



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

Solicitation

NUMBER
FOR140017

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
PAUL REYNOLDS
304-558-0468

VENDOR

RFQ COPY
 TYPE NAME/ADDRESS HERE
859.299.7001
Mountain Materials, Inc.
P.O. Box 13130
Lexington, KY 40583-3130
** 509 132 101*

SHIP TO

DIVISION OF FORESTRY
 7 PLAYERS CLUB DRIVE
 CHARLESTON, WV
 25311 304-558-2788

DATE PRINTED
06/28/2013

BID OPENING DATE: 07/16/2013 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001		EA		770-06		
STONE AND AGGREGATE						
<p>THE WEST VIRGINIA STATE DIVISION OF PURCHASING FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF FORESTRY IS SOLICITING BIDS TO PROVIDE AN OPEN END CONTRACT TO FURNISH ALL LABOR AND MATERIALS AND EQUIPMENT NECESSARY TO SUPPLY STONE AND AGGREGATE PER THE ATTACHED SPECIFICATIONS.</p>						
***** THIS IS THE END OF RFQ FOR140017 ***** TOTAL:						
<p>07/15/13 02:17:22 PM West Virginia Purchasing Division</p>						

SIGNATURE <i>[Signature]</i>	TELEPHONE <i>859-299-7001</i>	DATE <i>7/16/13</i>
FEIN <i>203-62-2152</i>	ADDRESS CHANGES TO BE NOTED ABOVE	

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

REQUEST FOR QUOTATION
FOR140017 Stone and Aggregate

emergency orders provided that Vendor invoices those delivery costs as a separate charge with the original freight bill attached to the invoice.

6.4 Hauling Aggregate to State Projects by Contractor:

The most direct route from the Vendor's aggregate storage site to the delivery site will be determined by using Google Maps d

The Contractor shall deposit aggregates at the project site at the locations and in the manner directed by the WVDOF. This may include tailgating the aggregate onto a roadway, or dumping the aggregate into a stockpile.

7. MISCELLANIOUS:

- 7.1 No Substitutions:** Vendor shall supply only Contract Items submitted in response to the RFQ unless a contract modification is approved in accordance with the provisions contained in this Contract.
- 7.2 Vendor Supply:** Vendor must carry sufficient inventory of the Contract Items being offered to fulfill its obligations under this Contract. By signing its bid, Vendor certifies that it can supply the Contract Items contained in its bid response.
- 7.3 Reports:** Vendor shall provide quarterly reports and annual summaries to the Agency showing the Agency's items purchased, quantities of items purchased, and total dollar value of the items purchased. Vendor shall also provide reports, upon request, showing the items purchased during the term of this Contract, the quantity purchased for each of those items, and the total value of purchases for each of those items. Failure to supply such reports may be grounds for cancellation of this Contract. Reports shall be sent to the WVDOF, Attention: Procurement Officer, 1900 Kanawha Blvd. East, Charleston, WV 25305
- 7.4 Contract Manager:** During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract manager and his or her contact information below.

Contract Manager: BRYANT LEMASTER
 Telephone Number: 606.367.1420
 Fax Number: 606.874.8045
 Email Address: blemaster@mountaincompanies.com

Mountain Materials, Inc.
 P.O. Box 13130
 Lexington, KY 40583-3130

* 509 -132-101

*509132101

Exhibit FOR140017 Source Location
A.1

Vendor's Source Information

Limestone and Gravel
a) SOURCE OF MATERIAL (State all sources for which bid prices apply (e.g., Quarry location if Limestone; dredging or pit location if Gravel; <i>Valley Quarry is located off Exit 161 on I-69, Olive Hill/US 60 Exit, 2 miles So. of I-69 in Olive Hill, Ky.</i>
b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors' storage sites. <i>Valley Quarry is located off Exit 161 on I-69, Olive Hill/US 60 Exit, 2 miles So. of I-69 in Olive Hill, Ky.</i>

[Signature]
7/16/13

PICK UP PRICING

A.3

Vendor's Storage Site to KUMBRABOW State Forest Located in Randolph County

The Vendor should provide pick up pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON		
2	3" CLEAN 3.5" TO 1.5"	1,200	TON		
3	#1 CRUSHER RUN 1.5" TO FINES	1,000	TON		
4	RIP RAP 10" TO 4"	1,000	TON		
Total Delivered Cost					

Vendor's Storage Site to GREENBRIER State Forest Located in Greenbrier County

The Vendor should provide pick up pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON		
2	3" CLEAN 3.5" TO 1.5"	1,200	TON		
3	#1 CRUSHER RUN 1.5" TO FINES	1,000	TON		
4	RIP RAP 10" TO 4"	1,000	TON		
Total Delivered Cost					

Vendor's Storage Site to SENECA State Forest Located in Pocahontas County

The Vendor should provide pick up pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Exhibit FOR140017 Pricing Page Schedule
A.3

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON		
2	3" CLEAN 3.5" TO 1.5"	1,200	TON		
3	#1 CRUSHER RUN 1.5" to FINES	1,000	TON		
4	RIP RAP 10" TO 4"	1,000	TON		
Total Delivered Cost					

