



West Virginia Purchasing Division

2019 Washington Street, East
Charleston, WV 25305
Telephone: 304-558-2306
General Fax: 304-558-6026
Bid Fax: 304-558-3970

The following documentation is an electronically-submitted vendor response to an advertised solicitation from the *West Virginia Purchasing Bulletin* within the Vendor Self-Service portal at ***wvOASIS.gov***. As part of the State of West Virginia's procurement process, and to maintain the transparency of the bid-opening process, this documentation submitted online is publicly posted by the West Virginia Purchasing Division at ***WVPurchasing.gov*** with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

Header

[List View](#)

General Information

[Contact](#)[Default Values](#)[Discount](#)[Document Information](#)

Procurement Folder: 130933

Procurement Type: Central Purchase Order

Vendor ID: 000000172492

Legal Name: PIONEER PIPE INC

Alias/DBA:

Total Bid: \$149,932.04

Response Date: 09/17/2015

Response Time: 11:21

SO Doc Code: CRFQ

SO Dept: 0608

SO Doc ID: COR1600000003

Published Date: 9/10/15

Close Date: 9/17/15

Close Time: 13:30

Status: Closed

Solicitation Description: Addendum #1 Backflow Preventer
Devices Work

Total of Header Attachments: 0

Total of All Attachments: 0



Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

**State of West Virginia
 Solicitation Response**

Proc Folder : 130933

Solicitation Description : Addendum #1 Backflow Preventer Devices Work

Proc Type : Central Purchase Order

Date issued	Solicitation Closes	Solicitation No	Version
	2015-09-17 13:30:00	SR 0608 ESR09171500000001153	1

VENDOR
000000172492 PIONEER PIPE INC

FOR INFORMATION CONTACT THE BUYER
 Crystal Rink
 (304) 558-2402
 crystal.g.rink@wv.gov

Signature X	FEIN #	DATE
-------------	--------	------

All offers subject to all terms and conditions contained in this solicitation

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Infrastructure Improvements, Backflow Preventer Devices Work				\$149,932.04

Comm Code	Manufacturer	Specification	Model #
72101500			

Extended Description :	Infrastructure Improvements, Backflow Preventer Devices Work
-------------------------------	--

RFQ # COR61764

**ALL LABOR, MATERIALS, EQUIPMENT, AND SUPPLIES NECESSARY FOR
THE COMPLETION OF THE INFRASTRUCTURE IMPROVEMENTS PROJECT
BACKFLOW PREVENTER DEVICES**

ST. MARYS CORRECTIONAL CENTER

PLEASANTS COUNTY, WV

BID FORM

Bidder's Company Name: Pioneer Pipe, Inc
Bidder's Address: 2021 Hanna Road
Marietta, OH 45750
Remittance Address: _____
(If different) _____
Phone Number: 740-376-2400
Fax Number: 740-373-8964
Email Address: tornesr@pioneerpipeinc.com
WV Contractor's License Number: WV001515

We, the undersigned, hereby propose to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding Documents.

COR61764 – BACKFLOW PREVENTERS
ST. MARYS CORRECTION CENTER
FORM OF PROPOSAL, CONTINUED

<u>Item No.</u>	<u>Approx. Quantity</u>	<u>Unit</u>	<u>Description</u> <u>Unit Price in Words</u>	<u>Unit Price</u> <u>In Figures</u>	<u>Total Price</u> <u>In Figures</u>
9	1	LS	Mobilization <u>Three thousand</u> <u>Five hundred</u> <u> Dollars</u> and <u>.00</u> Cents	\$ 3,500.00	\$ 3,500.00
46A	1	LS	8" Backflow Preventer, Valve House Enclosure, Concrete Pad, Bollards, Electrical, Connection to Existing Water System and Necessary Piping Complete-in-Place <u>Eighty five thousand</u> Six hundred ninety <u>Dollars</u> and <u>.00</u> Cents	\$ 85,690.00	\$ 85,690.00
46B	9	EA	4" Backflow Preventer and Necessary Piping Complete-in-Place <u>Five thousand</u> Two hundred ninety six <u>Dollars</u> and <u>.67</u> Cents	\$ 5,296.67	\$ 47,670.03
46C	1	EA	3" Backflow Preventer and Necessary Piping Complete-in-Place <u>Five thousand</u> Two hundred ninety <u>Dollars</u> and <u>.00</u> Cents	\$ 5,290.00	\$ 5,290.00
46D	3	EA	2" Backflow Preventer and Necessary Piping Complete-in-Place <u>Two thousand</u> <u>Fifty one</u> <u>Dollars</u> and <u>.67</u> Cents	\$ 2,051.67	\$ 6,155.01

Pioneer Pipe, Inc.

