

CRFQ GSD1500000007

October 15, 2014

The attached bid, received from Eco Lighting Solutions was faxed in to and received by the Purchasing Division prior to the bid opening time (see attached time stamp).

While the facsimile cover page references a bid opening date of 10/15/14, it does not reference a solicitation that was scheduled to open October 15, 2014. Rather, it references solicitation GSD1500000004 (hereafter, GSD15*4).

Upon further inspection of the outgoing solicitation, it was discovered that, in addition to the correct Central Request for Quotation (CRFQ) number of GSD1500000007, the solicitation references number GSD15*4.

Due to the confusion surrounding receipt of this bid, it was not read aloud during the public bid opening.

We, however, find that the bid was received prior to the date and time of the bid opening and is an offer in respect to CRFQ GSD1500000007.



W. Michael Sheets
Assistant Director
West Virginia Purchasing Division



Department of Administration, Purchasing Division
2019 Washington Street East
Charleston, WV 25305-0130

Buyer: Guy I Nisbet

Solicitation Number: GSD1500000004
Parking Lights

Bid Opening Date: 10/15/14

Bid Opening Time: 1:30 pm

Fax Number: 304-558-3970

10/15/14 01:19:59PM
West Virginia Purchasing Division

RFQ No. GSD150000004

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.

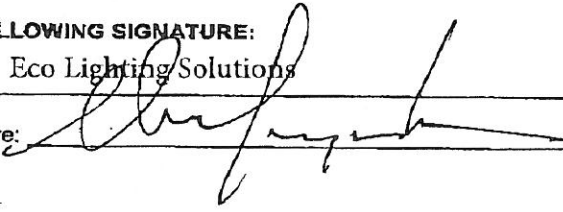
"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' 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: Eco Lighting Solutions

Authorized Signature:  Date: October 15, 2014

State of Indiana

County of Marion, to-wit:

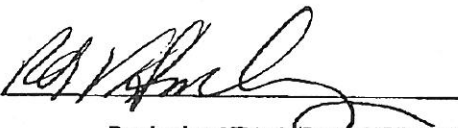
Taken, subscribed, and sworn to before me this 15 day of October, 2014.

My Commission expires July 15, 2015

AFFIX SEAL HERE



NOTARY PUBLIC

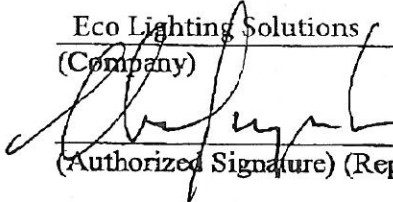


Purchasing Affidavit (Revised 07/01/2012)

CERTIFICATION AND SIGNATURE PAGE

By signing below, or submitting documentation through wvOASIS, 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, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.

Eco Lighting Solutions
(Company)

 William Longardner, Director
(Authorized Signature) (Representative Name, Title)

317-509-1543/317-644-2942/ October 15, 2014

(Phone Number) (Fax Number) (Date)

Rev. 04/14

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 Vendor Preference, if applicable.

- 1. **Application is made for 2.5% 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% 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% 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% 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% 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% 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: Eco Lighting Solutions

Signed: 

Date: October 15, 2014

Title: Commercial Account Manager

REQUEST FOR QUOTATION (CRQM)
GSD150000004 Parking Garage Lighting

ATTACHMENT "A"

PRICING PAGE

NAME OF BIDDER: Eco Lighting Solutions

We, the BIDDER, having examined specification, hereby propose to furnish equipment as described in the Bidding Documents.

Total Cost to provide equipment as stipulated in the Bidding Documents:

for 180 Parking Lights,

(\$ Seventy Thousand Two Hundred Sixty - seven Dollars (\$70,267.00))
(Total to be written in figures and words)

In the event that the written amount and the numerical amount differ, the written amount shall prevail.

The Bidder, if successful and awarded the contact, agrees that equipment is to be delivered within thirty (30) consecutive calendar days following issuance of the Purchase Order.

Brand Bid: Eco Light

Model Number: Flex Tech LED

Specifications provided with Bid: XX Yes, No



Tech Specs:
ECO FLEXTech

Housing:
 Cast aluminum two-piece construction with secure latching and set screw locking device.

Reflector:
 Flat one-piece aluminum painted with high gloss, high heat resistant white TGIC polyester powder over 90% reflectance.

Driver:
 Mean Well electronic, dimming ballast with input voltage of 120V-277V.

LED Module:
 4-6 Bridgelux, OSRAM, or CREE LED modules.

Lens:
 Vandal resistant acrylic refractor mounted with stainless steel screws.

Control Options:
 Photocells
 Occupancy Sensors

Finish:
 Chip resistant electrostatic TGIC powder polyester coating, electrostatic applied and baked. Standard color is forest green.

Labels:
 ETL /CETL listed suitable for wet location under covered ceiling.

