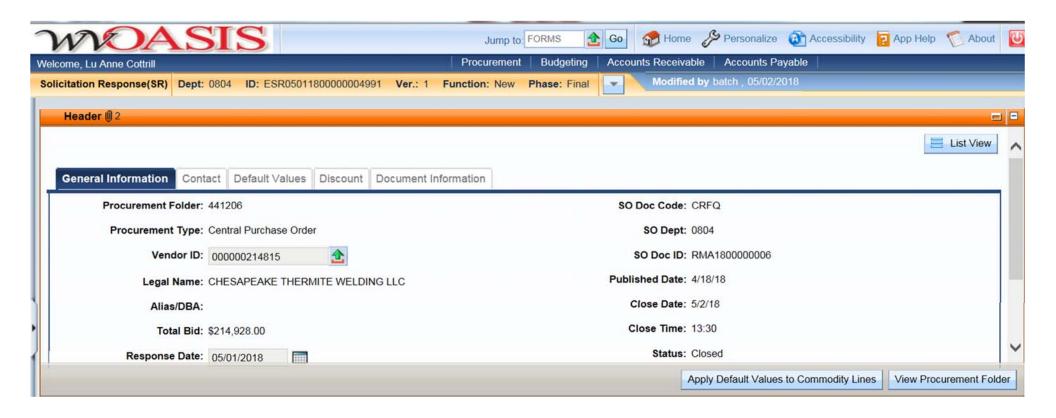


2019 Washington Street, East Charleston, WV 25305 Telephone: 304-558-2306 General Fax: 304-558-6026

Bid Fax: 304-558-3970

The following documentation is an electronicallysubmitted 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.





State of West Virginia Solicitation Response

Proc Folder: 441206

Solicitation Description: WVCR Crossties and Switch Ties

Proc Type: Central Purchase Order

Date issued	Solicitation Closes	Solicitation Response		Version
	2018-05-02 13:30:00	SR 0804 ESR0501	1800000004991	1

VENDOR

000000214815

CHESAPEAKE THERMITE WELDING LLC

Solicitation Number: CRFQ 0804 RMA1800000006

Total Bid: \$214,928.00 **Response Date:** 2018-05-01 **Response Time:** 16:19:23

Comments:

FOR INFORMATION CONTACT THE BUYER

Heather D Bundrage (304) 558-0067 heather.d.bundrage@wv.gov

Signature on File FEIN # DATE

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

Page: 1 FORM ID: WV-PRC-SR-001

1 Cr	ossties	4000.00000 EA	\$47.700000	\$190,800.00	
Comm Code	Manufacturer	Specification	Model #		
30103612					
Extended Descrip	otion: 4000 crossties del	ivered to Durbin, WV			

Unit Issue Unit Price

Ln Total Or Contract Amount

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	#8 Switch Tie Sets	4.00000	EA	\$6,032.000000	\$24,128.00

Comm Code I	Manufacturer	Specification	Model #
30103612			
Extended Description	Dolivor 4 complete sets of #	9 switch tips to Durbin M/V	

Extended Description:

Line

Comm Ln Desc

Deliver 4 complete sets of #8 switch ties to Durbin, WV

Qty



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

State of West Virginia Request for Quotation 13 — Equipment

Proc Folder: 441206

Doc Description: WVCR Crossties and Switch Ties

Proc Type: Central Purchase Order

 Date Issued
 Solicitation Closes
 Solicitation No
 Version

 2018-04-18
 2018-05-02 13:30:00
 CRFQ
 0804
 RMA1800000006
 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:

Chesapeake Thermite Welding, LLC dba CTW P.O. Box 129 Port Haywood, VA 23138

804-725-1111

FOR INFORMATION CONTACT THE BUYER

Heather D Bundrage (304) 558-0067

heather.d.bundrage@wv.gov

Signature X

FEIN # 56-2553523

DATE 5-1-18

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

Page: 1

FORM ID: WV-PRC-CRFQ-001

ADDITIONAL INFORMATION:

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia State Rail Authority to establish a contract for the one undepurchase of crossties and sets of switch ties per attached documents

Please note delivery for crossties and switch ties will be Durbin Raiivarc 4759 Staunton/Parkersburg Turnpike Durbin. WV 26264

INVOICE TO		SHIP TO
STATE RAIL AUTHORITY 120 WATER PLANT DR		STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD
		120 WATER PLANT DR
MOOREFIELD	WV26836	MOOREFIELD WV 26836
US		us

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Crossties	4000.00000	EA		
				47.70	190,800,00

Comm Code	Manufacturer	Specification	Model #	
30103612				
30103012				

Extended Description:

4000 crossties delivered to Durbin, WV

INVOICE TO		SHIP TO	
STATE RAIL AUTHORITY 120 WATER PLANT DR		STATE RAIL AUTHORITY (DBA) SOUTH BRANCH V 120 WATER PLANT DR	
MOOREFIELD	WV26836	MOOREFIELD	WV 26836
us		us	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	#8 Switch Tie Sets	4.00000	EA	6022.00	24 128 00
777				0032.00	24,128.00

Comm Code	Manufacturer	Specification	Model #	
30103612				

Extended Description:

Deliver 4 complete sets of #8 switch ties to Durbin, WV

SCHEDULE	OF EVENTS	
<u>Line</u>	<u>Event</u>	Event Date
1	Deadline for technical questions	2018-04-23

	Document Phase	Document Description	Page 3
RMA1800000006	Draft	WVCR Crossties and Switch Ties	of 3

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.
$\mathbb{R}(1)(1)(1)$
VP VP
(Name, Title)
George Anderson, VP
(Printed Name and Title)
P.O. Box 129, Port Haywood, VA 23138
(Address)
804-725-1111 / 804-725-1065
(Phone Number) / (Fax Number)
georgectwllc@aol.com
(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.
Chesapeake Thermite Welding, LLC dba CTW (Company)
(Authorized Signature) (Representative Name, Title)
(Transfer Digitator) (Representative Trane, Title)
George Anderson VP
(Printed Name and Title of Authorized Representative)
(and a control of con
5-1-18
(Date)
804-725-1111 / 804-725-1065
(Phone Number) (Fax Number)

Exhibit A-CRFQ RMA18*6

Line Item	Description		Unit of Measure	Quantity	Extended Cost	
	Supply and Deliver Crossties					
3.1.1	Crossties delivered to West Virginia Central Railroad - Durbin, WV*	47.70	per tie	4,000	\$190,800.00	
3.1.2	Switch ties delivered to West Virginia Central Railroad, Durbin WV * (#8 sets of switch ties)	6032.00	per set	4	24,128.00	
		Overall total cost		\$ 214,928.00		

^{*}Durbin Address -

Durbin Railyard, 4759 Staunton/Parkersburg Turnpike, Durbin, WV 26264

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 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: (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: Chesapeake Thermite Welding, LLC dba CTW	
Authorized Signature: Date: 5-1-18	
State of Virginia	
County of Mathews , to-wit:	
Taken, subscribed, and sworn to before me this $\frac{197}{2}$ day of $\frac{1}{2}$	
My Commission expires MAE STATE NONWEST OF 19 20 20	
AFFIX SEAL HERE REGISTRATION NO. 7700446 MY COMM. EXPIRES: 02/29/2020 VIRGINIA ARY PUBLIC VIRGINIA ARY PUBLIC REGISTRATION NO. 7700446 Purchasing Affidavit (Revised 01/19/2018)	-

WV-10 Approved / Revised 09/15/17

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,
	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.
XX.	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.
or (b) as	understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the nents for such preference, the Secretary may order the Director of Purchasing to: (a) rescind the contract or purchase order; seess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to racting agency or deducted from any unpaid balance on the contract or purchase order.
the requ	nission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and es the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid ired business taxes, provided that such information does not contain the amounts of taxes paid nor any other information by the Tax Commissioner to be confidential.
and It al	hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder nything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasision in writing immediately.
Bidder:	α
Date:	5-1-18 Title: VP

^{*}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: Chesapeake Thermite Welding, LLC dba CTW Address: PO Box 129
Port Haywood, VA 23138
Authorized Agent: Donna Anderson / President Address: PO Box 129 Port Haywood, VA 23138
Contract Number: CRFQ 0804 RMA 1800000006 Contract Description: Supply and Deliver Crossties & Switch Ties
Governmental agency awarding contract: WV State Rail Authority - Purchasing Division
☐ 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):
 Subcontractors or other entities performing work or service under the Contract
 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. Donna Anderson / President (51%) George Anderson / Vice President (49%)
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. Date Signed: 5/1/2018
Notary Verification State of Virginia , County of Mathews :
I, Donna Anderson , 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 day of
To be completed by State Agency: Date Received by State Agency: Date submitted to Ethics Commission: Governmental agency submitting Disclosure: To be completed by State Agency: REGISTRATION NO. 7700446 MY COMM. EXPIRES 02/29/2020 2017



CERTIFICATE OF LIABILITY INSURANCE

04/23/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

MPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed.

