



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

Solicitation

NUMBER
HCC14011

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
BOB KILPATRICK 304-558-0067

*423152404 304-720-2191

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LUMOS NETWORKS LLC
 1200 GREENBRIER ST
 CHARLESTON WV 25311-1002

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HEALTH CARE AUTHORITY
 SUITE 201
 100 DEE DRIVE
 CHARLESTON, WV
 25311-1692 304-558-7000

DATE PRINTED
04/09/2014

BID OPENING DATE: 04/16/2014

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 01		
				ADDENDUM ISSUED TO:		
				1. PROVIDE COPY OF THE MANDATORY PRE-BID MEETING SIGN-IN SHEET (ATTACHMENT A)		
				2. TO PROVIDE ADDENDUM ACKNOWLEDGEMENT. 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 *****		
				04/16/14 12:12:02PM West Virginia Purchasing Division		

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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

LUMOS NETWORKS

ELECTRONIC ENVIRONMENTAL REQUIREMENTS

1. Commercial power requirements for the two outlet, dedicated, isolated grounded receptacle package are 105-125 VAC, 60 Hz with a 20 amp breaker.
2. #6 Stranded, insulated copper ground to AC neutral from local utility.
3. Wall outlets to be specified dependent upon equipment location.
4. Wall and floor space adequate for installation of the equipment. 2' clearance in rear and 2' clearance in front. Equipment = 4' tall rack, 32" deep, 28" wide.
5. Wall and floor space adequate for mounting of the equipment.
6. No water lines, steam pipes, sprinklers or cutoff valves in immediate area of the equipment.
7. The immediate area around the equipment must be free of dirt and dust.
8. Regulated controlled environment at constant levels of temperature and humidity at a range of 45 degrees to 80 degrees Fahrenheit. Relative humidity 30-55 percent.
9. One 2' x 2' space on wall-mounted plyboard for ethernet jacks for data, jacks for PRI/T1 circuits, and 66-blocks for analog voice lines

Fiber installation requirements - Customer's responsibility:

1. One and one-half inch EMT conduit from the fiber demarcation point inside the building to the point of entry. A 90 degree "pulling LB" (a/k/a "mogul") is to be installed on the outside of the building where LUMOS NETWORKS will be entering the building.

Please ensure that these requirements are met prior to the equipment delivery date provided by LUMOS NETWORKS Sales Engineering. Should LUMOS NETWORKS' subcontractors arrive to install equipment and cannot complete the installation due to the a lack of readiness, the customer will be charged a one-time fee to cover the costs incurred by LUMOS NETWORKS. This charge will be \$96/hour with a minimum of three hours, resulting in a minimum charge of \$288.

SOLICITATION NUMBER: HCC14011

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:

Addendum #1 issued to:

1. Add Mandatory Pre-Bid Sign-in Sheet to Request for Quotation

NO OTHER CHANGES

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

SIGN IN SHEET

Page 1 of

Request for Proposal No. HCC 14011

PLEASE PRINT

Date: 4-8-74 @ 1:30 PM

* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: <u>Lumos Network</u> Rep: <u>Andy Butcher</u> Email Address: <u>butcher+@Lumosnet.com</u>	<u>1200 Greenbrier St</u> <u>Charleston WV 25311</u>	PHONE <u>304.720.2191</u> TOLL FREE FAX
Company: <u>Suddenlink Communications</u> Rep: <u>Dustin Thomas</u> Email Address: <u>dustin.thomas@suddenlink.com</u>	<u>108 3rd Brent Way</u> <u>Hurricane, WV 25526</u>	PHONE <u>304-760-8927</u> TOLL FREE <u>304-760-8950</u> FAX
Company: <u>Suddenlink</u> Rep: <u>Brad Estep</u> Email Address: <u>brad.estep@suddenlink.com</u>	<u>108 Brent Way</u> <u>Hurricane, WV 25526</u>	PHONE <u>304-760-8928</u> TOLL FREE <u>304 760-8950</u> FAX
Company: _____ Rep: _____ Email Address: _____	_____ _____	PHONE TOLL FREE FAX
Company: _____ Rep: _____ Email Address: _____	_____ _____	PHONE TOLL FREE FAX

my.suddenlinkbusiness.com



Dustin Thomas
Sales Engineer

108 Brent Way
Hurricane, WV 25526

Office 304.760.8927
Cell 304.533.6461
Fax 304.760.8950

Email dustin.thomas@suddenlink.com



Brad Estep
Project Development Manager

108 Brent Way
Hurricane, WV 25526

Office: 304.760.8928
Cell: 304.380.4369
Fax: 304.760.8950

brad.estep@suddenlink.com



Timothy A. Butcher

State & Government
Account Manager
butchert@lumosnet.com

304.720.2191 office
304.415.8610 mobile
304.720.2121 fax

1200 GREENBRIER ST, CHARLESTON, WV 25311

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: HCC14011

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.

