



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

# Request for Quotation

RFQ NUMBER
667C0031

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
JOHN JOHNSTON 304-558-2402

VENDOR

\*709053151      304-864-6577  
 PRESTON TIRE & RECYCLING INC  
 ROUTE 1 BOX 1325  
 KINGWOOD WV 26537

SHIP TO

DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
06/27/2007				

BID OPENING DATE: 08/01/2007      BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		070-61		
<p>WASTE TIRE DISPOSAL</p> <p>OPEN END CONTRACT</p> <p>TO PROVIDE ENCLOSED BOX TRAILERS AT LOCATIONS SPECIFIED HEREIN TO PROPERLY MANAGE WASTE TIRES IN COMPLIANCE WITH 33CSR5, "THE WEST VIRGINIA WASTE TIRE MANAGEMENT RULE."</p> <p>THERE WILL BE A MANDATORY PRE BID CONFERENCE AT THE STATE CAPITOL COMPLEX, BUILDING 5, ROOM 122, AT 10:00AM ON 7/16/07. FAILURE TO ATTEND THE PRE BID CONFERENCE WILL RESULT IN BID DISQUALIFICATION.</p> <p>SEE ATTACHED</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON ..... AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p>						

RECEIVED

2007 JUL 31 P 4:01

PURCHASING DIVISION  
STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Raren Sue Dose</i>	(304) 568-2998	7/26/07
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
President	55-0749468	

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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<p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICE SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Karen Sue Pass</i>	TELEPHONE <i>(304) 568-2998</i>	DATE <i>7/26/07</i>
TITLE <i>President</i>	FEIN <i>55-0749468</i>	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 04/11/2001</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY FOR ORDERS THAT ARE LESS THAN \$2,500 AS A CONDITION OF AWARD.</p> <p>VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR</p>						

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SIGNATURE: <i>Karen Sue Pass</i>	TELEPHONE: (304) 568-2998	DATE: 7/26/07
TITLE: <i>President</i>	FEIN: 55-0749468	ADDRESS CHANGES TO BE NOTED ABOVE

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				(4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR		
				( ) BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO 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 CORPORATION 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.		
				B. APPLICATION IS MADE FOR 2.5% 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		
				( ) BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY		

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<i>Raven Lee Pass</i>	(304) 568-2998	7/26/07
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President	55-0749468	

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<p>WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX &amp; 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 ISSUED; 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.</p> <p>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.</p> <p>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</p>						

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PURCHASING DIVISION IN WRITING IMMEDIATELY.						
BIDDER: <u>Preston Tire &amp; Recycling Inc.</u>						
DATE: <u>July 26, 2007</u>						
SIGNED: <u>Karen Sue Pass</u>						
TITLE: <u>President</u>						
* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 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 CHARLESTON, WV 25305-0130						
THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:						

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TITLE <u>President</u>	FEIN <u>55-0749468</u>	ADDRESS CHANGES TO BE NOTED ABOVE

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SEALED BID						
BUYER:			33			
RFQ. NO.:			667C0031			
BID OPENING DATE AND TIME				8/01/07	11:30 P.M	
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
			304-568-2998			
CONTACT PERSON (PLEASE PRINT CLEARLY):						
			KAREN SUE PASE			
***** THIS IS THE END OF RFQ 667C0031 ***** TOTAL: _____						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Karen Sue Pase</i>	TELEPHONE (304) 568-2998	DATE 7/26/07
TITLE President	FEIN 55-0749468	ADDRESS CHANGES TO BE NOTED ABOVE

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## SPECIFICATIONS

The following sections of the West Virginia Department of Highways Standard Specifications Roads and Bridges, as modified by any current Supplemental Specifications shall apply to the administration of this contract: 101, 102.4, 102.5, 105.1, 105.4, 105.10, 105.11, 105.12, 105.13, 105.17, 107.1, 107.2, 107.3, 107.5, 107.6, 107.7, 107.12, 107.14, 107.19, 107.20, 108.8, 109.2, 110.1, 110.2, and 110.3