Vendor's Storage Site to CABWAYLINGO State Forest Located in Wayne County
The Vendor should provide pick up pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON	8.00/ton	38,400.00
2	3" CLEAN 3.5" TO 1.5"	1,200	TON	8.50/ton	10,200.00
3	#1 CRUSHER RUN 1.5" to FINES	1,000	TON	7.50/ton	7,500.00
4	RIP RAP 10" TO 4"	1,000	TON	13.00/ton	13,000.00
Total Delivered Cost					69,100.00

Mountain Materials, Inc.
P.O. Box 13130
Lexington, KY 40583-3130

* 509 132 101

[Signature]
7/19/13

F.O.B. Destination Pricing

A.2

Vendor's Storage Site to KUMBRABOW State Forest Located in Randolph County
 The Vendor should provide F.O.B. Destination pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON		
2	3" CLEAN 3.5" TO 1.5"	1,200	TON		
3	#1 CRUSHER RUN 1.5" to FINES	1,000	TON		
4	RIP RAP 10" TO 4"	1,000	TON		
Total Delivered Cost					

Vendor's Storage Site to GREENBRIER State Forest Located in Greenbrier County
 The Vendor should provide F.O.B. Destination pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON		
2	3" CLEAN 3.5" TO 1.5"	1,200	TON		
3	#1 CRUSHER RUN 1.5" to FINES	1,000	TON		
4	RIP RAP 10" TO 4"	1,000	TON		
Total Delivered Cost					

Vendor's Storage Site to SENECA State Forest Located in Pocahontas County
 The Vendor should provide F.O.B. Destination pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Exhibit FOR140017 Pricing Page Schedule
A.3

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON		
2	3" CLEAN 3.5" TO 1.5"	1,200	TON		
3	#1 CRUSHER RUN 1.5" to FINES	1,000	TON		
4	RIP RAP 10" TO 4"	1,000	TON		
Total Delivered Cost					

Vendor's Storage Site to CABWAYLINGO State Forest Located in Wayne County
The Vendor should provide F.O.B. Destination pricing to the WVDOF by completing the schedule below which shall include the loading of loggers trucks by the Vendor.

Item No.	Description of Material	Estimated Quantities	Unit of Measure	Cost Per Ton Delivered	Extended Cost
1	3" CRUSHER RUN 3" TO FINES	4,800	TON	25.00/tn 25.50/tn	120,000.00
2	3" CLEAN 3.5" TO 1.5"	1,200	TON	24.50/tn	30,600.00
3	#1 CRUSHER RUN 1.5" to FINES	1,000	TON	24.50/tn	24,500.00
4	RIP RAP 10" TO 4"	1,000	TON	30.00/tn	30,000.00
Total Delivered Cost					205,100.00

Mountain Materials, Inc.
P.O. Box 13130
Lexington, KY 40583-3130

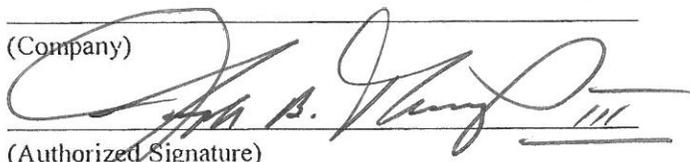
*509 132 101

[Signature]
7/16/13

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

**Mountain Materials, Inc.
P.O. Box 13130
Lexington, KY 40583-3130**

(Company)


(Authorized Signature)

JOSEPH B. TURNER III VP - SALES
(Representative Name, Title)

606-874-2993 606-874-8095
(Phone Number) (Fax Number)

7/16/13
(Date)

ADDENDUM ACKNOWLEDGEMENT FORM

SOLICITATION NO.: FOR140017

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.

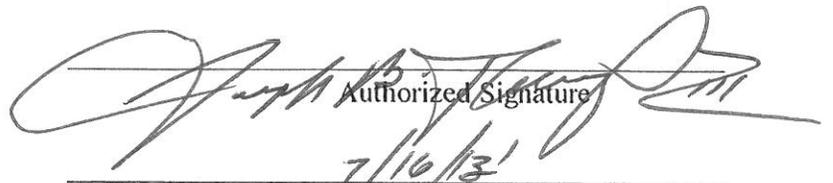
Addendum Numbers Received:

(Check the box next to each addendum received)

- | | |
|---|--|
| <input 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.

Mountain Materials, Inc.
P.O. Box 13130
Lexington, KY 40583-3130



 Authorized Signature
 7/10/13'

 Date

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

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.**

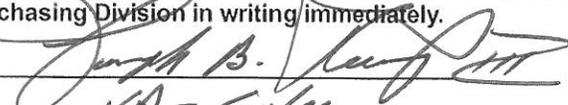
Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

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: Mountain Materials, Inc.

Signed: 

Date: 7/16/13'

Title: VP - Sales

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

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

DEFINITIONS:

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

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

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

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

WITNESS THE FOLLOWING SIGNATURE

Vendor's Name: Mountain Warehouse, Inc

Authorized Signature: [Signature] Date: 7/16/13

State of Kentucky

County of Johnson, to-wit:

Taken, subscribed, and sworn to before me this 16 day of July, 2013.

My Commission expires Nov 29th, 2015

AFFIX SEAL HERE

NOTARY PUBLIC [Signature]