Proposal of:

COR61764 – BACKFLOW PREVENTERS
ST. MARYS CORRECTION CENTER
FORM OF PROPOSAL, CONTINUED

<u>Item No.</u>	<u>Approx. Quantity</u>	<u>Unit</u>	<u>Description</u> <u>Unit Price in Words</u>	<u>Unit Price</u> <u>In Figures</u>	<u>Total Price</u> <u>In Figures</u>
46E	1	EA	3/4" Backflow Preventer and Necessary Piping Complete-in-Place One thousand		

Six hundred twenty seven Dollars

and .00 Cents

\$ 1,627.00 \$ 1,627.00

Total Bid COR61764 \$ 149,932.04

Bidder understands that to the extent allowed by the West Virginia Code, the OWNER reserves the right to waive any informality or irregularity in any Bid, or Bids, and to reject any or all Bids in whole or in part; to reject a bid not accompanied by the required bid security or by other data required by the Bidding Documents; to reject any conditions of the bid by the Bidder that is in any way inconsistent with the requirements, terms, and conditions of the Bidding Documents; or to reject a bid that is in any way incomplete or irregular.

RESPECTFULLY SUBMITTED:

DATE: 9/17/2015

WV VENDOR NO.: 84-020193 (3)

CONTRACTOR LICENSE NO.: WV001515

BY: Matthew W. Hilverding /Matthew W. Hilverding

(SIGNATURE, IN INK)

TITLE: CFO

FIRM NAME: Pioneer Pipe, Inc.

ADDRESS: Marietta, OH 45750

(CORPORATE SEAL
IF APPLICABLE)

END OF BID FORM for COR61764



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

STATE OF WEST VIRGINIA,

COUNTY OF Pleasants, TO-WIT:

I, Matthew W. Hilverding, after being first duly sworn, depose and state as follows:

1. I am an employee of Pioneer Pipe, Inc.; and,
(Company Name)
2. I do hereby attest that Pioneer Pipe, Inc.
(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: Matthew W. Hilverding / Matthew W. Hilverding
 Title: CFO
 Company Name: Pioneer Pipe, Inc.
 Date: 9/17/2015

Taken, subscribed and sworn to before me this 4 day of Sept, 2015.
 By Commission expires Jan 21, 2019

(Seal)

Melissa D. Winder
 (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.

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: Pioneer Pipe, Inc.

Authorized Signature: Matthew W. Hilverding Date: 9/17/2015

State of Ohio

County of Washington, to-wit:

Taken, subscribed, and sworn to before me this 4 day of Sept, 2015

My Commission expires Jan 1, 2019

AFFIX SEAL HERE

NOTARY PUBLIC

Melvin D. Warden

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: CRFQ COR160000005

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.

Pioneer Pipe, Inc.

Company

Matthew W. Hilverding /Matthew W. Hilverding

Authorized Signature

9/17/2015

Date

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

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, PIONEER PIPE INC.
of Marietta, OH., as Principal, and Western Surety Co.
of Sioux Falls, SD., a corporation organized and existing under the laws of the State of SD.
with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State
of West Virginia, as Oblgee, in the penal sum of 5% of Bid (\$ 5% of Bid) 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
St. Marys Correctional Center Infrastructure Improvements Project,
Backflow Preventer Devices

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 Oblgee 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 17 day of September, 20 15.

Principal Seal

PIONEER PIPE INC.
(Name of Principal)
By [Signature]
(Must be President, Vice President, or
Duly Authorized Agent)
President & CEO
(Title)

Surety Seal

Western Surety Company
(Name of Surety)
[Signature]
Attorney-in-Fact
Robert H Donnelly

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.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

William H Donnelly, Robert H Donnelly, Individually

of Marietta, OH, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 13th day of June, 2014.

