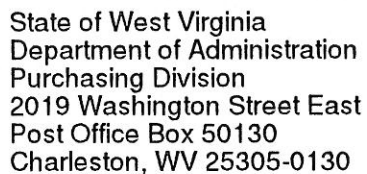
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SIGNATURE <i>Thomas E. Powell Jr</i>		TELEPHONE 304-636-7732	DATE 2-24-14
TITLE Sales Manager	FEIN 55-0669766	ADDRESS CHANGES TO BE NOTED ABOVE	

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DNR214063
Exhibit A - Pricing Page

Item No.	Description	Manufacturer and Model for "or equal" bids	Qty	Unit Price	Extended Price
1	UTV – Kawasaki 4010 4 x 4 Utility Vehicle, or equal		1	\$13,420.90	\$13,420.90
2	UTV – Kawasaki 4010 4 x 4 Utility Vehicle, or equal		1	\$13,420.90	\$13,420.90
3	UTV – Kawasaki 4010 4 x 4 Utility Vehicle, or equal		1	\$10,554.00	\$10,554.00
4	UTV – Kawasaki 4010 4 x 4 Utility Vehicle, or equal		1	\$10,554.00	\$10,554.00
5	ATV - Honda FourTrax Foreman, or equal	2014 Polaris Sportsman 570 EFI	1	\$6,398.00	\$6,398.00
TOTAL BID AMOUNT					\$54,347.80

*If bidding "or equal" brands, vendor must include manufacturer's literature documenting it meets the mandatory requirements stated in the specifications. Vendors should note the areas of the provided manufacturer's literature that adheres to the mandatory requirements outlined in the RFQ.

Items are to be delivered within forty-five (45) days to the following locations:

Item #1 WV Division of Natural Resources, Handley Run WMA, District 3 Office, French Creek, WV (Upshur County); Contact Rob Silvester (304-924-6211) for delivery instructions.

Item #2 WV Division of Natural Resources, Wildlife Center, District 3 DNR Office, French Creek, WV (Upshur County); Contact Rob Silvester (304-924-6211) for delivery instructions.

Item #3 WV Division of Natural Resources, East Lynn WMA, District 5 DNR Office, Point Pleasant, WV (Mason County); Contact person: Randall Kelley (304-675-0871) for delivery information.

Item #4 WV Division of Natural Resources, Conaway Run WMA, District 6 Office, Parkersburg, WV (Wood County); Contact Jeff McCrady (304-420-4550) for delivery instructions.

Item #5 WV Division of Natural Resources, Hughes River WMA, District 6 Office, Parkersburg, WV (Wood County); Contact Jeff McCrady (304-420-4550) for delivery instructions.

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.

Elkins Motorsports Inc.

(Company)

Thomas E Powell Jr

(Authorized Signature)

Thomas Powell, Sales Manager

(Representative Name, Title)

304-636-7732

(Phone Number)

304-636-7794

(Fax Number)

2-24-14

(Date)

STATE 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: Elkins Motorsports Inc.

Authorized Signature: Thomas E. Paull Jr. Date: 2-25-14

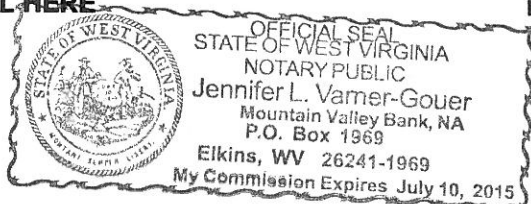
State of West Virginia

County of Randolph, to-wit:

Taken, subscribed, and sworn to before me this 25th day of February, 2014.

My Commission expires July 10, 2015.

AFFIX SEAL HERE



NOTARY PUBLIC

Jennifer L. Varner-Gouer

Purchasing Affidavit (Revised 07/01/2012)

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with **West Virginia Code**, §5A-3-37. (Does not apply to construction contracts). **West Virginia Code**, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the **West Virginia Code**. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

1. ✓ Application is made for 2.5% resident vendor preference for the reason checked:

Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,

Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,

Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,

2. Application is made for 2.5% resident vendor preference for the reason checked:

Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,

3. Application is made for 2.5% resident vendor preference for the reason checked:

Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,

4. Application is made for 5% resident vendor preference for the reason checked:

Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,

5. ✓ Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:

Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,

6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:

Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

7. Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with West Virginia Code §5A-3-59 and West Virginia Code of State Rules.

Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: Elkins Motorsports Inc.

Signed: Thomas E. Powell

Date: 2-24-13

Title: Sales Manager

2014 Sportsman® 570 EFI All Specifications

ENGINE

Engine Type	4-Stroke DOHC Single Cylinder
Displacement	567cc
Fuel System	Electronic Fuel Injection
Cooling	Liquid

DRIVETRAIN

Transmission/Final Drive	Automatic PVT P/R/N/L/H; Shaft
Drive System	On-Demand True AWD/2WD

SUSPENSION

Front Suspension	MacPherson Strut With 8.2" (20.8 cm) Travel
Rear Suspension	Dual A-Arm, IRS 9.5" (24.1 cm) Travel

BRAKES

Front/Rear Brakes	Single Lever 4-Wheel Hydraulic Disc with Hydraulic Rear Foot Brake
Parking Brake	Park in Transmission/Lockable Hand Lever

TIRES / WHEELS

Front Tires	25 x 8-12; 489
Rear Tires	25 x 10-12; 489

DIMENSIONS / CAPACITIES

Wheelbase	50.5" (128.3 cm)
Dry Weight	702 lb (318 kg)
Overall Vehicle Size (L x W x H)	83 x 48 x 48" (210.8 x 121.9 x 121.9 cm)
Ground Clearance	11" (27.9 cm)
Seat Height	33.75" (85.7 cm)
Fuel Capacity	4.5 gal
Front/Rear Rack	90 lb(40.8 kg)/180 lb(81.6 kg)
Payload Capacity	485 lb.(w/ 180 lb. person) / (220 kg w/81.6kg person)
Hitch Towing Rating	1,225 lb (555.7 kg)
Unbraked Trailer Towing Capacity	1,786 lb (810.1 kg)
Hitch/Type	Standard/1.25" Receiver

FEATURES

Lighting	Dual 50w Low Beam Bumper Lights, Single 50w High Beam Pod Light; Dual Brakelights/Taillights
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Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
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WV PURCHASING ACT SECT 304-558-4115

Feb 25 2014 10:32am P001/005

DNR214063

1

ADDRESS CORRESPONDENCE TO ATTENTION OF

DEAN WINGERD
304-558-0468

RFQ COPY

TYPE NAME/ADDRESS HERE

Elkins Motorsports Inc
RT 4 BOX 261-7
Elkins, WV 26241

DIVISION OF NATURAL RESOURCES
VARIOUS LOCALES AS INDICATED
BY ORDER

TOBENK

SHIP TO

DATE PRINTED

02/25/2014

BID OPENING DATE

02/27/2014

BID OPENING TIME

1:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 1						
ADDENDUM IS ISSUED:						
1. TO PROVIDE RESPONSES TO VENDORS' QUESTIONS REGARDING THE ABOVE SOLICITATION. QUESTION AND ANSWER PAGES ARE ATTACHED.						
2. TO PROVIDE ADDENDUM ACKNOWLEDGMENT. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN THE DISQUALIFICATION OF YOUR BID.						
***** END OF ADDENDUM NO. 1 *****						

SIGNATURE

Thomas E Powell

TELEPHONE

304-636-7732

DATE

2-25-14

TITLE

Sales Manager

FEIN

55-0669766

ADDRESS CHANGES TO BE NOTED ABOVE

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

SOLICITATION NUMBER: DNR214063
Addendum Number: 1

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:

1. To provide copy of vendor questions and responses.
2. To provide Addendum Acknowledgment form.

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.

ATTACHMENT A

DNR214063

ATV/UTV

Technical Questions and Answers

Q.1. In regard to units 3.1.1 and 3.1.2 there is no specification for the optional windshield wiper kit on the enclosed hard cab, windshield and steel doors. Do you wish to have bid submitted with this item not included?

A.1. No.

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DNR214063

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.

Elkins Motorsports Inc.

Company

Thomas E. Powell

Authorized Signature

2-25-14

Date

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