

# Request for Quotation

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707EC004

PAGE

ADDRESS CORRESPONDENCE TO ATTENTION OF:

JOHN JOHNSTON 304-558-2402

**\*709051756** 304-346-5301 WV TRACTOR COMPANY PO BOX 473

CHARLESTON WV 25322

DIVISION OF HIGHWAYS **EQUIPMENT DIVISION** ROUTE 33 BRUSHY FORK ROAD BUCKHANNON, WV

> 26201 304-472-1750

DATE PRIN	ITED	TEF	RMS OF SAL	E.	SHII	⊃ VIA		F.O.B.	FREIGHT TER	RMS
07/27/		Net :			Trucl			uckhannon	Prepaid	
BID OPENING DATE	:	09/06/	2006			BID	OF	PENING TIME	01:30PM	
LINE	QUA	NTITY	UOP	CAT NO	ITEM N	UMBER		UNIT PRICE	AMOUN	r
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				OPE	N END CO	NTRACT				
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	STATE AT 1:0	CAPITO O PM O	L COM N 8/2	PLEX, 4/06.	BUILDIN	G 15, CC TO ATTE	NF ND	RENCE AT THE FERENCE ROOM,  THE PRE-BID CATION.		
								EPTED THROUGH SDAY, 8/16/06.		
i	SEND Y	OUR QU	ESTIO	NS TO	2019 W	ION JOHN	J N	OHNSTON STREET E.		
Ť		IL: JJ		VMGNC	VIA FAX, ADMIN.GO	E-MAIL,		R REGULAR MAI	L	
								FY THAT THEIR 304-558-2402.		
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State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

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BRUSHY FORK ROAD
BUCKHANNON, WV

26201 304-472-1750

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/27/2006				
BID OPENING DATE: 09/0	6/2006	BID C	PENING TIME 0	1:30PM
LINE QUANTITY	UOP CAT NO	ITÉM NUMBER	UNIT PRICE	AMOUNT
NOT EXCEED TIME" THE ANY REASON THIRTY (30	TWELVE (12) VENDOR MAY TE UPON GIVING ) DAYS WRITTE	ERMINATE THIS CON THE DIRECTOR OF	THIS "REASONABLITRACT FOR PURCHASING	
CONTRACT D	OCUMENT, THE	TERMS, CONDITION  THE LIFE OF THE	IS, AND PRICING	
WRITTEN COI SUBMITTED DAYS PRIOR BE IN ACCOR	NSENT OF THE TO THE DIRECT TO THE EXPIR RDANCE WITH T DNTRACT AND S	T MAY BE RENEWED SPENDING UNIT AN FOR OF PURCHASING RATION DATE. SUC THE TERMS AND CON SHALL BE LIMITED	D VENDOR, THIRTY (30) H RENEWAL SHALL DITIONS OF THE	
RIGHT TO CAN NOTICE TO T SUPPLIED AR	ANCEL THIS CO THE VENDOR IF RE OF AN INFE	CTOR OF PURCHASI ONTRACT IMMEDIATE THE COMMODITIES RIOR QUALITY OR OF THE BID AND	LY UPON WRITTEN AND/OR SERVICES DO NOT CONFORM	
MARKET, WIT ESTIMATE, I DIATE DELIV (INCLUDING	A SPENDING UN HOUT THE FIL TEMS SPECIFI PERY IN EMERG BUT NOT LIMI	E DIRECTOR OF PUIT TO PURCHASE OF A REQUISION THIS CONTRIBUTED ON THIS CONTRIBUTED TO UNITED TO DELAYS INTREASE IN THE VOLUME	N THE OPEN TION OR COST ACT FOR IMME- FORESEEN CAUSES TRANSPORTATION	
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IGNATURE	SEE REVE	RSE SIDE FOR TERMS AND CONDI TELEPHONE	ITIONS	
		TELEFRONE	DATE	
ITLE	FEIN		ADDRESS CHANGES	TO BE NOTED ABOVE



