



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](http://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](http://WVPurchasing.gov) with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

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- General Information**
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Procurement Folder: 1214269	SO Doc Code: CRFQ
Procurement Type: Central Purchase Order	SO Dept: 1400
Vendor ID: 000000160335	SO Doc ID: AGR2300000026
Legal Name: BURNS INDUSTRIAL EQUIPMENT INC	Published Date: 4/24/23
Alias/DBA:	Close Date: 5/4/23
Total Bid: \$46,612.00	Close Time: 13:30
Response Date: 05/02/2023	Status: Closed
Response Time: 14:38	Solicitation Description: ELECTRIC SIT-DOWN FORKLIFT
Responded By User ID: MrB0519	Total of Header Attachments: 2
First Name: Monty	Total of All Attachments: 2
Last Name: Barnett	
Email: mbarnett@burnslift.com	
Phone: 304-841-2618	



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

**State of West Virginia  
 Solicitation Response**

**Proc Folder:** 1214269  
**Solicitation Description:** ELECTRIC SIT-DOWN FORKLIFT  
**Proc Type:** Central Purchase Order

Solicitation Closes	Solicitation Response	Version
2023-05-04 13:30	SR 1400 ESR05022300000005527	1

**VENDOR**  
 000000160335  
 BURNS INDUSTRIAL EQUIPMENT INC

**Solicitation Number:** CRFQ 1400 AGR2300000026  
**Total Bid:** 46612  
**Response Date:** 2023-05-02  
**Response Time:** 14:38:57  
**Comments:**

**FOR INFORMATION CONTACT THE BUYER**  
 Crystal G Husted  
 (304) 558-2402  
 crystal.g.husted@wv.gov

**Vendor 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	Electric Sit-Down Forklift	1.00000	EA	46612.000000	46612.00

Comm Code	Manufacturer	Specification	Model #
24101603			

**Commodity Line Comments:** Published lead time from factory is 52 - 60 weeks.  
Forktruck quoted less battery and charger as we did not see them included in solicitation.

**Extended Description:**  
Electric Sit-Down Forklift



BURNS INDUSTRIAL EQUIP.  
 156 MESA DRIVE  
 ST. ALBANS, West Virginia 25177  
 Phone: 304-755-9333



### MODEL: ERC040VA

All trucks shown with optional equipment. Please refer to quotation specifications.

## CUSTOMER DETAILS

CUSTOMER	West Virginia Department of Agriculture - Donated Foods		
ADDRESS	4496 Cedar Lakes Road Ripley, West Virginia 25271		
SHIP-TO ADDRESS	4496 Cedar Lakes Dr Ripley, West Virginia 25271		
CONTACT NAME	Mr. Jason Parsons	TITLE	Logistics Control
PHONE	304-558-0573	SHIPPING CUSTOMER	Mr. Jason Parsons
PROPOSED BY	Monty Barnett	TITLE	Sales Manager West Virginia
PHONE	304-755-8841	EMAIL	mbarnett@burnslift.com
CELL	304-841-2618		
DATE	2023-03-02	QUOTE EXPIRATION	2023-04-01



BURNS INDUSTRIAL EQUIP.  
 156 MESA DRIVE  
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 Phone: 304-755-9333



## Quoted Model: ERC040VA Available Features

Yale® ERC040VA - Counterbalanced Sit-Down Electric Rider Lift Truck - 4,000 lb. Nominal Capacity @ 24" Load Center

## Proposal Summary

Included Items	Description	Quantity
Model	Yale® ERC040VA - Counterbalanced Sit-Down Electric Rider Lift Truck - 4,000 lb. Nominal Capacity @ 24" Load Center	1
Construction	36 Volt Key Switch Start Standard Construction - Operating Temperatures +32° F to +120° F	
Powertrain Options	UL Classification Type "E"	
Battery Compartment	Battery Compartment - 27.6" Long x 35.8" Wide x 24" High (700mm x 909mm x 610mm) Battery Removal without Rollers - Lift Out	
Mast	3 Stage Full Free Lift Mast - Class II - 198" (5050mm) Maximum Lift Height - 88" (2230mm) Overall Lowered Height - 63" (1606mm) Free Lift Height without Load Backrest - 247" (6273mm) Overall Extended Height with Load Backrest Mast Tilt - 5° Forward / 5° Back	
Carriages & Attachments	36" Hook Type Integral Sideshifter 48" (1220mm) High Load Backrest Extension	
Forks	42" Long x 1.6" Thick x 3.9" Wide (1067mm x 40mm x 100mm) - Class II Hook Type - Standard Taper Forks	
Hydraulics	3 Function (1 Auxiliary) Hydraulic Control Valve Mechanical Lever Hydraulic Controls - Seat Side	
Hoses	1 Auxiliary Function Hose Group - 2 Hoses Internally Mounted	
Wheels & Tires	Drive Tires - 18 x 7 x 12.1 - Cushion - Standard Compound - Smooth Tread - Intermediate Tread Width - 38.8" (986mm) Over All Width Steer Tires - 15 x 5 x 11.25 - Cushion - Standard Compound - Smooth Tread	
Operator Compartment	88.5" (2248mm) Drive-In Rack Overhead Guard - Grid Style - 30" Wide from 53.5" to 85" High Display - Low Mount - Mounted to the Right Front Overhead Guard Leg above the Operator Convenience Station	
Directional Control	On Demand Hydrostatic Power Assist Steering Park Brake - Manual - Foot Applied / Hand Released Seat Side Directional Control	



