

TERMS OF SALE

Request for Guotation DPS0720

DPS0720

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GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

- 1. Awards will be made in the best interest of the State of West Virginia.
- 2. The State may accept or reject in part, or in whole, any bid.
- 3. All quotations are governed by the West Virginia Code and the Legislative Rules of the Purchasing Division.
- 4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125.00 registration fee.
- 5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
- 6. Payment may only be made after the delivery and acceptance of goods or services.
- 7. Interest may be paid for late payment in accordance with the West Virginia Code.
- 8. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
- 12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 13. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, this contract is automatically null and void, and is terminated without further order.
- 14. HIPAA Business Associate Addendum The West Viginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

INSTRUCTIONS TO BIDDERS

- 1. Use the quotation forms provided by the Purchasing Division.
- 2. SPECIFICATIONS: Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as EQUAL to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
- 3. Complete all sections of the quotation form.
- 4. Unit prices shall prevail in cases of discrepancy.
- 5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 6. BID SUBMISSION: All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications.

SIGNED BID TO:

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



DOCKER

RFQ COPY

AmeriGas Propane 460 North Gulph Road

Director Government Contracting

King of Prussia PA 19406

TYPE NAME/ADDRESS HERE

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

Request for Quotation

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BUYER 32 304-558-0492

WEST VIRGINIA STATE POLICE

4124 KANAWHA TURNPIKE SOUTH CHARLESTON, WV 25309 304-746-2141

ADDRESS CHANGES TO BE NOTED ABOVE

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WEST VIRGINIA STATE POLICE

4124 KANAWHA TURNPIKE SOUTH CHARLESTON, WV 304-746-2141 25309

RFQ COPY TYPE NAME/ADDRESS HERE

AmeriGas Propane 460 North Gulph Road King of Prussia PA 19406

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Request for Quotation

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WEST VIRGINIA STATE POLICE

4124 KANAWHA TURNPIKE SOUTH CHARLESTON, WV 25309 304-746-2141

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AmeriGas Propane 460 North Gulph Road King of Prussia PA 19406

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State of West Virginia
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ADDRESS CORRESPONDENCE TO ATTENTION OF

RFQ COPY TYPE NAME/ADDRESS HERE

AmeriGas Propane 460 North Gulph Road King of Prussia PA 19406 WEST VIRGINIA STATE POLICE

4124 KANAWHA TURNPIKE SOUTH CHARLESTON, WV 25309 304-746-2141

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Director Government Contracting FEIN 232787917 ADDRESS CHANGES TO BE NOTED ABOVE WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

BID SPECIFICATION – DPS 0720 West Virginia State Police Liquid Propane Gas (LPG) SPECIFICATIONS

GENERAL INFORMATION

The West Virginia State Police (hereinafter referred to as "Agency") intends to establish an open end contract for the purchase and delivery of Liquid Propane Gas (LPG) for consumption at the Agency facility specified below:

Location:

Troop 2 Headquarters

West Virginia State Police

Size of Facility:

20,000 sq. ft.

Capacity:

2 underground tanks @ 1,000 each

4 above ground tanks @ 1,000 each

Estimated Annual Usage:

25,000 gallons

This facility is located within the Bardane Industrial Park (off State Route 9) near Kearneysville, Jefferson County, West Virginia. LPG will be used for the heating of this facility.

Quality of Product

The Agency reserves the right to require that prospective Vendors provide proof of the quality of product provided, both during the bid evaluation process, and at any time during the life of the contract. Such proof may include the identity and location of the refiner producing the fuel, and the exact specifications/content of the fuel.

Vendors must be an established Refiner, Distributor or Dealer, and must satisfactorily prove to the Agency that adequate facilities and/pr equipment are available to perform all the requirements of this contract. References may be required.

In the event any adulterated or substandard fuel is delivered, all costs associated with emptying and cleaning the Agency's tank(s) will be the responsibility of the Vendor.

Delivery

All costs associated with delivery must be reflected within the below section(s) entitles "Price Quotations."

If an order is placed by Agency personnel, delivery must be made within 48 hours of the time when the order is placed. Agency orders will be placed by telephone or fax. It is the intent of the Agency that "<u>manual" orders</u> of this type will be the exception, and will only be used in other than normal circumstances (see "automatic fill" below).

Prospective Vendors <u>must</u> be willing and able to place the location served by this contract on an <u>"automatic fill"</u> program. For the purposes of this contract, the term "automatic fill" means the Vendor will monitor fuel consumption at the facility in order to establish a consumption track record for the facility. Having established this track record, the Vendor will then replenish the facility's fuel tank(s) automatically without an order even being placed by Agency personnel. The object of this program is to eliminate the need for Agency personnel to monitor fuel levels and place orders, while at the same time not running the risk of being out of fuel.

