

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

State of West Virginia **Centralized Request for Quote** Construction

Proc Folder:

852947

Doc Description: Refrigeration Maintenance & Repair

Reason for Modification:

21 10:31:55

Proc Type:

Central Master Agreement

13:30

Date Issued 2021-03-18

Solicitation Closes

2021-04-08

CRFQ

1400

Solicitation No

AGR2100000016

Version

BID RECEIVING LOCATION

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

VENDOR

Vendor Customer Code:

Vendor Name: PIERSON REFRIGENCE INC

Address: 1234 OHIO AUE

Street: OHID AVE

City: Dunbak

State: MU

Country: US

Zip: 25064

Principal Contact: FRANK DERSON SK

Vendor Contact Phone: 304-422-1810

Extension:

FOR INFORMATION CONTACT THE BUYER

Jessica S Chambers (304) 558-0246

jessica.s.chambers@wv.gov

Vendor

Signature X

FEIN# 55 067602/

DATE 4-7-21

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

Date Printed: Mar 18, 2021

Page: 1

FORM ID: WV-PRC-CRFQ-002 2020/05

are preliminary in nature and are non-binding. Official and binding answers to questions will be published in a written addendum to the Solicitation prior to bid opening.

4. VENDOR QUESTION DEADLINE: Vendors may submit questions relating to this Solicitation to the Purchasing Division. Questions must be submitted in writing. All questions must be submitted on or before the date listed below and to the address listed below in order to be considered. A written response will be published in a Solicitation addendum if a response is possible and appropriate. Non-written discussions, conversations, or questions and answers regarding this Solicitation are preliminary in nature and are nonbinding.

Submitted e-mails should have solicitation number in the subject line.

Question Submission Deadline: April 2, 2021 at 9:00 AM (ET)

Submit Questions to: Jessica Chambers

2019 Washington Street, East

Charleston, WV 25305

Fax: (304) 558-4115 (Vendors should not use this fax number for bid submission)

Email: Jessica.S.Chambers@wv.gov

- **5. VERBAL COMMUNICATION:** Any verbal communication between the Vendor and any State personnel is not binding, including verbal communication at the mandatory pre-bid conference. Only information issued in writing and added to the Solicitation by an official written addendum by the Purchasing Division is binding.
- **6. BID SUBMISSION:** All bids must be submitted electronically through wvOASIS or signed and delivered by the Vendor to the Purchasing Division at the address listed below on or before the date and time of the bid opening. Any bid received by the Purchasing Division staff is considered to be in the possession of the Purchasing Division and will not be returned for any reason. The Purchasing Division will not accept bids, modification of bids, or addendum acknowledgment forms via e-mail. Acceptable delivery methods include electronic submission via wvOASIS, hand delivery, delivery by courier, or facsimile.

The bid delivery address is: Department of Administration, Purchasing Division 2019 Washington Street East Charleston, WV 25305-0130

A bid that is not submitted electronically through wvOASIS should contain the information listed below on the face of the envelope or the bid may be rejected by the Purchasing Division.:

SEALED BID:

BUYER: Jessica Chambers

SOLICITATION NO.: CRFQ AGR2100000016

BID OPENING DATE: 04/08/2021 BID OPENING TIME: 1:30 PM (ET) FAX NUMBER: (304)558-3970

ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. CONTRACTOR'S LICENSE: West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor. West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. If an apparent low bidder fails to submit a license number in accordance with this section, the Purchasing Division will promptly request by telephone and electronic mail that the low bidder and the second low bidder provide the license number within one business day of the request. Failure of the bidder to provide the license number within one business day of receiving the request shall result in disqualification of the bid. Vendors should include a contractor's license number in the space provided below.

	\mathcal{D}_{\bullet}	00	1 . \	1000	-020
Contractor's Name:	MERSON	KETKIS	exaTION	SKVICE	IDC
Contractor's License	No.: WV-00	4896			

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a contract award document.