Lumos Networks

Company

Frank A. Butcher

Authorized Signature

4-16-2014

Date

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

Note: Bidders should multiply all unit Monthly Costs by the QTY listed to calculate Total Cost, then Add Total Costs to calculate Overall Total Cost

Contract Services

<u>Item#</u>	<u>Item</u>	<u>Vendor Description (if applicable)</u>	<u>Unit of Measure</u>	<u>QTY</u>	<u>Total Cost</u>	<u>Ref.</u>
4.2.1	Providing, installing and testing of One (1) 10Mbps full duplex data circuit, to operational status, per the specifications herein.	10M Metro Ethernet Layer 2 P2P A Loc 100 Dec Drive Charleston, WV 25311 Z Loc 1900 Kanawha BLVD E Building 6 Charleston, WV	LS	1	\$1,400	Implementation (A)
	Item	Monthly Cost			Total Cost	
4.2.2	Year One Maintenance Support	\$0.00	MN	12	\$0.00	Year One Cost (B)
4.2.3	Year Two Maintenance Support	\$0.00	MN	12	\$0.00	Year Two Cost (C)
4.2.4	Year Three Maintenance Support	\$0.00	MN	12	\$0.00	Year Three Cost (D)
4.2.5	Upgrade Charge: Monthly Cost to be added to Years One, Two, or Three Monthly Maintenance Support Cost were the circuit to be upgraded to 100Mbps during the life of the contract. Note: Upgrade may only occur with prior approval of a formal change order to the Contract.	\$1500 for 100M P2P per end, total cost per month \$3000 for 100M	MN	1	\$1,600.00	Upgrade Charge (E)
Non-Recurring Cost (one time fee) \$45,000		OVERALL TOTAL COST (A + B + C + D + E + F + G) =			\$3,000	

Note: Bidders should multiply all unit Monthly Costs by the QTY listed to calculate Total Cost, then Add Total Costs to calculate Overall Total Cost

Contract Services

<u>Item#</u>	<u>Item</u>	<u>Vendor Description (if applicable)</u>	<u>Unit of Measure</u>	<u>QTY</u>	<u>Total Cost</u>	<u>Ref.</u>
4.2.1	Providing, installing and testing of One (1) 10Mbps full duplex data circuit, to operational status, per the specifications herein.	\$3,000	LS	1	\$3,000	Implementation (A)
	<u>Item</u>	<u>Monthly Cost</u>			<u>Total Cost</u>	
4.2.2	Year One Maintenance Support	\$0.00	MN	12	\$0	Year One Cost (B)
4.2.3	Year Two Maintenance Support	\$0.00	MN	12	\$0.00	Year Two Cost (C)
4.2.4	Year Three Maintenance Support	\$0.00	MN	12	\$0.00	Year Three Cost (D)
4.2.5	Upgrade Charge: Monthly Cost to be added to Years One, Two, or Three Monthly Maintenance Support Cost were the circuit to be upgraded to 100Mbps during the life of the contract. Note: Upgrade may only occur with prior approval of a formal change order to the Contract.	\$0.00	MN	1	\$0	Upgrade Charge (E)
\$0.00 Non-Recurring Charge		OVERALL TOTAL COST (A + B + C + D + E + F + G) =			\$3,000	

Lumos Networks LLC

1200 Greenbrier St Charleston, WV | 304-720-2191 | butchert@lumosnet.com

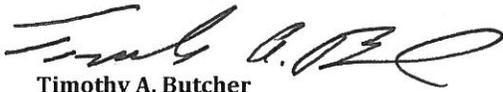
April 16, 2014

WV Purchasing Division on behalf of WV Health Care Authority
Robert Kilpatrick
100 Dee Drive
Charleston, WV 25311

Dear Mr. Kilpatrick:

Enclosed is Lumos Networks bid for the requested services for the WV Health Care Authority. We have provided two quotes. One with a non-recurring cost and one without a non-recurring cost. We plan to deliver our service/product over Lumos owned fiber optic cable. Our normal/standard installation timeframe is 90-120 days. I have also included Lumos Networks environmental requirements.

Sincerely,



Timothy A. Butcher

Lumos Networks LLC

REQUEST FOR QUOTATION
WV Health Care Authority
HCC 14011 10Mbps Full Duplex Data Circuit

10. MISCELLANEOUS:

10.1. 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: Timothy A. Butcher
Telephone Number: 304.720.2191
Fax Number: 304.720.5770
Email Address: butcher.t@Lumon.net.com

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.

Lumos Networks

(Company)

Paul G. Bell

(Authorized Signature)

State & Government Account Manager

(Representative Name, Title)

304.720.2191

(Phone Number)

304.720.5770

(Fax Number)

4/16-2014

(Date)

RFQ No. HCC14011

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: Lumos Networks

Authorized Signature: [Signature] Date: 4-16-2014

State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 16TH day of APRIL, 2014.

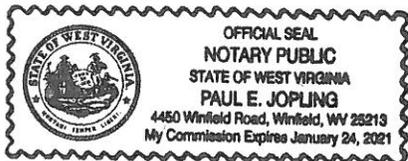
My Commission expires JANUARY 24, 2021.

AFFIX SEAL HERE

NOTARY PUBLIC

[Signature]

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: Lumos Networks

Signed: [Signature]

Date: 4-16-14

Title: State's Government Account Manager