



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

**Solicitation**

NUMBER
GSD146432

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
GUY NISBET 304-558-2596

\*709015512      412-963-8400

VENDOR

GRACIANO CORPORATION  
 209 SIGMA DR  
 PITTSBURGH PA 15238  
 CONTRACTOR'S LICENSE NO. WV020314

SHIP TO

DEPARTMENT OF ADMINISTRATION  
 GENERAL SERVICES DIVISION  
 JOBSITE  
 SEE SPECIFICATIONS

304-558-2317

DATE PRINTED
05/14/2014

BID OPENING DATE: 06/24/2014

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		968-42		\$1,139,000.00
CLEAN AND REPLACE CAULK FOR BUILDING 5, 6 AND 7  REQUEST FOR QUOTATION (RFQ)  THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DEPARTMENT OF ADMINISTRATION'S, GENERAL SERVICES DIVISION, IS SOLICITING BIDS FROM QUALIFIED VENDORS FOR A CONTRACT TO PROVIDE EXTERIOR CLEANING AND CAULKING FOR THE STATE OFFICE BUILDINGS NUMBERS 5, 6 & 7 LOCATED AT THE STATE OF WEST VIRGINIA CAPITOL COMPLEX IN CHARLESTON, WEST VIRGINIA, PER THE TERMS AND CONDITIONS AND INSTRUCTIONS TO BIDDERS AS ATTACHED AND THE SPECIFICATIONS WITHIN THE PROJECT MANUAL AS DEVELOPED BY ZMM, ARCHITECT/ENGINEERS DATED: MARCH 25, 2014.  PROJECT MANUAL MAY BE OBTAINED FROM:  ZMM ARCHITECT / ENGINEERS, INC. 222 LEE STREET, WEST CHARLESTON, WV. 25302 304.342.0159 (PHONE) 304.345.8144 (FAX)  BIDDERS MAY OBTAIN ONLY COMPLETE SETS OF PLANS AND SPECIFICATIONS FOR THE SUM OF \$ 50.00 PER SET.  06/24/14 09:37:21AM West Virginia Purchasing Division						

SIGNATURE Donald McDevitt <i>Donald McDevitt</i>	TELEPHONE 412-963-8400	DATE 6/23/14
TITLE Vice President	FEIN 25-1265472	ADDRESS CHANGES TO BE NOTED ABOVE

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



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

### Solicitation

NUMBER
GSD146432

PAGE
2

ADDRESS CORRESPONDENCE TO ATTENTION OF:
GUY NISBET 304-558-2596

\*709015512      412-963-8400

V  
E  
N  
D  
O  
R

GRACIANO CORPORATION  
 209 SIGMA DR  
 PITTSBURGH PA 15238  
**CONTRACTOR'S LICENSE NO. WV020314**

S  
H  
I  
P  
T  
O

DEPARTMENT OF ADMINISTRATION  
 GENERAL SERVICES DIVISION  
 JOBSITE  
 SEE SPECIFICATIONS

304-558-2317

DATE PRINTED
05/14/2014

BID OPENING DATE: 06/24/2014      BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	*****	THIS	IS	THE	END	OF
				RFQ	GSD146432	*****
					TOTAL:	<u>\$1,139,000.00</u>

SIGNATURE Donald McDevitt <i>Donald McDevitt</i>	TELEPHONE 412-963-8400	DATE 6/23/14
TITLE Vice President	FEIN 25-1265472	ADDRESS CHANGES TO BE NOTED ABOVE

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

**Proposal Form – RFQ#GSD146432  
EXTERIOR CAULKING AND CLEANING  
BUILDING NOS. 5, 6, & 7  
WEST VIRGINIA CAPITOL COMPLEX**

**NAME OF BIDDER:** GRACIANO CORPORATION  
Contractor's License No. WV020314

The aforementioned, hereinafter called Bidder, being familiar with and understanding the Bidding Documents and also having examined the site and being familiar with all local conditions affecting the project hereby proposes to furnish all labor, material, equipment, supplies and transportation and to perform all Work in accordance with the Bidding Documents within the time set forth for the sum of:

**BASE BID:**

For the sum of: One million one hundred thirty-nine thousand  
and 00/100 dollars (\$ 1,139,000.00).