VENDOR

TITLE

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BUCKHANNON, WV
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DATE PRINTED. TERMS OF SALE SHIP VIA F.O.B. FREIGHT TERMS 07/27/2006 BID OPENING DATE: 09/06/2006 BID OPENING TIME 01:30PM CAT LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT ORDERED FOR DELIVERY DURING THE TERM OF CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN. ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN EQUIPMENT CONTRACT ORDER (FORM NUMBER WV-35) FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINA WV-35 MUST BE SENT TO THE PURCHASING DIVISION OF THE DEPARTMENT OF ADMINISTRATION. AFTER APPROVAL AND ENCUMBRANCE, ONE COPY OF THE PURCHASE ORDER WILL BE RETURNED TO THE SPENDING UNIT AND ONE COPY FOR-WARDED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT. NO ORDER IS VALID UNLESS APPROVED AND ENCUMBERED BY THE PURCHASING DIVISION. BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTICY PRIOTECTION, THIS CONTRACT IS AUTOMATI-CALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER. REV. 9/98 EXHIBIT 6 PRICE ADJUSTMENT PROVISION: THE STATE OF WEST VIRGINIA WILL CONSIDER BIDS THAT CONTAIN PROVISIONS FOR PRICE ADJUSTMENTS PRIOR TO THE ORIGINAL EXPIRATION OF THE CONTRACT, PROVIDED THAT SUCH PRICE ADJUSTMENT COVERS BOTH UPWARD AND DOWNWARD MOVEMENT OF THE COMMODITY PRICE, AND THAT ADJUSTMENT I BASED ON THE "PASS THROUGH" INCREASE OR DECREASE OF RAW MATERIALS AND/OR LABOR, WHICH MAKE UP ALL OR A SUBSTANTIAL PART OF A PRODUCT. ADJUSTMENTS ARE TO BE BASED UPON AN ACTUAL DOLLAR FIGURE, NOT A PERCENTAGE. ALL PRICE ADJUSTMENT REQUESTS MUST BE SUBSTANTIATED IN A MANNER ACCEPTABLE TO THE DIRECTOR PURCHASING, E.G. SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE FELEPHONE DATE



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RFQ NUMBER 707EC004 PAGE 5

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SIGNATURE						TELEPHONE			DATE		
ITLE		FEIN	V					ADD	RESS CHANGE	S TO BE NO	OTED ABOVE
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DATE PRINTED TERMS OF SALE SHIP VIA FREIGHT TERMS F.O.B. 07/27/2006 BID OPENING DATE: 09/06/2006 BID OPENING TIME 01:30PM CAT LINE QUANTITY TIME. ITEM NUMBER UNIT PRICE AMOUNT 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 TAX AND 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. UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), 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. West Virginia Tractor Company BIDDER: 9/5/06 DATE: SIGNED: President TITLE: \* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE DATE TITLE FEIN ADDRESS CHANGES TO BE NOTED ABOVE



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DATE PRINTED TERMS OF SALE SHIP VIA F.O.B. FREIGHT TERMS 07/27/2006 BID OPENING DATE: 09/06/2006 **BID OPENING TIME** 01:30PM CAT LINE **QUANTITY** UOP ITEM NUMBER UNIT PRICE AMOUNT IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. UP TO THE MAXIMUM YOU MAY REQUEST 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00) NOTICE A SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLES TON, WV 25305-0130 THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED: SEALED BID BUYER: 33 RFQ. NO.: 707EC004 BID OPENING DATE AND TIME PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE TITLE ADDRESS CHANGES TO BE NOTED ABOVE



TERMS OF SALE

# Request for Quotation

T

SHIP VIA

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FREIGHT TERMS

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F.O.B.