Subrogation is waived, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on

	this certificate does not confer rights	to the co	ertificate holder in lieu of s 757-420-9600	contact Sineath	5).	require an endorseme	nt. A Sta	itement on
Fr	iedman Agency, Inc.		07 120 0000			LEAV		
233 Business Park Drive, #200 Virginia Beach, VA 23462				PHONE (A/C, No, Ext): 757-420-9600 FAX (A/C, No): 757-420-9430 E-MAIL ADDRESS: Sineathia@friedman-insurance.com				0-9430
Ne	il M. Friedman			ADDRESS: Sineath	ia@iriedmi	an-insurance.com		
				INSURER(S) AFFORDING COVERAGE				NAIC #
INSURED Chesapeake Thermite Welding				INSURER A : Progressive Insurance Company				32786
INSURED Chesapeake Thermite Welding LLC Donna Anderson				INSURER B : Liberty Surplus Insurance Corp				
				INSURER C : Amerisafe, Inc				31895
	P.O.Box 129			INSURER D:				
	Point Haywood, VA 2313	38		INSURER E :				
~	OVERAGES			INSURER F:				
-			TE NUMBER:			REVISION NUMBER:		
(THIS IS TO CERTIFY THAT THE POLICIE NDICATED. NOTWITHSTANDING ANY R CERTIFICATE MAY BE ISSUED OR MAY EXCLUSIONS AND CONDITIONS OF SUCH	DEDTAIN	N. THE INSURANCE AFFORD S. LIMITS SHOWN MAY HAVE	DED BY THE POLICIE BEEN REDUCED BY	S DESCRIBE PAID CLAIMS	DOCUMENT WITH RESPE D HEREIN IS SUBJECT T S.		
В	X COMMERCIAL GENERAL LIABILITY	INSD W	POLICY NUMBER	IUMBER POLICY EFF (MM/DD/YYYY)				
	CLAIMS-MADE X OCCUR		GI NIVZEO200 4			EACH OCCURRENCE	\$	1,000,000
	I COOK	and remaining and	GLNY760289-1	04/22/2018	04/22/2019	DAMAGE TO RENTED PREMISES (Ea occurrence)	\$	100,000
						MED EXP (Any one person)	\$	5,000
	CEAN ACCRECATE UNIT ACCUSED					PERSONAL & ADV INJURY	\$	1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER: POLICY X PRO- LOC					GENERAL AGGREGATE	1 \$	2,000,000
						PRODUCTS - COMP/OP AGG	\$	2,000,000
Α	AUTOMOBILE LIABILITY					Emp Ben.	\$	1,000,000
	ANY AUTO		2442222			COMBINED SINGLE LIMIT (Ea accident)	\$	1,000,000
	OWNED AUTOS ONLY X SCHEDULED AUTOS		04462830-9	01/09/2019	01/09/2020	BODILY INJURY (Per person)	\$	
						BODILY INJURY (Per accident)	\$	
	X HIRED AUTOS ONLY X NON-OWNED AUTOS ONLY			1		PROPERTY DAMAGE (Per accident)	\$	
В	X UMBRELLA LIAB X OCCUR						\$	
U	- COOK		VOLUCTORIOS	04/22/2018	04/22/2019	EACH OCCURRENCE	\$	5,000,000
	The same times	1 1	XSNY765438-1			AGGREGATE	\$	5,000,000
С	DED X RETENTION\$ 10000						s	
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N				X PER OTH-		
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	N/A	AVWCPA2695332018	04/22/2018	04/22/2019	E.L. EACH ACCIDENT	S	1,000,000
	(Mandatory in NH)					E.L. DISEASE - EA EMPLOYEE	\$	1,000,000
D	If yes, describe under DESCRIPTION OF OPERATIONS below				AND AN OUTCOME TO SHEET THE PARTY OF THE PAR	E.L. DISEASE - POLICY LIMIT	POLICY LIMIT \$	
В	Equipment Floater		IMPE346618 00	04/22/2018	04/22/2019	one loss		549,314
						1new item		100,000
DESC	CRIPTION OF OPERATIONS / LOCATIONS / VEHICL	ES (ACOR	D 101, Additional Remarks Scheduk	e, may be attached if more	space is requir	ed)	Paragraph of the Carry Control of the Carry Carry	Age of the second designation of the second or separate to the second designation of the second

EF	RTIFICATE HOLDER			CANCELLATION				
	State of West Virginia Dept. of Admin. Purchasi	na Div	STATEWV	SHOULD ANY OF T THE EXPIRATION ACCORDANCE WIT	DATE THE	ESCRIBED POLICIES BE CA REOF, NOTICE WILL BY Y PROVISIONS.	ANCELLED SE DELIV) BEFORE /ERED IN

ACORD 25 (2016/03)

2019 Washington Street East

P.O. Box 50130 Charleston, WV 25305

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AUTHORIZED REPRESENTATIVE