- 2. DRUG-FREE WORKPLACE AFFIDAVIT: W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit an affidavit that the Vendor has a written plan for a drug-free workplace policy. If the affidavit is not submitted with the bid submission, the Purchasing Division shall promptly request by telephone and electronic mail that the low bidder and second low bidder provide the affidavit within one business day of the request. Failure to submit the affidavit within one business day of receiving the request shall result in disqualification of the bid. To comply with this law, Vendor should complete the enclosed drug-free workplace affidavit and submit the same with its bid. Failure to submit the signed and notarized drugfree workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, within one business day of being requested to do so shall result in disqualification of Vendor's bid. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.
- 2.1. DRUG-FREE WORKPLACE POLICY: Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article. The awarding public authority shall cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy.

Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

Subcontractor List Submission (Construction Contracts Only)

Bidder's Name: Pierson Refreguestion Service INC.

project. Subcontractor Name	License Number if Required by W. Va. Code § 21-11-1 et. seq.
NONE	

Attach additional pages if necessary

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.
(Name, Title) (Printed Name and Title) (Address) (Phone Number) / (Fax Number) (Pronk, Tierson & President (Printed Name and Title) (Address) (Phone Number) / (Fax Number) (Phone Number) / (Fax Number) (Phone Number) / (Fax Number)
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.
Person Refusepathon Septice Fuc (Company) (Authorized Signature) (Representative Name, Title) Pend In A. Presson President (Printed Name and Title of Authorized Representative)
4-7-21
(Date)
304- 722-1810 / 304-122-1846
(Phone Number) (Fax Number)

REQUEST FOR QUOTATION Refrigeration Maintenance

EXHIBIT C - PRICING PAGES

Preventive Maintenance:

Monthly Charge	x	12 months	=	Total Yearly Charge
\$ <u>/78.</u>	x	12		\$2/36,00
Bi-Annual Charge	x	2 Times per Year	=	Total Yearly Charge
\$ <u>7/2</u>	х	2	=	\$ 1428.00

Corrective Maintenance:

Hourly Labor Rate	x	Estimated Hours	=	Total Labor Cost
\$ 89.00	x	200	<u></u>	\$ 17,800.
Estimated Parts Cost	x	Multiplier	=	Total Parts Cost
\$10,000.00	х	1.25	_	\$ 12,500.

Total Cost * \$ 33,864, 00

^{*} Total Cost is calculated by adding the Total Yearly Cost, Total Labor Cost, and the Total Parts Cost.



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

STATE OF WEST VIRGINIA, COUNTY OF Kanawha, To-WIT: after being first duly sworn, depose and state as follows: I am an employee of Treason R 1. 2. I do hereby attest that maintains a written plan for a drug-free workplace policy and that such plan and policy are in compliance with West Virginia Code §21-1D. The above statements are sworn to under the penalty of perjury, Printed Name: Signature: Title: Company Name: Taken, subscribed and sworn to before me this _____day of ____ By Commission expires (Seal)

(Notary Public)

NOTARY PUBLIC OFFICIAL SEAL BARBARA A PIERSON State of West Virginia My Comm. Exp. Oct. 04, 2022 Pierson Refrigeration Service Inc. 1234 Ohio Avenue Dunbar, WV 25064

Rev. July 7, 2017

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:

My Comm. Exp. Oct. 04, 2022 Pierson Refrigeration Service Inc.

1234 Ohio Avenue Dunbar, WV 25064

"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.

Vendor's Name: PERSON Refinention Source III Authorized Signature: Handle Affect Date: 4-77/ State of West Virginia County of Karauha , to-wit: Taken, subscribed, and sworn to before me this 7 day of April , 2021 My Commission expires Other 4 , 2022 ALFIX SEAL HEERARY PUBLIC OFFICIAL SEAL STATE STATE ARBARA A PIERSON State of West Virginia State of West Virgi

Purchasing Affidavit (Revised 01/19/2018)

Contract Identification:

State of West Virginia Purchasing Division

CERTIFIED DRUG-FREE WORKPLACE REPORT COVERSHEET

In accordance with **West Virginia Code** § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. That report must include each of the items identified below in the Required Report Content section.