BURNS INDUSTRIAL EQUIP.  
 156 MESA DRIVE  
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Included Items	Description	Quantity
	Steering Wheel with Spinner Knob	
	Tilt Steering Column - Infinitely Adjustable within a 26 Degree Range - Gas-Spring Assisted	
Seat	Non-Suspension Vinyl Seat	
	Seat Belt - Black - No-Cinch with ELR (Emergency Locking Retractor)	
Lights & Alarms	Amber Strobe Light - Ignition Activated	
	Audible Alarm - Reverse Direction Activated - Factory Set to 87 dB(A) - Manually Adjustable to 87, 97 or 102 dB(A)	
	Without Lights	
Warranty	12 Months / 2,000 Hours Manufacturer's Warranty, 36 Months/ 6,000 Hours Manufacturer's Powertrain Warranty	
Literature & Nameplate	English Literature Pack and Labels	
Battery & Charger Accessories	Battery Charging System - Conventional - Includes Single Battery Connector Under the Hood	
	Battery Connector - Grey SB® 350	
	Lead Acid Battery Power -- Truck Configured to Operate on Lead Acid Battery Power	
Fees & Surcharges	Freight	
	Fees & Surcharges	
	Destination Charge	

## Additional Items or Accessories Included

Description	Quantity
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## Total Investment

<b>Price ERC040VA</b>	\$46,612.00	<b>Qty:</b> 1
<b>Quoted Quantity</b>	1	<b>TOTAL:</b> \$46,612.00

Prices are FOB Factory; freight will be added to invoice at prevailing rate at time of shipment. Due to volatility in the supply chain, pricing is subject to change on all equipment prior to delivery.

<b>Proposal By:</b>	Monty Barnett	<b>Accepted By:</b>	
<b>Signature:</b>		<b>Signature:</b>	
<b>Date Signed:</b>		<b>Date Accepted:</b>	
		<b>PO Number:</b>	





BURNS INDUSTRIAL EQUIP.  
156 MESA DRIVE  
ST. ALBANS, West Virginia 25177  
Phone: 304-755-9333



## Terms and Conditions

### Delivery and Price:

We will use all reasonable means to make shipment within the time specified, but assume no liability for loss or damage arising from late delivery nor nonfulfillment of contract by reason of fires, strikes, delays in transportation, regulations of the United States Government, or any cause unavoidable or beyond our control. Lead times shown are best current estimates, however seller does not guarantee ship dates due to changes in factory scheduling.

The prices quoted and the shipment specified herein are for prompt acceptance and are subject to change without notice. The prices quoted are exclusive of any tax in force or which may be enacted by Federal, State or Local Governments. Prices quoted are the prices prevailing at this time. In the event of an OEM price increase we reserve the right to revise our pricing in direct correlation to the price increase received from the OEM. This proposal is subject to subsequent credit approval. Financing and leasing arrangements are available.

### Warranties:

Except when specifically approved by HYG, warranty work must be performed by authorized HYG dealers. Burns Industrial Equipment accepts no liability hereunder for consequential damages or for the negligence of others. The foregoing warranties are exclusive and there are no warranties which extend beyond the description on the face hereof. These express warranties are in lieu of all other warranties whether written, oral or implied and Burns Industrial Equipment hereby expressly excludes any implied warranties of merchantability and fitness. The seller's liability is limited to making good defects in workmanship or material under the manufacturer's warranty. The seller in no event shall be liable for damages to persons or property arising out of the use of items sold.

### Safety Devices:

The proposed vehicle(s) will be equipped with certain safety devices as standard equipment. These devices, which may be removed without rendering the vehicle(s) inoperative, include: driver's overhead guard, load backrest and, when remote elevating control is specified, operator's safety platform. Burns Industrial Equipment and HYG shall not assume any liability for injuries or damage arising from or caused by the deletion, omission or removal of any safety devices from the vehicle(s).

### Confidential Information:

This proposal as well as all information therein, including pricing, prints, brochures, etc., are confidential and intended only for the purchaser's use and are not to be used in any way detrimental to the seller.

### Payment Terms:

Terms are net upon receipt of invoice. Accepted methods of payment are cash and check. Sales or use taxes, any type of property tax or any manufacturer's or other excise tax levied by federal, state or municipal government are the liability of the purchaser and if paid by the seller are rechargeable to the purchaser. All sales are subject to the approval of seller's credit department.

