



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 1


[List View](#)

General Information

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

Procurement Folder: 382104

Procurement Type: Central Master Agreement

Vendor ID: 

Legal Name: HIGHWAY SAFETY INC

Alias/DBA:

Total Bid: \$44,579.00

Response Date: Response Time:

SO Doc Code: CRFQ

SO Dept: 0803

SO Doc ID: DOT1800000076

Published Date: 3/5/18

Close Date: 3/21/18

Close Time: 13:30

Status: Closed

Solicitation Description: 

Total of Header Attachments: 1

[Apply Default Values to Commodity Lines](#)[View Procurement Folder](#)



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

**State of West Virginia
 Solicitation Response**

Proc Folder : 382104
Solicitation Description : HAZARD WARNING LIGHTS
Proc Type : Central Master Agreement

Date issued	Solicitation Closes	Solicitation Response	Version
	2018-03-21 13:30:00	SR 0803 ESR03071800000003924	1

VENDOR
000000207833 HIGHWAY SAFETY INC

Solicitation Number: CRFQ 0803 DOT1800000076

Total Bid : \$44,579.00 **Response Date:** 2018-03-07 **Response Time:** 11:51:03

Comments:

FOR INFORMATION CONTACT THE BUYER
 Mark A Atkins
 (304) 558-2307
 mark.a.atkins@wv.gov

Signature on File	FEIN #	DATE
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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	Type A/C hybrid warning light.	200.00000	EA	\$22.480000	\$4,496.00

Comm Code	Manufacturer	Specification	Model #
39111706			

Extended Description : Type A/C hybrid warning light.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	Detachable Head Type B warning light	300.00000	EA	\$79.610000	\$23,883.00

Comm Code	Manufacturer	Specification	Model #
39111706			

Extended Description : Detachable Head Type B warning light

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	Solar Assist Type B warning light	200.00000	EA	\$81.000000	\$16,200.00

Comm Code	Manufacturer	Specification	Model #
39111706			

Extended Description : Solar Assist Type B warning light..



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

State of West Virginia
 Request for Quotation
 19 - Highways

Proc Folder: 382104

Doc Description: HAZARD WARNING LIGHTS

Proc Type: Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2018-03-05	2018-03-21 13:30:00	CRFQ 0803 DOT1800000076	1

BID RECEIVING LOCATION

BID CLERK
 DEPARTMENT OF ADMINISTRATION
 PURCHASING DIVISION
 2019 WASHINGTON ST E
 CHARLESTON WV 25305
 US

VENDOR

Vendor Name, Address and Telephone Number:

Highway Safety, Inc.
 P.O. Box 908
 Ceredo, WV 25507

304-453-5636

FOR INFORMATION CONTACT THE BUYER

Mark A Atkins
 (304) 558-2307
 mark.a.atkins@wv.gov

Signature X *Jose P Book* FEIN # *55-0719851* DATE *3-7-18*

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

ADDITIONAL INFORMATION:

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways to establish an open-end contract for Type A/C Hybrid Hazard Warning Lights and Type B Hazard Warning Lights per attached documents.

INVOICE TO		SHIP TO	
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER	
No City	WV99999	No City	WV 99999
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Type A/C hybrid warning light.	200.00000	EA	22.48	4496.00

Comm Code	Manufacturer	Specification	Model #
39111706	Empco		2006

Extended Description :
Type A/C hybrid warning light.

INVOICE TO		SHIP TO	
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER	
No City	WV99999	No City	WV 99999
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Detachable Head Type B warning light	300.00000	EA	79.61	23883.00

Comm Code	Manufacturer	Specification	Model #
39111706	Empco		212-624

Extended Description :
Detachable Head Type B warning light

INVOICE TO		SHIP TO	
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER	
No City	WV99999	No City	WV 99999
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Solar Assist Type B warning light	200.00000	EA	81.00	16200.00

Comm Code	Manufacturer	Specification	Model #
39111706	Empco		212-35

Extended Description :

Solar Assist Type B warning light..

SCHEDULE OF EVENTS

Line	Event	Event Date
1	Technical Questions due by 2:00pm EST:	2018-03-09

DOT1800000076	Document Phase Final	Document Description HAZARD WARNING LIGHTS (DOT8518C2011)	Page 4 of 4
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ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

DESIGNATED CONTACT: Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

Vicki Shoemaker Office Manager
(Name, Title)

Vicki Shoemaker office manager
(Printed Name and Title)

P.O. Box 908, Ceredo WV 25507
(Address)

304-453-5636 / 304-453-5635
(Phone Number) / (Fax Number)

highwaysafety@zoominternet.net
(email address)

CERTIFICATION AND SIGNATURE: By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; that I understand the requirements, terms and conditions, and other information contained herein; that this bid, offer or proposal constitutes an offer to the State that cannot be unilaterally withdrawn; that the product or service proposed meets the mandatory requirements contained in the Solicitation for that product or service, unless otherwise stated herein; that the Vendor accepts the terms and conditions contained in the Solicitation, unless otherwise stated 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.