<u>Instructions:</u> Vendor should complete this coversheet, attach it to the required report, and submit it to the appropriate location as follows: For contracts more than \$25,000, the report should be mailed to the West Virginia Purchasing Division at 2019 Washington Street East, Charleston, WV 25305. For contracts of \$25,000 or less, the vendor should mail the report to the public authority issuing the contract.

Contract Number: <u>CRFQ 1400 AGK 2/0000016</u>
Contract Purpose: Sonvice Continett
Agency Requesting Work: Agriculture
Required Report Content: The attached report must include each of the items listed below. The vendor should check each box as an indication that the required information has been included in the attached report.
☐ Information indicating the education and training service to the requirements of West Virginia Code § 21-1D-5 was provided;
□ Name of the laboratory certified by the United States Department of Health and Human Services or its successor that performs the drug tests;
☐ Average number of employees in connection with the construction on the public improvement;
 Drug test results for the following categories including the number of positive tests and the number of negative tests: (A) Pre-employment and new hires; (B) Reasonable suspicion; (C) Post-accident; and (D) Random.
Vendor Name: Vendor Telephone: 304-737-80 Vendor Address: 1234 OHD AVE Vendor Fax: Dunban, WW 25064 Vendor E-Mail: Frank & Rienzow PT5 WV.

Pre-Bid Sign-In Sheet

Solicitation Number: <u>CRFQ</u> AGR 21 + 16

Date of Pre-Bid Meeting: <u>3-30-21</u>

Location of Prebid Meeting: <u>Ripley</u> wv

Please Note:

Vendors must sign-in on this sheet to verify attendance at the Pre-Bid meeting. Failure to legibly sign in may be grounds for declaring a vendor ineligible to bid. For further verification, please also provide a business card if possible.

Firm Represented:*	Rep Name (Printed):	Firm Address:	Telephone #:	<u>Fax #:</u>	Email:
Pierson tech.	Roy Strickler	Durbar 1239 Othio AUP.	304-172-1810		SERVICE @ PTS. COM
DSO Mech	Buddywingfeld	South Charlestons WV. 25389	(304) 744-8479		bwingfield@dgomech.c
WVDA	Joson Parso	15	304-558-0	73	Jparsons@WDA.
AUW	Loras.		3d4-558- 0577		Thannack@ wudq.ys
DeBra-Kremper	JOHN	2102 13th St Asneamo Ky 41101	0219		JGOFF @ DKEMCOR. com
WVDA	Cindy Fisher		537-2221		Cfisher@woda.us

^{*}One Vendor Per Representative - No one individual is permitted to represent more than one vendor at the pre-bid meeting. Any individual that does attempt to represent two or more vendors will be required to select one vendor to which the individual's attendance will be attributed. The vendors not selected will be deemed to have not attended the pre-bid meeting unless another individual attended on their behalf.

REQUEST FOR QUOTATION Refrigeration Maintenance

Maintenance may be billed using the multiplier bid as described below.

- 3.3.2 Vendor shall respond to Corrective Maintenance calls from Agency by phone or in person within 30 Minutes and must arrive on site to begin performance as soon as possible, but no later than four two hours after Vendor is notified of the request. Vendor may only deviate from the required four two—hour response time with written permission from the Agency.
- 3.3.3 Corrective Maintenance must be performed between the hours of [____5:30___] A.M. and [___4:00___] P.M., Monday through Friday, excluding Holidays, unless the Agency approves work at another time.
 - 3.3.3.1 Agency may request Corrective Maintenance on an emergency basis by notifying the Vendor of the emergency. Vendor must respond to all emergency requests within 30 minutes of being notified of the emergency request and arrive on site to begin performance no later than two hours after being notified of the emergency. Emergency requests can be initiated only by authorized Agency personnel. A list of these personnel will be provided post-award of this contract.

