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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

### Request for Quotation

ST-P FO

RFONUMBER RMA70016 PAGE 1

KRISTA FERRELL
304-558-2596

304-558-2596

WV STATE RAIL AUTHORITY

(DBA) SOUTH BRANCH VALLEY

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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.
- 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



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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

# Request for

SH-P FO

REONUMBER RMA70016

ADDRESS:CORRESPONDENCE TO ATTENTION OF

KRISTA FERRELL 304-558-2596

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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

#### Request for Quotation

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KRISTA FERRELL

ADDRESS CORRESPONDENCE TO ATTENTION OF 304-558-2596

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WV STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DRIVE MOOREFIELD, WV 26836 304-538-2305

DATE PRINTED TERMS OF SALE SHIP VIA FO.B. FREIGHT TERMS 10/12/2006 11/15/2006 BID BID OPENING DATE: OPENING TIME LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT ALL OF THE TEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT (XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. | UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000. ) BUILDERS RI\$K IN\$URANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT. (XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A PERFORMANCE AND LABOR & MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$10,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCECPTABLE IN LIEU OF THE 5% BID BOND! PERFORMANCE BOND, OR LABOR AND MATERIAL BOND. ) MAINTENANCE BOND A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR REV. 11/00 EXHIBIT 7 SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE TITLE PEIN ADDRESS CHANGES TO BE NOTED ABOVE



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

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REQNUMBER RMA70016

\*\*\*\* ADDRESS CORRESPONDENCE TO ATTENTION OF: KRISTA FERRELL 304-558-2596

WV STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DRIVE MOOREFIELD, WV 26836 304-538-2305

MODZINA

DATE PRINTED TERMS OF SALE SHIP VIA F.O.B. FREIGHTTERMS 10/12/2006 OPENING TIME <del>01:30PM</del> 11/15/2006 BID OPENING DATE: QUANTITY ITEM NUMBER LINE UOP UNIT PRICE AMOUNT DOMESTIC ALMMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORK\$, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$\$0,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES IN ADDITION ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE STEE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS. FOREIGN MADE ALUMINUM GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE IF THE DOMESTIC ALUMINUM, CLASS OR STEEL PRODUCTS. PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS. IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST \$ID DOMESTIC PRODUCTS! THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE mon Ila TITLE ADDRESS CHANGES TO BE NOTED ABOVE



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PAGE 5

KRISTA FERRELL
304-558-2596

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| DATE PRIN         | (ED TER<br>72006   | IMS OF SALE   | SHIP VIA  | FO.B   | FREIGHTTERMS          |
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Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WV 25305-0130

# Request for SEFONUMBER

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ADDRESS CORRESPONDENCE TO ATTENTION OF KRISTA FERRELL 304-558-2596

WV STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DRIVE MOOREFIELD, WV

304-538-2305 26836

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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

# Request for PRONUMBER

RMA70016

ADDRESS:CORRESPONDENCE TO ATTENTION OF KRISTA FERRELL 304-558-2596

WY STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DRIVE MOOREFIELD, WV

26836

304-538-2305

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ANDOUR

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# Request for Quotation

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PAGE 8

KRISTA FERRELLI
304-558-2596

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BOOZE

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

### Request for Quotation

RMA70016

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ADDRESS CORRESPONDENCE TO ATTENTION OF KRISTA FERRELL 304-558-2596

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#### **BID REQUIREMENTS**

Contractor MUST have previous experience in railroad crosstie replacement and track surfacing.

A mandatory prebid meeting will be held on October 23, 2007 at 1:00 pm at the SBVR office in Moorefield. This meeting will include an inspection trip of the portion of the railroad that is to receive the new ties. Bidders must provide their own hi-rail vehicle or make arrangements with other potential vendors to ride with them. If a vendor comes to the prebid without making prior arrangements for hi-rail access and there are no seats available, the contractor will be unable to inspect the track and possibly be unable to bid on this project.

The quantities in the RFQ are for estimating purposes only. The actual scope of work will be issued to the contractor on a written state contract order (Form number WV-39). The awarded unit price will be used to determine the cost of the actual scope of work authorized.

For bidding purposes, contractor is to give a unit cost for each item listed below. Low bid will be determined by the lowest total amount for all unit costs multiplied by the estimated quantities as listed below:

Tie Replacement (excluding gaging, tamping and ballast regulation)
Estimated quantity 5,000 ties x unit cost \$98.99\$ per tie = \$494,99

Gaging (new and respiked crossties)
Estimated quantity 7,000 ties x unit cost \$ 9.28 per tie = \$ 64,960.00

Ballast Placement
Estimated quantity 7,000 tons x unit cost \$ 32.48 per ton = \$ 227, 368.00

Surfacing/Ballast Regulation
Estimated 77,620 track feet x unit cost \$ 2.25 per track foot = \$ 175, 170.00

Bolt Tightening/Replacement Estimated quantity 11,000 bolts x unit cost  $\frac{2.11}{2.11} = \frac{2.31220.00}{2.11}$ 

Mobilization + 130 Nd = 8Estimated quantity one trip x unit cost -21,000 = -8 -42,000 -9

TOTAL COST OF ESTIMATED AMOUNTS: \$ 1,027,708.00

Vernon Lear MANAger of Track operation's BAltimore m.D.