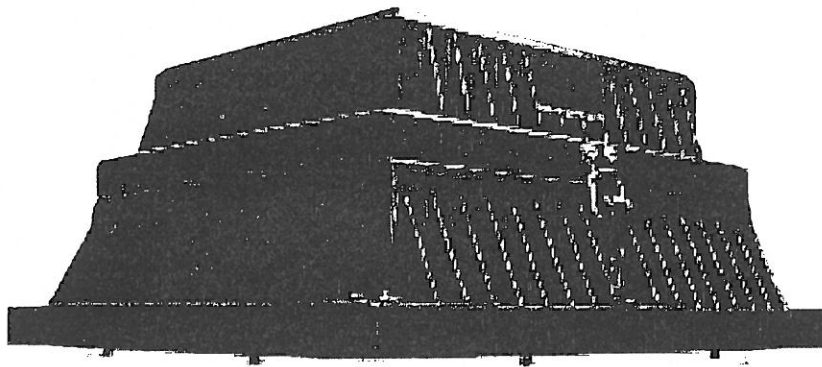
Ordering guidelines:
 Suitable for operation with line voltages of 120 to 277 ± 10% VAC. Specify voltage on ordering. Contact factory for other line voltages.

Select mounting type:
 Surface quick-mount, pendant mount or trunion mount

Select LED current:
 350mA to 725mA

Lamp color temperature:
 5000K

ECO FlexTech
LED



Specifications subject to change without notice



Green that makes Cents is a registered trademark of Level Solutions, LLC
 Soleriq is a registered trademark of OSRAM Opto Semiconductors.
 MADE IN AMERICA

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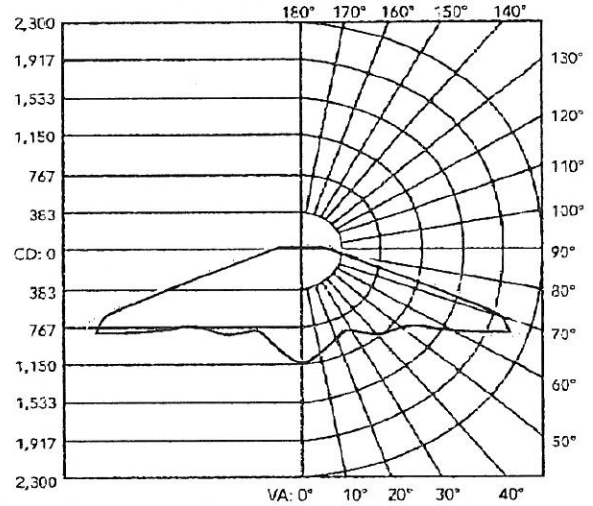


Tech Specs:
ECO FLEXTech

ZONAL LUMEN SUMMARY

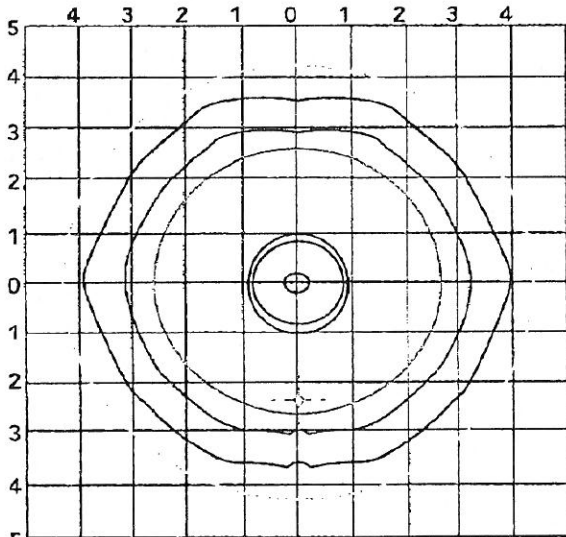
ZONE	% LUMINAIRE
0-30	10.7%
0-40	19%
0-60	46.9%
60-90	48.6%
70-100	25.7%
90-120	4.3%
0-90	95.5%
90-180	4.5%
0-180	100%

Polar Candela Distribution



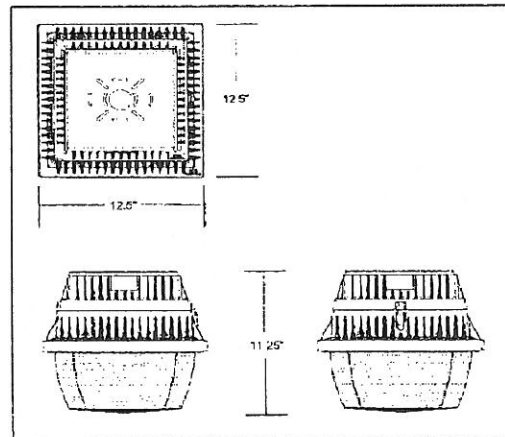
- - Max Cd: 22.5° H
- - 0° H
- - 90° H

Isofootcandle Plot



■ 20 fc ■ 1 fc
 ■ 10 fc ■ 0.5 fc
 ■ 5 fc ■ 0.1 fc ■ 50% Max Cd
 Distance in units of mount height (10ft) --- Max Cd

Model	System Watts	Fixture Lumens	B	U	G	Fixture LPW
40W	41.0	3,838	2	3	2	93.7
50W	62.1	5,131	2	4	2	82.6
60W-HO	64.2	7,023	3	4	3	109.5
80W	81.7	6,127	3	3	3	75.0
80W-HO	83.7	8,841	3	4	4	105.6
100W-HO	100.5	10,300	3	4	4	102.5



Specifications subject to change without notice



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Soleriq is a registered trademark of OSRAM Opto Semiconductors.
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