



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 3

List View

- General Information**
- Contact
- Default Values
- Discount
- Document Information
- Clarification Request

Procurement Folder: 1299981
 Procurement Type: Central Master Agreement
 Vendor ID: 000000203859
 Legal Name: KLUG BROS INC
 Alias/DBA:
 Total Bid: \$0.00
 Response Date: 10/30/2023
 Response Time: 20:16
 Responded By User ID: bidklug44
 First Name: Mark
 Last Name: Klug
 Email: mark@klugbrothersinc.com
 Phone: 304-845-2545

SO Doc Code: CRFQ
 SO Dept: 0803
 SO Doc ID: DOT2400000025
 Published Date: 10/24/23
 Close Date: 10/31/23
 Close Time: 13:30
 Status: Closed
 Solicitation Description: ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency
 Total of Header Attachments: 3
 Total of All Attachments: 3



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: 1299981
Solicitation Description: ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency
Proc Type: Central Master Agreement

Solicitation Closes	Solicitation Response	Version
2023-10-31 13:30	SR 0803 ESR10302300000002119	1

VENDOR
 000000203859
 KLUG BROS INC

Solicitation Number: CRFQ 0803 DOT2400000025
Total Bid: 0
Response Date: 2023-10-30
Response Time: 20:16:24
Comments:

FOR INFORMATION CONTACT THE BUYER
 John W Estep
 304-558-2566
 john.w.estep@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	Asphalt Materials Pickup	0.00000	TON	1.000000	0.00

Comm Code	Manufacturer	Specification	Model #
30121600			

Commodity Line Comments:

Extended Description:

Vendor shall use the ATT A (Pricing Pages) for providing its actual Bid. Vendors Note: Do NOT enter prices on commodity lines in OASIS.

Asphalt Materials Pick Up by Agency
ATTACHMENT A PRICING PAGE (ATT A)

VENDOR INSTRUCTIONS:

Vendor shall complete Parts I, II and III below in their entirety. **Failure to provide the Asphalt Plant Name and Asphalt Plant Location will result in the disqualification of corresponding bid.** Vendor must complete a separate Pricing Page (ATT A) for EVERY sourced Asphalt Plant providing Contract Items for Pick Up by WVDOH forces.

PART I: VENDOR & ASPHALT PLANT INFORMATION (Required)

Vendor Name:	Klug Bros.,Inc.
Asphalt Plant Name:	Plant #1
Asphalt Plant Location:	State Route 2 South Lafayette Avenue
(911 Address)	Moundsville, West Virginia
Latitude Coordinate:	80.74840 degree W
Longitude Coordinate:	39.90848 degree N

PART II: WVDOH DISTRICTS SERVED BY ABOVE ASPHALT PLANT (Required). Mark all Districts which include one or more counties served by the Asphalt Plant listed above in Part I.

- | | |
|--------------------------|--|
| <input type="checkbox"/> | District 1: Boone, Clay, Kanawha, Mason and Putnam counties |
| <input type="checkbox"/> | District 2: Cabell, Lincoln, Logan, Mingo and Wayne counties |
| <input type="checkbox"/> | District 3: Calhoun, Jackson, Pleasants, Ritchie, Roane, Wirt and Wood counties |
| <input type="checkbox"/> | District 4: Doddridge, Harrison, Marion, Monongalia, Preston and Taylor counties |
| <input type="checkbox"/> | District 5: Berkeley, Grant, Hampshire, Hardy, Jefferson, Mineral and Morgan counties |
| X | District 6: Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel counties |
| <input type="checkbox"/> | District 7: Barbour, Braxton, Gilmer, Lewis, Upshur and Webster counties |
| <input type="checkbox"/> | District 8: Pendleton, Pocahontas, Randolph and Tucker counties |
| <input type="checkbox"/> | District 9: Fayette, Greenbrier, Monroe, Nicholas and Summers counties |
| <input type="checkbox"/> | District 10: McDowell, Mercer, Raleigh and Wyoming counties |

PART III: ENTER PRICE PER UNIT OF MEASURE FOR CONTRACT ITEMS BID.

Contract Item #	Contract Item Description	Unit of Measure	List Price
1	Asphalt Section 401 - Base I	TON	78.90
2	Asphalt Section 401 - 25mm Superpave	TON	
3	Asphalt Section 401 - Base II	TON	78.90
4	Asphalt Section 401 - Patch and Level	TON	78.90
5	Asphalt Section 401 - Wearing IV	TON	79.10
6	Asphalt Section 402 - Wearing IV	TON	
7	Asphalt Section 401 - 19mm Superpave	TON	
8	Asphalt Section 401 - Scratch Course	TON	86.95
9	Asphalt Section 402 - 9.5mm Superpave	TON	
10	Asphalt Section 401 - Wearing 1	TON	86.95
11	Asphalt Section 402 - Wearing 1	TON	93.45
12	Asphalt Section 401 - 4.75mm Superpave	TON	

Asphalt Materials Pick Up by Agency
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PART III: ENTER PRICE PER UNIT OF MEASURE FOR CONTRACT ITEMS BID.