07/27/					
BID OPENING DATE:	09/	06/2006	BID	OPENING TIME	01:30PM
LINE	QUANTITY	UOP CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	 CONTACT P	ERSON (PLEASE	346-5305 PRINT CLEARLY): Gary Grady		
	***** T	HIS IS THE EN	D OF RFQ 707EC	004 ***** TOT	AL:
SIGNATURE TITLE		FEIN	VERSE SIDE FOR TERMS AND CON	D	ATE GES TO BE NOTED ABOVE
				ADUNESS CHAIN	GLO TO BE NOTED ABOVE

# WEST VIRGINIA DEPARTMENT OF TRANSPORTATION DIVISION OF HIGHWAYS EQUIPMENT DIVISION

#### BIDDER'S EVALUATION REPORT

#### PROCUREMENT SPECIFICATIONS FOR OPEN END CONTRACT

#### NO 612-3-K

#### 185 CFM AIR COMPRESSOR/PORTABLE

NOTE TO BIDDER: Procurement Specification No. 612-3-K, Paragraph 2.0 recommends the completion and submittal of this Report with your bid. Purpose of this Report is to enable the West Virginia Division of Highways Evaluation Committee to make full and fair evaluation of the bid. FAILURE TO SUBMIT THIS REPORT, COMPLETE IN ITS ENTIRETY, MAY SUBJECT THE BIDDER TO DISQUALIFICATION.

	Reference Requisition No								
	Bidder's Name:	West	Virginia	Tractor	Compa	ny			
	Address:	P.O.	Box 473	Charles	ton, W	V 25322			
	Telephone Numbe	er:	346-5301	<u> </u>				<del></del>	
	Years Bidder has l	been reg	istered to do	business w	ith the Sta	ate of West Virginia:	24	YRS.	
	Years Company has been an authorized dealer for proposed unit: -1							YRS	
X4 2	DELIVERY:								
X4.2 1	Delivery date of co	omplete	d representati	ve unit: 4	5	Calendar Days		Date of reement	
X422	Delivery date of b	alance o	f completed ı	inits:4	5	Calendar Day of Purchase A			

X5.0	AWARD CRITERIA:				
X5.1	Prices for units in quantities of:	1-5	\$15,600	per unit	
	•		\$15,600	per unit	
X6.0	SPECIFICATIONS - GENERAL				
X6.1	Manufacturer, model, series, and da	te of mai	nufacture of propose	d unit:	
AI	RMAN PDS185S-684	2007	and later		
Is	descriptive literature, fully describing	ng propos	sed unit attached to y	our bid?x_YESN	O
If	not, why?				
X6 2	Will the required number of service to the Equipment Division at Buckl				ed
	Will the required Equipment Prever Report) be provided upon inspectio		· · · · · · · · · · · · · · · · · · ·	n X6.2 of Bidders Evaluatio _xYESNO	n

X6.2 2-10-00

#### EQUIPMENT PREVENTATIVE MAINTENANCE QUESTIONNAIRE

THIS FORM MUST BE COMPLETED IN ITS ENTIRETY BY SUCCESSFUL BIDDER OR MANUFACTURER'S TECHNICAL REPRESENTATIVE PRIOR TO DELIVERY OF PILOT MODEL TO THE WVDOH.

DESCRIPT	ION:	<del></del>	MAKE:				
MODEL: _		YEAI	₹:	PURCHASE	AMOUNT:		
ENGINE:	MAKE:		MODEL:		FUEL TYPI	<b>3</b> :	
HORSEPO	WER:	CYLI	NDER:	ENGINE SE	RIAL:		
COOLING	SYSTEM CAPACITY						
	DESCRIPTION:			PART NUMI			
	FRONT MAKE & SI						
REAR MAKE & SIZE: DIMENSIONS OF UNIT:LENGIH:							
	CONTACT PERSON: _						
PARTS:							
SPARK PLU FUEL PUM ALTERNA STARTER N	MAKE: DE POST: UGS OR FUEL INJECT P OR INJECTION PUNIOR MAKE: MAKE:	ORS MAKE: _ MP MAKE:	PAR MOI PAR PAR	I # DEL: I #: I #:			
TURBO CH TRANS MA	ARGER MAKE: AKE: IC PUMP MAKE:	MODE	PAR L:	1 #: A	UTO/MANUAL		
HYDRAUL:	IC PUMP MAKE:		MOD	EL:			
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THER			OTHE				