(Show amount in both words and numbers)

(In the event of a difference between the written amount and the number amount, the written amount shall govern.)

**BID BREAKDOWN:**

For Owner accounting purposes only, provide a breakdown of the Base Bid, by Building, as follows:

Base Bid, Building Five	(\$ <u>572,438.00</u> )
Base Bid, Building Six	(\$ <u>501,627.00</u> )
Base Bid, Building Seven	(\$ <u>64,935.00</u> )

A **Unit Price** is an amount stated in the Bid Form as a price per unit of measurement for materials, equipment or services or a portion of the Work as described in the Bidding Documents. Unit prices shall be used solely for the formulation of any change orders subsequently requested for the awarded contract.

Unit Price No. 1:	Repair of limestone panel surfaces as indicated on the drawings. 20 Square Feet is included in the Base Bid. See Section 01 7300 Execution See Section 01 2200 Unit Prices	\$	<u>110.00</u>	Add or Deduct Per Square Foot
-------------------	---	----	---------------	----------------------------------

**Reference No. 1 Name:**

Elizabeth Moss

---

**Position:** Associate

---

**Address:** Swanke Hayden Connell Architects  
295 Lafayette Street, New York, NY 10012

---

**Telephone Number:** 212-219-6691

---

**Project Name:** West Virginia State Capitol

---

**Project Description:** Historical restoration, exterior masonry  
cleaning and repair

---

**Reference No. 2 Name:**

Casimir Pellegrini, III, AIA

---

**Position:** Project Manager

---

**Address:** City of Pittsburgh, Department of Public Works  
Room 301 City-County Bldg., 414 Grant Street, PGH, PA 15219

---

**Telephone Number:** 412-255-2649

---

**Project Name:** City-County Building

---

**Project Description:** Historical restoration

---

**Reference No. 3 Name:**

Steven Bentz

---

**Position:** Engineer

---

**Address:** Facility Engineering Associates  
12701 Fair Lakes Circle, Ste. 101, Fairfax, VA 22033

---

**Telephone Number:** 703-591-4855

---

**Project Name:** Waldorf-Astoria

---

**Project Description:** Facade restoration

---



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

**STATE OF ~~WEST VIRGINIA~~, Pennsylvania**


**COUNTY OF Allegheny, TO-WIT:**

I, Donald McDevitt, after being first duly sworn, depose and state as follows:

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

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D**.

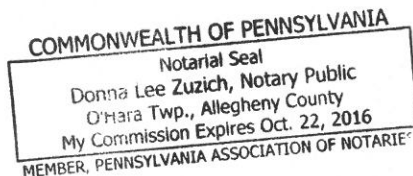
The above statements are sworn to under the penalty of perjury.

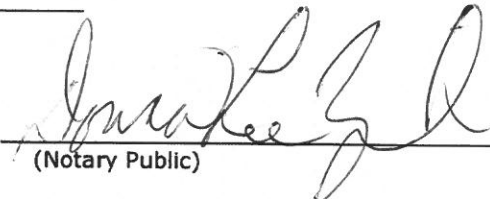
By:   
Donald McDevitt  
Title: Vice President  
Company Name: Graciano Corporation  
Date: June 23, 2014

Taken, subscribed and sworn to before me this 23rd day of June, 2014.

By Commission expires \_\_\_\_\_

(Seal)



  
(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. GSD146432

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 exceed 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: Graciano Corporation

Authorized Signature: *Donald McDevitt* Date: June 23, 2014  
Donald McDevitt, Vice President

State of Pennsylvania

County of Allegheny, to-wit:

Taken, subscribed, and sworn to before me this 23<sup>rd</sup> day of June, 2014.