Highway Safety Inc
(Company)

Lisa P Booth President
(Authorized Signature) (Representative Name, Title)

Lisa P. Booth President
(Printed Name and Title of Authorized Representative)

3-7-18
(Date)

304-453-5636 / 304-453-5635
(Phone Number) (Fax Number)

CRFQ 0803 DOT1800000076
REQUEST FOR QUOTATION
Hazard Warning Lights

7.2 The following remedies shall be available to Agency upon default.

7.2.1 Immediate cancellation of the Contract.

7.2.2 Immediate cancellation of one or more release orders issued under this Contract.

7.2.3 Any other remedies available in law or equity.

8. MISCELLANEOUS:

8.1 No Substitutions: Vendor shall supply only Contract Items submitted in response to the Solicitation unless a contract modification is approved in accordance with the provisions contained in this Contract.

8.2 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.

8.3 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.

8.4 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: Vicki Shoemaker
Telephone Number: 304-453-5634
Fax Number: 304-453-5635
Email Address: highwaysafety@zoominternet.net

PRICING PAGE**HAZARD WARNING LIGHTS**

Item Number	Estimated Quantity	Unit of Measure	Description	Unit Cost	Extended Price	Inventory Subcode (DOH Use Only) (Class 019 Type 008)	UNSPSC Code
1	200	Each	Type A/C hybrid warning light	\$ 22.48	\$ 4,496.00	080710	39111706
2	300	Each	Detachable Head Type B warning light	\$ 79.61	\$ 23,883.00	080698	39111706
3	200	Each	Solar Assist Type B warning light	\$ 81.00	\$ 16,200.00	080700	39111706
GRAND TOTAL →					\$ 44,579.00		

PRODUCT COMPLIANCE CHECKLIST FORM

This form shall be completed in its' entirety by the vendor and should be submitted with bid and will be required prior to award.

Section I - Type A/C hybrid lightweight warning light

1) This section not applicable (Type A/C light not bid)?

Yes

2) Manufacturer of model light bid: Empco

3) Model light bid: 2006

4) Light utilizes LED's for illumination?

Yes	No
X	

5) Positive switch included on light body for switching from Type A to Type C function?

Yes	No
X	

6) Model currently shown on WVDOH APL?

Yes	No
X	

7) APL lab approval number: 1394393

8) Model bid to be supplied as was approved and added to APL?

Yes	No

If "No", please explain: _____

9) Light designed to operate on 4 ea. D-cell batteries?

Yes	No
X	

10) Weight of complete unit less than or equal to 3.3 pounds with batteries installed?

Yes	No
X	

PRODUCT COMPLIANCE CHECKLIST FORM (CONTINUED)

Section II - Type B detachable head warning light

1) This section not applicable (Type B detachable head light not bid)?

Yes

2) Manufacturer of model light bid: _____

Empco

3) Model light bid: _____

212-6DH

4) Light utilizes LED's for illumination?

Yes	No
X	

5) Light bid is detachable head model?

Yes	No
X	

6) Light utilizes permanent type electrical cord, 12 to 15 feet long, to connect head to battery case?

Yes	No
X	

7) Model currently shown on WVDOH APL?

Yes	No
X	

8) APL lab approval number: _____

1394400

9) Model bid to be supplied as was approved and added to APL?

Yes	No

If "No", please explain: _____

10) light designed to operate on 6V of power?

Yes	No
X	

11) light designed to operate utilizing 2 ea. 6V spring type batteries, or 8 ea. D-cell alkaline batteries using 2 ea. D-cell battery holders (4 ea. D-cell batteries per holder) designed to allow the D-cell batteries to be utilized using the same battery case as is used with the spring type batteries?

Yes	No
X	

12) light capable of operating with only one 6V spring type battery installed, or one D-cell battery holder?

Yes	No
X	

13) D-cell battery holders available for purchase separate from lights?

Yes	No
X	

14) Sun shield visor meeting Contract specifications to be included with each light?

Yes	No
X	

PRODUCT COMPLIANCE CHECKLIST FORM (CONTINUED)

Section III - Type B solar assist warning light

1) This section not applicable (Type B solar assist light not bid)?

Yes

2) Manufacturer of model light bid: EMPCO

3) Model light bid: 212-35

4) Light utilizes LED's for illumination?

Yes	No
X	

5) Light uses solar panel(s) to trickle charge batteries and extend battery life?

Yes	No
X	

6) Model currently shown on WVDOH APL?

Yes	No
X	

7) APL lab approval number: 1394405

8) Model bid to be supplied as was approved and added to APL?

Yes	No

If "No", please explain: _____

9) light designed to operate utilizing 4 ea. D-cell Alkaline batteries?

Yes	No
X	

10) battery case designed to accept D-cell batteries and does not require special battery holders, such as those required to allow D-cell batteries to be used in a case designed for use with spring type batteries?