X6 3	TRAINING:							
	Will training seminar be conducted on Preventive Maintenance, Op Training?	erato ×	or and Med_YES	chanic NO				
	Will you conduct training with each purchase order against this ope		d contract YES					
	Will training be conducted within 2 working days from the delivery individual purchase order?	of t	he pilot ur _YES	nit on the NO				
	If NO, explain time frame							
	Will an Operator's Manual be furnished to the Training Academy?	х	_YES	NO				
X6 4	If you are the successful vendor, will you furnish all training aids, i required in conducting the training?	e , v _ <u>x</u>	ideos, pro	jectors, NO				
X6.4.1	Will all manuals, booklets, etc. explaining preventive maintenance, service schedule be delivered with each unit?  If NO, explain	Х	ator proce	dures, andNO				
X6.5	WARRANTY AND SERVICE POLICY:							
	Will the warranty and service you provide comply with all areas as specifications.	state x	d in Section	on 6.5 of NO				
	Is warranty literature attached?	x	YES	NO				

# X6.5 WARRANTY AND SERVICE POLICY QUESTIONNAIRE

THIS FORM MUST BE COMPLETED IN ITS ENTIRETY BY THE SUCCESSFUL BIDDER OR MANUFACTURERS TECHNICAL REPRESENTATIVE PRIOR TO DELIVERY OF PILOT MODEL TO THE WVDOH (If additional lines are needed, make copies of form.)

1 De		ndard warranty If not offered, so state (Attach copy) rengiand gear coupling (five years if use					
		and five years for engine. See attached					
	warranty documen						
2 De manu	fine warranty service to facturer's representativ	be performed at DOH facilities and warranty service to be performed at e facility. List name and location of manufacturer's representative under warranty can be performed at West					
	Virginia Tractor	Company in Charleston. Some engine repairs					
	can be performed	l at authorized Nissan dealers.					
levels	, if known	entories that are within the State of West Virginia. Also, list availability eactor in Charleston can provide Airman parts.					
	Engine parts car	be purchased at Nissan dealers.					
	ring the term of warran that bidder will sell the	y, list the guarantee discount to manufacturer's published list price for parts to owner					
Α.	Terms: Net 30	Manufacturer's published list price less: % discount					
B.	Terms: Net 60	Manufacturer's published list price less: % discount					
C.	Terms: Net 90	Manufacturer's published list price less: % discount					
	ring the term of warrant on of Highways?	y, will all manufacturers or engineering improvements be submitted to X YESNO					
6 Dur	ing the term of warrant	y, list the guaranteed rates charged for repair to the unit.					
Α.	Shop Rate	\$ 60.00 per mechanic hour					
В	Travel Time Charge	\$ 60.00 per mechanic hour					
	(Specify if one-way)	; port to port ×					
C.	Mileage Charge (Specify if one-way	\$ 60.00 per vehicle mile ; port to port x					
D.	Field Mechanic Rate	\$_1.25 per mechanic hour					
E.	Specify period of time	e that prices are in effect: One year					
F	Surcharge for miscell:	nneous items: Overtime and holidays 150%					