My Commission expires \_\_\_\_\_, 20\_\_.

**AFFIX SEAL HERE**

**NOTARY PUBLIC**

*Donna Lee Zuzich*  
*(Signature)*

*Purchasing Affidavit (Revised 07/01/2012)*

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Donna Lee Zuzich, Notary Public  
O'Hara Twp., Allegheny County  
My Commission Expires Oct. 22, 2016  
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: GSD146432**

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

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

**Addendum Numbers Received:**


(Check the box next to each addendum received)

<input checked="" type="checkbox"/> Addendum No. 1	<input type="checkbox"/> Addendum No. 6
<input checked="" type="checkbox"/> Addendum No. 2	<input type="checkbox"/> Addendum No. 7
<input 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.

Graciano Corporation

Company



Authorized Signature

Donald McDevitt, Vice President

June 23, 2014

Date

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

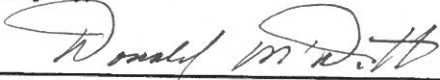
Revised 6/8/2012

**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.

Graciano Corporation

(Company)



(Authorized Signature)

Donald McDevitt, Vice President

(Representative Name, Title)

412-963-8400

(Phone Number)

412-963-6284

(Fax Number)

June 23, 2014

(Date)



**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Graciano Corporation  
of Pittsburgh, PA, as Principal, and Liberty Mutual Insurance Company  
of Boston, MA, a corporation organized and existing under the laws of the State of MA  
with its principal office in the City of Boston, as Surety, are held and firmly bound unto the State  
of West Virginia, as Oblige, in the penal sum of Five Percent of Amount Bid (\$ 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  
Caulking & Cleaning for West Virginia State Office Building Nos. 5, 6 and 7; Project No. GSD146432  
West Virginia State Capital Complex

**NOW THEREFORE,**

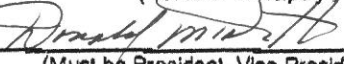
- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal  
attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform  
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 Oblige may accept such bid, and said Surety does hereby  
waive notice of any such extension.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and  
Surety, or by Principal individually if Principal is an Individual, this 24th day of June, 2014.

Principal Seal

Graciano Corporation  
(Name of Principal)

By   
(Must be President, Vice President, or  
Duly Authorized Agent)

Donald McDevitt, Vice President  
(Title)

Surety Seal

Liberty Mutual Insurance Company  
(Name of Surety)

  
Attorney-in-Fact

Josephine M. Streyle

**IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance, must affix its seal, and  
must attach a power of attorney with its seal affixed.**

**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 6557009

American Fire and Casualty Company  
The Ohio Casualty Insurance Company

Liberty Mutual Insurance Company  
West American Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Barbara A. Leeper; Brian F. Jeffe; Jay Black; Josephine M. Streyle; Michael J. Petrasek, Sr.

all of the city of Pittsburgh, state of PA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 30th day of April, 2014.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
West American Insurance Company

By: David M. Carey  
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 30th day of April, 2014, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Notarial Seal  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 26, 2017  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings.** Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 24 day of JUNE, 2014.



By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

# CONTRACTOR LICENSE

Authorized by the  
**West Virginia Contractor Licensing Board**

**Number:** WV020314

**Classification:**  
MASONRY

GRACIANO CORPORATION  
DBA GRACIANO CORPORATION  
209 SIGMA DRIVE  
PITTSBURGH, PA 15238


**Date Issued**

JUNE 19, 2014

**Expiration Date**

JUNE 19, 2015

  
\_\_\_\_\_  
Authorized Company Signature

  
\_\_\_\_\_  
Chair, West Virginia Contractor  
Licensing Board

**WEST VIRGINIA  
CONTRACTOR  
LICENSING  
BOARD**

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