### Cancellation:

Cancellation of this proposal, after it has been accepted, can be made only by mutual consent in writing. Reasonable cancellation charges will be assessed by Burns Industrial Equipment at its discretion.

Your signature on this Proposal constitutes an order subject to the approval of our General Sales Office. This Proposal expressly limits acceptance to the terms and conditions stated hereon, and any additional or different terms and conditions proposed by you are not accepted and are hereby excluded, unless expressly assented to in writing by Burns Industrial Equipment. No contract shall exist except as hereinabove provided.



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  
 Equipment

Proc Folder: 1214269			Reason for Modification:
Doc Description: ELECTRIC SIT-DOWN FORKLIFT			
Proc Type: Central Purchase Order			
Date Issued	Solicitation Closes	Solicitation No	Version
2023-04-18	2023-05-04 13:30	CRFQ 1400 AGR2300000026	1

**BID RECEIVING LOCATION**

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

**VENDOR**

Vendor Customer Code:

Vendor Name : Burns Industrial Equipment

Address : 156 Mesa Drive

Street :


City : St. Albans

State : WV Country : USA Zip : 25177

Principal Contact : Monty R. Barnett

Vendor Contact Phone: 304-841-2618 Extension: NA

**FOR INFORMATION CONTACT THE BUYER**  
 Crystal G Husted  
 (304) 558-2402  
 crystal.g.husted@wv.gov

Vendor  
 Signature X  FEIN# 25-1232695 DATE 4/25/2023

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

**ADDITIONAL INFORMATION**

THE STATE OF WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, WEST VIRGINIA DEPARTMENT OF AGRICULTURE, IS SOLICITING BIDS TO ESTABLISH A CONTRACT FOR THE ONE-TIME PURCHASE OF AN ELECTRIC SIT-DOWN FORKLIFT PER THE ATTACHED DOCUMENTS.

\*\*\*QUESTIONS REGARDING THE SOLICITATION MUST BE SUBMITTED IN WRITING TO CRYSTAL.G.HUSTEAD@WV.GOV PRIOR TO THE QUESTION PERIOD DEADLINE CONTAINED IN THE INSTRUCTIONS TO VENDORS SUBMITTING BIDS\*\*\*

**INVOICE TO****SHIP TO**

AGRICULTURE  
DEPARTMENT OF  
ADMINISTRATIVE SERVICES

1900 KANAWHA BLVD E  
CHARLESTON WV  
US

AGRICULTURE  
DEPARTMENT OF  
FOOD DISTRIBUTION  
PROGRAM

4496 CEDAR LAKES RD  
RIPLEY WV  
US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Electric Sit-Down Forklift	1.00000	EA	\$46,612.00	\$46,612.00

**Comm Code****Manufacturer****Specification****Model #**

24101603

Yale

4000 lb. Electric Forktruck

ERC040VA

**Extended Description:**

Electric Sit-Down Forklift

**SCHEDULE OF EVENTS**

<u>Line</u>	<u>Event</u>	<u>Event Date</u>
1	VENDOR QUESTION DEADLINE	2023-04-24

**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.

(Printed Name and Title) Monty R. Barnett

(Address) 156 Mesa Drive, St. Albans, WV 25177

(Phone Number) / (Fax Number) 304-841-2618 / 304-755-9326

(Email address) mbarnett@burnslift.com


**CERTIFICATION AND SIGNATURE:** By signing below, or submitting documentation through wvOASIS, I certify that: I have reviewed this Solicitation/Contract 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/Contract 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 this bid or offer was made without prior understanding, agreement, or connection with any entity submitting a bid or offer for the same material, supplies, equipment or services; that this bid or offer is in all respects fair and without collusion or fraud; that this Contract is accepted or entered into without any prior understanding, agreement, or connection to any other entity that could be considered a violation of law; 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.

*By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law; and that pursuant to W. Va. Code 5A-3-63, the entity entering into this contract is prohibited from engaging in a boycott against Israel.*

Burns Industrial Equipment

(Company) \_\_\_\_\_

(Signature of Authorized Representative)

  
Therese B. Rosenfeld, Corporate Secretary

(Printed Name and Title of Authorized Representative) (Date)  
304-755-9333 / 304-755-9326

(Phone Number) (Fax Number)

terryr@burnslift.com

(Email Address)



ADDENDUM ACKNOWLEDGEMENT FORM  
SOLICITATION NO.: CRFQ AGR2300000025

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:

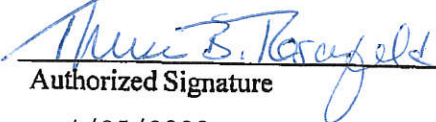
*(Check the box next to each addendum received)*

- |  |  |
|--|--|
| <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.

Burns Industrial Equipment

Company

  
Authorized Signature

4/25/2023

Date

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