X6 6	EVALUATION COMMITTEE REQUIREMENTS:			
	Is all component specifications, product literature, component mode Committee bid determination?		orovided fo YES	
X6 7	Will all parts, equipment, accessories, material, design and perform specified herein, but which are necessary to provide a complete unand conform in strength, quality of material, and quality of workmadvertised and provided to the market in general by the unit industrial.	it, be anshi 1y?	furnished p to those	with the unit which are
			YES	NO
X6.7 1	Are all parts and accessories adequate and regularly supplied as stathose which may be duplications of specifications herein, and excent to be furnished?	pt the		cification are
X6.7.2	Are all standard safety features that are required by Federal and Sta		atutes of la	
X7.0	SPECIFICATIONS OF THE QUOTED UNIT:			
	The bidder should complete the following schedule in order for the actual bid unit to the specifications. Should the bidder except a reception may be only on the basis that such feature is not offered Division will have the sole discretion as to whether the bidder's sub requirements of the specification	luiren by th	nent, then e manufac	such turer The
	Manufacturer: AIRMAN Model: PDS	1858	S-684	
X7.1	Compressor:			
X7.1.1 X7.1.1	Type: Rotary Twin-Screw, Single-Stage  1 Is unit self-contained, fully enclosed HD portable air compressor	? <u>×</u>	_YES	NO
X7.1.2	Free Air Capacity: 185 CFM			
X7.1.3	Type of lubrication for sealing and cooling of pump? compresse	d pı	ressure	
X7.1.4	Is oil filter the replaceable elementor spin-on full flow type	x_?		
X7.1.5	Is air intake filter dry type with maintenance signal?	_X	_YES	_NO
X716	Are bearings anti-friction type and heaviest duty offered?	x	_YES	NO
X72	Is air receiver ASME code construction?  Working pressure 100 PSIG	X	_YES	NO

X721	Air receiver capacity 1 • 06cubic fe	et with safety valve a	ind two (2)	3/4" servi	ce valves
	(universal type)	•	x	_YES	NO
X722	Is discharge line fitted with an automatic	discharge moisture t	ran and loc	ated hetwo	een air
287,2.2	receiver and service valve:	disentinge moistaire t	<u>X</u>	YES	_NO
X7.2.3	Does unit have two (2) discharge line lub easily accessible?	ricators of one (1) qu	art each to	each outle YES	et, fitted and NO
X7 3	Engine:				
X7.3.1	Type:Diesel powered,				
	How is engine cooled?water coo	led			
X7.3 1	1 Unit BHP 51 at continuous		00 I	RPM	
X7 3 2	Electrical system equipped with 12 vo	lt and heaviest duty	offered?_x	YES _	NO
X7.3.3	Fuel tank capacity 24	US	gallons		
X7.3.4	Is rain cap provided to protect engine and Not required due to position	muffler?	exhaust	YES x	_NO
X7 4	Is cooling system of sufficient capacity to delivery and pressure continuously?	allow engine and co	mpressor t	o operate a YES	at rated air NO
X7 4 1	Engine coolant rated atd	egrees F			
X7.5	Safety Devices and Instrumentation:				
X75.1	Does unit have automatic blow-down val-	ve?	<u> </u>	YES	_NO
X752	Does engine shut down by high discharge	air temperature, low	engine oil	pressure a	ınd high
Z(1.5 L	engine temperature?		<u>x</u>	YES	_NO
X7.5.3	Does unit have excess air flow safety valv	e and minimum pres	ssure valve'	? _YES	_NO
X7.5.4	Are the following gauges located in units	instrument panel:			
X7.5.4	1 Tachometer, engine RPM		<del> </del>	YES x	_NO
X7.5.4	2 Ammeter or Voltmeter	Warning light	· · · · · · · · · · · · · · · · · · ·	YES x	_NO
X7 5 A	3 Engine temperature gauge	Warning light		YES x	NO