WESTERN SURETY COMPANY

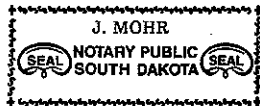


Paul T. Bruflat
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 13th day of June, 2014, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
June 23, 2015



J. Mohr
J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 17 day of September, 2015.



WESTERN SURETY COMPANY

L. Nelson
L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

West Virginia Offices of the Insurance Commissioner



Certificate of Authority

Whereas, **WESTERN SURETY COMPANY**, domiciled in the State of **SOUTH DAKOTA**, has complied with all the requirements of the laws of this State so as to entitle it to transact its appropriate business in the State of West Virginia.

Therefore, I the undersigned, Insurance Commissioner of the State of West Virginia, pursuant to the authority vested in me by the laws of this State, do hereby authorize it to transact the business of insurance as defined in Chapter 33

CASUALTY - ARTICLE 1, SECTION 10(e)

SURETY - ARTICLE 1, SECTION 10(f) (1)

SURETY - ARTICLE 1, SECTION 10(f) (2)

SURETY - ARTICLE 1, SECTION 10(f) (3)

of the 1931 Code of West Virginia as amended, in the State of West Virginia in accordance with the laws thereof until midnight on the 31st day of May, 2016, unless this license be sooner revoked. Pursuant to W. Va. Code §33-3-2(c), the above authorization does not allow the insurer to transact a kind of insurance in this State unless duly authorized or qualified to transact such insurance in the state or country of its domicile.

In Testimony Whereof, I have hereunto set my hand and affixed my seal of office at the City of Charleston this 1st day of June, 2015.

Handwritten signature of Michael D. Riley in cursive script.

Michael D. Riley
Insurance Commissioner

NAIC # 13188

WV File # 0798

WESTERN SURETY COMPANY
Sioux Falls, South Dakota
Statement of Net Admitted Assets and Liabilities
December 31, 2014

ASSETS

Bonds	\$1,824,951,414
Stocks	23,975,582
Cash, cash equivalents, and short-term investments	51,536,164
Investment income due and accrued	22,267,675
Premiums and considerations	41,696,249
Amounts recoverable from reinsurers	(11,221,508)
Federal and foreign income taxes recoverable	7,401,709
Net deferred tax asset	20,261,713
Receivable from parent, subsidiaries, and affiliates	17,380,167
Other assets	3,799
Total Assets	<u><u>\$1,998,252,964</u></u>

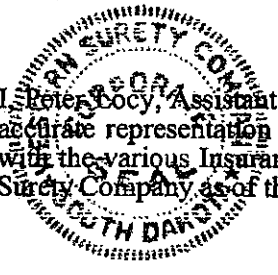
LIABILITIES AND SURPLUS

Losses	\$302,997,505
Reinsurance payable on paid losses and loss adjustment expenses	(15,267,712)
Loss adjustment expense	64,134,995
Contingent and other commissions payable	6,099,306
Unearned premiums	259,011,845
Advance premiums	5,321,610
Payable to parent, subsidiaries and affiliates	107,843
Other liabilities	7,821,458
Total Liabilities	<u><u>\$630,226,850</u></u>

Surplus Account:

Capital paid up	\$4,000,000	
Gross paid in and contributed surplus	280,071,837	
Unassigned funds	1,083,954,277	
Surplus as regards policyholders		\$1,368,026,114
Total Liabilities and Capital		<u><u>\$1,998,252,964</u></u>

I, Peter Dacy, Assistant Vice President of Western Surety Company hereby certify that the above is an accurate representation of the financial statement of the Company dated December 31, 2014, as filed with the various Insurance Departments and is a true and correct statement of the condition of Western Surety Company as of that date.

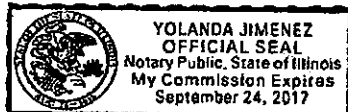


Western Surety Company

By *Peter Dacy*
Assistant Vice President

Subscribed and sworn to me this 19th day of March, 2015

My commission expires:



Yolanda Jimenez
Notary Public