Contract Item #	Contract Item Description	Unit of Measure	List Price
13	Asphalt Section 402 - 4.75mm Superpave	TON	
14	Asphalt Section 401 - Wearing III	TON	103.95
15	Asphalt Section 402 - Wearing III	TON	
16	Asphalt Section 401 - 12.5mm Superpave	TON	
17	Asphalt Section 402 - 12.5mm Superpave	TON	
18	Asphalt Plant Run	TON	86.25
19	Surcharge for PG Binder - 64H minus 22	TON	
20	Surcharge for PG Binder - 64E minus 22 - ordered in 400 ton increments	TON	
21	ESAL Surcharge - 3 million to 20 million ESALs	TON	
22	ESAL Surcharge - Greater than 20 million ESALs	TON	
23	Off-Season Plant Opening - First Day	DAY	1200.00
24	Off-Season Plant Opening - Each Additional Day	DAY	800.00

Asphalt Materials Pick Up by Agency
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VENDOR INSTRUCTIONS:

Vendor shall complete Parts I, II and III below in their entirety. **Failure to provide the Asphalt Plant Name and Asphalt Plant Location will result in the disqualification of corresponding bid.** Vendor must complete a separate Pricing Page (ATT A) for EVERY sourced Asphalt Plant providing Contract Items for Pick Up by WVDOH forces.

PART I: VENDOR & ASPHALT PLANT INFORMATION (Required)

Vendor Name:	Klug Bros.,Inc.
Asphalt Plant Name:	Plant #2
Asphalt Plant Location:	Foot of Wetzel Street
(911 Address)	New Martinsville, West Virginia
Latitude Coordinate:	80.85866 degree W
Longitude Coordinate:	39.64990 degree N

PART II: WVDOH DISTRICTS SERVED BY ABOVE ASPHALT PLANT (Required). Mark all Districts which include one or more counties served by the Asphalt Plant listed above in Part I.

- | | |
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| X | District 6: Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel counties |
| <input type="checkbox"/> | District 7: Barbour, Braxton, Gilmer, Lewis, Upshur and Webster counties |
| <input type="checkbox"/> | District 8: Pendleton, Pocahontas, Randolph and Tucker counties |
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Asphalt Materials Pick Up by Agency
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Asphalt Plant Name:	Plant #2
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(911 Address)	New Martinsville, West Virginia
Latitude Coordinate:	80.85866 degree W
Longitude Coordinate:	39.64990 degree N

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22	ESAL Surcharge - Greater than 20 million ESALs	TON	
23	Off-Season Plant Opening - First Day	DAY	1200.00
24	Off-Season Plant Opening - Each Additional Day	DAY	800.00

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: CRFO DOT2400000025

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 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.

KLUG BROS. INC
Company

Edward J. Klug
Authorized Signature

10-31-23
Date

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

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) JYLIE KLUG MANAGER
(Address) 123 KLUG LANE MOUNDSVILLE, WV.
(Phone Number) / (Fax Number) 304-845-2545 304-845-7982
(email address) JYLIE@KLUGBROTHERSINC.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.

KLUG BROS., INC.
(Company)
Mark J. Klug (Pres)
(Signature of Authorized Representative)
MARK J. KLUG (PRES)
(Printed Name and Title of Authorized Representative) (Date)
304-845-2545 304-845-7982
(Phone Number) (Fax Number)
MARK@KLUGBROTHERSINC.COM
(Email Address)

REQUEST FOR QUOTATION
Asphalt Materials, Pick Up by Agency

- 9.4 **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: JULIE KLUG
Telephone Number: 304-845-2545
Fax Number: 304-845-7982
Email Address: JULIE@KLUGBROTHERSINC.COM

Vendor shall inform the Agency in writing of any changes to the information provided above within 10 calendar days of such changes. Failure to comply may be grounds for cancellation of this contract.

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.
8. **Application is made for reciprocal preference.**
 Bidder is a West Virginia resident and is requesting reciprocal preference to the extent that it applies.

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: KLUG BROS., INC. Signed: Mark J. Klug
Date: 10-31-23 Title: PRESIDENT

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