Delivery documents must be presented to Agency personnel when fuel is unloaded. The documents must be signed by an Agency employee after unloading and verification of quantity received is made.

The Vendor will not be held liable in damages for the delay of shipment or failure to deliver caused by fire, flood, Acts of God, Acts of government or by any other circumstances which in the opinion of the Agency are beyond the control of the Vendor. The Agency may, in its discretion, purchase the product on the open market until such time as product becomes available from the Vendor.

Taxes

The West Virginia State Police, as an agency of the State of West Virginia is exempt from West Virginia Consumer Sales Tax (\$0.0485). The State of West Virginia does not charge State Excise Tax on LPG. All invoices are to be submitted for payment of "Net" of taxes.

Pricing

Vendors must bid a "Firm Fixed Mark-Up Price" per gallon on fuel (inclusive of all delivery costs). The Vendor is to bid only a firm fixed mark-up for business profit and expenses in supplying the product to the Agency.

Invoicing

Vendor shall invoice the Agency their "Firm Fixed Mark-Up Bid Price" plus the Oil Price Information Service (OPIS) weekly newsletter published price for the week preceding delivery, OPIS, as published by United Communications Group, 11300 Rockville Pike, Suite 1100, Rockville, Maryland 20852 (telephone 800-929-4824). Vendors shall be required to submit proof of cost in conjunction with the submission of invoices. A copy of the page(s) showing the date and the cost will be acceptable.

Agency Points of contact

The Agency contact responsible for placing orders and processing of invoices will be:

Fax:

Logistics Officer or Troop Clerk - Troop 2

Troop 2 Headquarters

Voice: (304) 725-3659 (304) 728-6001

West Virginia State Police 113 Industrial Boulevard

Kearneysville, WV 25430

Bid Evaluation and Award

In-state Vendor Preference will be considered, if checked on the RFQ by the respective in-state Vendor. Such preference will be added to the out-of-state vendor's mark-up price for the purpose of bid evaluation.

Questions

Any questions concerning the intent of this bid specification should be directed to:

Carole Woodyard WV State Police Procurement Division 4124 Kanawha Turnpike South Charleston, WV 25309 (304) 746-2141 cwoodyard@wvsp.state.wv.us

Vendor Registration



RFQ COPY

AmeriGas Propane 460 North Gulph Road

King of Prussia PA 19406

TYPE NAME/ADDRESS HERE

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

Request for Quotation

DPS0720

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WEST VIRGINIA STATE POLICE

4124 KANAWHA TURNPIKE SOUTH CHARLESTON, WV 304-746-2141 25309

DATE PRINTED	, TER	MS OF SALE	SHIP VIA		OB.	FREIGHTTERMS
12/14/200	6				7745 0	1 . 7 O D M
BID OPENING DATE:	12/28/		BID	OPENING		1:30PM
LINE	QUANTITY	UOP CAT	ITEM NUMBER	U	NIT PRICE	AMOUNT
YEA	BUSINESS ARS IMMEDI	ATELY PREC	LY IN WEST VIRGI EDING THE DATE O	NIA FOR F THIS	POUR (4)	
WH: A I HA: BU: FO	ICH HAS AN MINIMUM OF S MAINTAIN	AFFILIATE ONE HUNDR ED ITS HEA HIN WEST V RS IMMEDIA	ORATION NONRESIDER OR SUBSIDIARY WE STATE RESIDEN QUARTERS OR PRINTERING TELY PRECEDING	HICH EN ITS AND ICIPAL F USLY FO	MPLOYS WHICH PLACE OF OR THE	18. 3. s. 18. 3. s.
B. RE	APPLICAT ASON CHECK	ION IS MAI	E FOR 2.5% PREFE	RENCE I	FOR THE	·
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SIGNATURE	NU	\mathcal{N}	Titum (1011)	201-529-57	25	6/20/06
Director Governme	t Cambra atima	FEIN 2327879	17			GES TO BE NOTED ABOVE
WHEN	RESPONDING	TO RFQ, INSE	RT NAME AND ADDRES	S IN SPAC	E ABOVE LAB	ELED 'VENDOR'

BID FORM

Charlestown Facility

Provide all figures	s in	written	and	numeric	form:
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Telephone and Fax Number of Individual Submitting Bld

Firm Fixed Mark-Up Price	\$	\$0.58	
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1/10/	}		
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Signature of Individual Su	bynitting Bid		Date
Director of Government Contrac	ting		
Title of Individual Submitting	g Bid	ay a mananana hara dan da dan da dan da dan da dan da da dan da	•
201-529-5725 Fax 201-529-3	956		•