3.3.4 Parts:

- 3.3.4.1 Vendor is responsible for procuring all necessary parts needed to perform Refrigeration Maintenance under this Contract within the required time frames established herein. Vendor must, however, obtain advanced approval from Agency prior to purchasing any part in excess of [\$_500.00____]. Freight charges for parts are not permitted. See section 10.2.2. for more detail on freight charges.
- **3.3.4.2** Vendor shall maintain a supply or inventory of routinely used replacement parts for the Refrigeration equipment utilized by the Agency. All replacement parts shall be equal to or better than original manufacturer's parts. All parts used for replacement for normal wear or failed parts shall be new and obtained from authorized parts suppliers of the appropriate equipment manufacturer.
- **3.3.4.3 Parts Warranty**: The Contractor shall provide a copy of the manufacturer's warranty on parts with the invoice.

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.:

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)

	2				
Y	<u> 1</u>	Addendum No. 1	[]	Addendum No. 6
]	Addendum No. 2	[]	Addendum No. 7
[]	Addendum No. 3	[]	Addendum No. 8
[]	Addendum No. 4	[]	Addendum No. 9
[]	Addendum No. 5	[]	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.

Authorized Signature

Date

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

Revised 6/8/2012

			Agency REQ.P.O#
		BID BOND	
KNOW ALL MEN BY TH	ESE PRESENTS. Tha	t we, the undersianed.	Pierson Refrigeration Services, Inc.
of Dunbar			, as Principal, and The Cincinnati Insurance Co.
of Fairfield	,OH		organized and existing under the laws of the State of
OH with its principa	I office in the City of F	airfield	, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the	penal sum of5	% of bid amount	(\$5% of bid amount) for the payment of which,
well and truly to be made, we joint	ly and severally bind o	urselves, our heirs, adr	ministrators, executors, successors and assigns.
The Condition of the ab	ove obligation is such	n that whereas the Pri	ncipal has submitted to the Purchasing Section of the
•			de a part hereof, to enter into a contract in writing for
	ent of Agriculture F	ood Distribution Prog	gram, 4496 Cedar Lakes Drive, Ripley, WV 25271
Service Contract			
NOWELEBERORE			
NOW THEREFORE,			
(a) If said bid shall t			
			into a contract in accordance with the bid or proposal to bid or proposal, and shall in all other respects perform
the agreement created by the acce	eptance of said bid, the	en this obligation shall b	pe null and void, otherwise this obligation shall remain in
full force and effect. It is expressive event, exceed the penal amount of			the Surety for any and all claims hereunder shall, in no
event, exceed the penal amount o	tins obligation as nere	siir stated.	
			the obligations of said Surety and its bond shall be in no
way impaired or affected by any waive notice of any such extension		within which the Oblige	ee may accept such bid, and said Surety does hereby
waive notice of any ducin extension	•		
WITNESS, the following s	ignatures and seals o	f Principal and Surety, e	executed and sealed by a proper officer of Principal and
Surety, or by Principal individually	f Principal is an individ	dual, this <u>6th</u> day of	April , 20 <u>21</u> .
Principal Seal			Pierson Refrigeration Services, Inc.
			(Name of Principal)
			By Marlle A feer Basile
			(Must be President, Vice President, or Duly Authorized Agent)
			Ton D. A
			(Title)
			(1102)
Surety Seal			The Cincinnati Insurance Co.
•			(Name of Surety)
			Δ

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.

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Michael Boone, Jessica L.C. Adkins, Kathy Marcum, Mark Sturm, Vance Bunn, Lisa McGuire, Carla Dobbins, Nancy Shipp, Kristine Mason, Michael Mason, Randall Kerns.

its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Eight Million Dollars and 00/100 (\$8,000,000.00)

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 10th day of May, 2012.

STATE OF OHIO COUNTY OF BUTLER

) ss:

THE CINCINNATI INSURANCE COMPANY

Vice President

On this 10th day of May, 2012, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



MARK J. HULLER, Attorney at Law NOTARY PUBLIC - STATE OF OHIO My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

this

6th day of April 2021

Assistant Secretary

BN-1005 (5/12)