X754	4 4 Engine oil pressure gauge	Warning light		YES ×	NO	
X7 5 4	5 Discharge air pressure gauge		X	_YES	NO	
X7.5 4	6 Fuel gauge		X	_YES	_NO	
X7 5 4	7 Hour meter		x	_YES	_NO	
X7.6	Are start and stop controls located on control	ol panel?	_x	_YES	_NO	
X7.7	Are all operation, maintenance and instruct controls?	tion decals located in a co		cuous plac _YES		
X7.8	Are controls the 0-100% demand type/cont	rolling engine speed/inta		f air compr YES		
X7 9	Accessories:					
X7 9.1	Does unit have service drain valve?	-	х	YES	_NO	
X7.9 2	Is vandalism protection kit included?	-	х	YES	_NO	
X7.9 3	Are lockable tool boxes included?	~	x	YES	_NO	
X7.9 4	Does each unit have one (1) set of replacemengine air, fuel and lube oil included with d	<del></del>	or air	and lube of	il and _NO	
X7.9.5	Lifting bail, single point?	-	х	_YES	_NO	
X7.9.6	Are twin hose reels capable of holding 50 fe	oot' x 1 inch O.D. hose?	x	YES	_NO	
X7 10	Is compressor mounted on a two (2) wheele	ed type towing trailer?	Х	YES	_NO	
X710	Is engine/compressor frame mounted in a r	manner to minimize vibr	ation	? <u>*</u> YE	S	_NO
X7.10.2	2 Is suspension sufficient strength/handling	of unit at top speed of 55		H? YES	_NO	
X7 10.3	B Does trailer have retractable, swivel type t	hird wheel?	х	YES	_NO	
X7.10 4	Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of Tread T area of T	ype <u>Load</u> Rang <u>x</u> YESNO	ge4	PR		
X7 10.5	Does hub have trailer wheel bearing protection  Manufacturer: Croft	etor?	<u>x</u>	YES	_NO	

X7 10.6 Does unit have draw bar with pintle eye and safety chains?	YES	NO
X7.10.7 Does trailer have stop lights, tail lights, directional indicators, (LF and license plate bracket?	ED type) licensxYES	e plate light NO
X7 10 8 Male plug for towing vehicle specify: standard 4-wire		
X7 10 9 Does trailer meet or exceed all applicable West Virginia Departm Codes, and is towable at speeds up to 55 MPH?	ent of Motor V _x_YES	ehicles NO
X7.11 Paint: Describe proposed method of painting and striping the unit:		
Standard paint scheme is gray lower and blue	upper in	
powder coat. Due to the powder coat process	and manufa	cturer's
processes, we offer this paint scheme. As an the unit sanded and painted white: \$500 for u	options we pper only,	can have \$1000 total.
Is a sample of proposed white paint attached to bid?  If no, when will sample be submitted: As requested.	YESx	NO
X7 12 Does unit meet or exceed the OSHA of 1970" and/or subsequent ch	anges? xYES	NO
X7.13 Does unit conform to the advertising guidelines?	_x_YES	NO

#### WEST VIRGINIA TRACTOR COMPANY

707EC004 Exceptions to Specifications

- X7.3 4 There is no rain cap because of the position of the exhaust in the machine and the design of the exhaust system, which drains.
- X7.4.1 Engine coolant is rate at -20 degrees F in lieu of -32 degrees.
- X7.5.4.1 Unit does not have a tachometer.
- X7.5.4 2 Unit has warning light in lieu of ammeter gauge.
- X7.5.4.3 Unit has warning light in lieu of engine temperature gauge.
- X7.5.5.5 Unit has warning light in lieu of engine oil pressure gauge.
- X7.10.4 Tire size is ST185/80R13 4PR
- Y7.11 Paint is manufacturer's standard powder coat process in blue upper and gray lower. As an option, the unit can be sanded and painted white: \$500 each machine for upper in white in lieu of blue and \$1,000 each machine for upper and lower in white in lieu of blue upper and gray lower. If the optional white color scheme is selected, the WVDOH blue and gold reflective stripes with WVDOH decal will be included.

#### WEST VIRGINIA TRACTOR COMPANY

#### COMPLIANCE WITH WEST VIRGINIA PURCHASING RULES

As required by law and West Virginia Department of Administration, Purchasing Division Legislative Rule 148 CSR 1, West Virginia Tractor Company is licensed and in good standing with any and all state and local laws and requirements, including the West Virginia Secretary of State's office, the West Virginia Tax Department, the West Virginia Insurance Commission, or any other state agencies or political subdivisions, including the West Virginia Division of Motor Vehicles as a trailer dealer (DTR-1594) and as a new vehicle dealer (D-43).

West Virginia Tractor Company does not discriminate against any employee or applicant for employment because of race, religion, color, sex, handicap, or national origin.