Yes	No
X	

11) sun shield visor meeting Contract specifications to be included with each light?

Yes	No
X	

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

CONSTRUCTION CONTRACTS: Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

ALL CONTRACTS: 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: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, 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: Highway Safety Inc

Authorized Signature: [Signature] Date: 3-7-18

State of WV

County of Wagner, to-wit:

Taken, subscribed, and sworn to before me this 7th day of March, 2018.

My Commission expires 10-4, 2020

AFFIX SEAL HERE



NOTARY PUBLIC

[Signature]

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, 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**,
 Bidder is a resident vendor partnership, association, or corporation with at least eighty percent of ownership interest of bidder held by another entity that meets the applicable four year residency requirement; **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 that employs a minimum of one hundred state residents, or a nonresident vendor which has an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia and employs a minimum of one hundred state residents, and for purposes of producing or distributing the commodities or completing the project which is the subject of the bidder's bid and continuously over the entire term of the project, on average at least seventy-five percent of the bidder's employees or the bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years and the vendor's 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) rescind the contract or purchase order; 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.

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: Highway Safety Signed: Jose P Booth
Date: 3-7-18 Title: President

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.

West Virginia Ethics Commission



Disclosure of Interested Parties to Contracts

Pursuant to *W. Va. Code* § 6D-1-2, a state agency may not enter into a contract, or a series of related contracts, that has/have an actual or estimated value of \$100,000 or more until the business entity submits to the contracting state agency a Disclosure of Interested Parties to the applicable contract. In addition, the business entity awarded a contract is obligated to submit a supplemental Disclosure of Interested Parties reflecting any new or differing interested parties to the contract within 30 days following the completion or termination of the applicable contract.

For purposes of complying with these requirements, the following definitions apply:

"Business entity" means any entity recognized by law through which business is conducted, including a sole proprietorship, partnership or corporation.

"Interested party" or *"Interested parties"* means:

- (1) A business entity performing work or service pursuant to, or in furtherance of, the applicable contract, including specifically sub-contractors;
- (2) the person(s) who have an ownership interest equal to or greater than 25% in the business entity performing work or service pursuant to, or in furtherance of, the applicable contract. (This subdivision does not apply to a publicly traded company); and
- (3) the person or business entity, if any, that served as a compensated broker or intermediary to actively facilitate the applicable contract or negotiated the terms of the applicable contract with the state agency. (This subdivision does not apply to persons or business entities performing legal services related to the negotiation or drafting of the applicable contract.)

"State agency" means a board, commission, office, department or other agency in the executive, judicial or legislative branch of state government, including publicly funded institutions of higher education: Provided, that for purposes of *W. Va. Code* § 6D-1-2, the West Virginia Investment Management Board shall not be deemed a state agency nor subject to the requirements of that provision.

The contracting business entity must complete this form and submit it to the contracting state agency prior to contract award and to complete another form within 30 days of contract completion or termination.

This form was created by the State of West Virginia Ethics Commission, 210 Brooks Street, Suite 300, Charleston, WV 25301-1804. Telephone: (304)558-0664; fax: (304)558-2169; e-mail: ethics@wv.gov; website: www.ethics.wv.gov.

West Virginia Ethics Commission
Disclosure of Interested Parties to Contracts

(Required by W. Va. Code § 6D-1-2)

Contracting Business Entity: Highway Safety Address: P.O. Box 908
Ceredo, WV 25507
Authorized Agent: Lisa P. Booth Address: 'same'
Contract Number: DOT1800000076 Contract Description: Warning Lights
Governmental agency awarding contract: WV DOH

Check here if this is a Supplemental Disclosure

List the Names of Interested Parties to the contract which are known or reasonably anticipated by the contracting business entity for each category below (attach additional pages if necessary):

1. Subcontractors or other entities performing work or service under the Contract

Check here if none, otherwise list entity/individual names below.

2. Any person or entity who owns 25% or more of contracting entity (not applicable to publicly traded entities)

Check here if none, otherwise list entity/individual names below.

Lisa P. Booth

3. Any person or entity that facilitated, or negotiated the terms of, the applicable contract (excluding legal services related to the negotiation or drafting of the applicable contract)

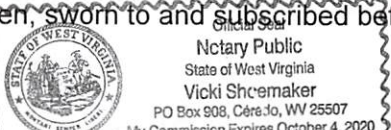
Check here if none, otherwise list entity/individual names below.

Signature: Lisa P Booth Date Signed: 3-7-18

Notary Verification

State of WV, County of Wayne:

I, Lisa P. Booth, the authorized agent of the contracting business entity listed above, being duly sworn, acknowledge that the Disclosure herein is being made under oath and under the penalty of perjury.

Taken, sworn to and subscribed before me this 7th day of March, 2018
 Vicki Shemmer
Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: _____
Date submitted to Ethics Commission: _____
Governmental agency submitting Disclosure: _____