### AIRMAN LIMITED WARRANTY CERTIFICATE

Airman® ("Manufacturer") guarantees the 6B4 Air Compressor ("Product"), to be free from defects in material and workmanship, subject to the limitations set forth below.

The original purchaser shall be entitled to the rights and claims expressly stipulated herein. This limited warranty shall become effective on the original purchase date of the Product. The extent of the Manufacturer's liability under this limited warranty is, to repair defects arising from materials and workmanship or to replace defective parts according to the Manufacturer's discretion.

This limited warranty shall apply to defects that become apparent within the following respective time periods:

The complete machine within 1 year of the original purchase date.

The air-end within 2 years from the original purchase date

(A 5-year air-end warranty is available based on exclusive use of Airman oil and

Internal parts of the Nissan engine within 5 years / 5000 hrs (Whichever occurs first) of the original purchase date.

This limited warranty does not apply to:

From: (856) 467-5235

- 1 Consumable, expendable and normal maintenance items, such as, but not limited to: batteries, bulbs, fan belts, lenses, lubricants, etc.
- 2. Defects that cannot be proven to have their origin in inferior material, faulty design or poor workmanship.
- Wear and tear, misuse or abuse, damage caused by accident, or unusual physical stress.
- 4 Transportation or cleaning necessary to perform warranty repairs.

The following actions will terminate and render this warranty void:

- I Failure to observe the Manufacturer's operating instructions.
- 2 Noncompliance with the Manufacturer's recommended specifications.
- 3 Incomplete or non-performance of the Manufacturer's recommended maintenance requirements.
- 4. The influence of chemical or electrolytic action, exposure to hazardous or corrosive substances.
- 5 Acts of nature, such as floods or lightening, etc.

In the event a defect covered by this limited warranty is discovered and the purchaser does not immediately take appropriate action to mitigate the damage, notify the Manufacturer, provide the Manufacturer with adequate time and opportunity to repair the Product or remedy the defect, and comply with the Manufacturer's instructions with respect to the return of defective Product or parts, this limited warranty is void Warranty is solely through a Manufacturer-authorized service representative. Repairs of this Product by anyone other than a Manufacturer-authorized service representative voids this limited warranty. Extended warranty is through Mitsui Machinery.

The Manufacturer's liability shall, under no circumstance, exceed reimbursement to the extent the Manufacturer has received payment, of the purchase price of the Product for which the warranty claim is made. The Manufacturer shall not be responsible for any type of incidental, consequential, or special damages such as, but not limited to: lost profits, downtime expenses, or injury to property or person Other than as expressly set forth in this limited warranty, the Manufacturer shall not be responsible for the use and service of this Product. This limited warranty is exclusive and expressly in lieu of all other warranties, expressed or implied. All implied warranties, including but not limited to those implied warranties of fitness and merchantability and all other obligations and liabilities on the part of the Manufacturer, are excluded.

Serial Number Customer:	: Hr Meter:	Date of Sale:/_/ Airman Representative:

REQ No	<b>707EC0</b> 04
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# AFFIDAVIT

#### West Virginia Code §5A-3-10a states:

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 the debt owned is an amount greater than one thousand dollars in the aggregate

#### **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

"Debtor" means any individual, corporation, partnership association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions.

"Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities

"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

#### **EXCEPTION:**

The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this 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

#### LICENSING:

The vendor must be licensed in accordance with any and all state requirements to do business with the state of West Virginia

#### CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendors should visit <a href="https://www.state.wv.us/admin/purchase/privacy">www.state.wv.us/admin/purchase/privacy</a> for the Notice of Agency Confidentiality Policies

Under penalty of law for false swearing (West Virginia Code, §61-5-3), it is hereby certified that the vendor acknowledges the information in this said affidavit and are in compliance with the requirements as stated

Vendor's Name:	West Virginia Tractor Company	
Authorized Signature: _	Janu Date: 9/5/06	
Na Dahé Affidasia		

No Debt Affidavit Revised 02/08/06