West Virginia Department of Highways, Standard Specification Roads and Bridges, may be obtained from:

Engineering Division, Technical Section  
Room A-650  
West Virginia Division of Highways  
State Capitol Complex, Building 5  
Charleston, West Virginia 25305  
Phone: 304-558-2885

## PURPOSE OF CONTRACT

The State of West Virginia, Division of Environmental Protection's REAP Section and the West Virginia Division of Highways, needs a contract for managing waste tires generated during open dump cleanup projects and adopt-a-highway projects and those generated by DOH in their fleet management operations. As a result of the June 1, 1996 legislative mandate to ban tires from disposal in landfills, a safe, cost effective option for managing waste tires is needed. The DEP/DOH recognizes the need to properly manage the disposition of waste tires generated during state sponsored cleanups and by the DOH fleet in their day to day operations. Any option proposed by a qualified vendor must be in compliance with West Virginia's Waste Tire Management Rule, 33CSR5, which became effective June 2, 1996. A copy of this rule can be obtained by contacting the Secretary of State's Office at 558-6000.

## SCOPE OF WORK

The DOH will identify location sites on their property where the successful vendor will place enclosed box trailers for the purpose of temporarily storing waste tires from cleanups. The minimum size box trailer must be capable of holding at least 80 cubic yards (40' x 7 1/2' x 7 1/2') of stacked tires (approximately 1100 passenger car tires equivalents). The unit price of this contract will be per cubic yard. The vendor will furnish heavy-duty locks for each trailer, all keyed alike and will furnish the DEP & DOH 3 keys each per lock. It is the intent of this contract to fill each trailer over time and to call the successful vendor when a trailer is full. After receiving the call the successful vendor must have the full trailer removed and an empty trailer in its place within 5 days.



Tires from cleanups can be muddy and may be wet. DEP/DOH is not responsible for cleaning trailers or for any water damage to trailers. DEP/DOH intends to hand-load trailers in order to maximize capacity and assure that waste tires are placed in an orderly manner. Trailers must be in good working order. DEP/DOH is not responsible in any way for the trailer including vandalism. Every effort will be made to place trailers in a secure area.

### **RECORDKEEPING REQUIRMENTS**

The DEP and DOH shall be responsible to record the number of waste tires placed in the box trailer by each agency. This information shall be recorded on a log sheet posted on the inside of each box trailer and the data shall be entered by the agency representative each time waste tires are placed in the box trailer. The completed log sheet shall be removed from the box trailer and kept in a permanent file at the DOH location prior to the removal of a loaded box trailer by the vendor. A copy of the log sheet shall be provided to the DEP and the vendor each time prior to the removal of a loaded box trailer. The vendor shall be responsible to submit a quarterly report to the WVDEP, Solid Waste Management 7 Environmental Restoration Section at 601 57th Street, SE, Charleston, WV 25304. This report shall include, at a minimum, the following information: Name, address, telephone number and certification motor carrier identification number of the vendor (waste tire hauler), number of waste tires hauled from each DOH location and the name, address and telephone number of the waste tire monofill, storage cell, waste tire processing facility or other approved facility to where the waste tires were hauled by the vendor (inside or outside the State of West Virginia).

### **TERMS**

1. DEP – Division of Environmental Protection-Office of Waste Management or its authorized representative.
2. DOH – Division of Highways or its authorized representative.
3. Waste tires – For the purpose of this contract, means automobile and truck tires or parts thereof which have been illegally or improperly stored or disposed and are subject to be cleaned up by DEP/DOH and tires generated by DOH during its day to day operations.
4. Vendor – Any potential company which would bid on this RFQ. Also includes the terms "apparent low bidder" and "successful bidder" which will be further identified as a waste tire hauler.
5. Tire disposal – Any legal method disposing of waste tires or parts thereof.
6. Tire recycling – Includes any approved method for reusing the components of a tire. Can be either a mechanical or chemical process.

## SECURITY

All trailers will remain locked except during loading/unloading. Only DOH, DEP and their authorized contractors will have keys to the trailers. The general public will not have access to the trailers nor will the trailers be available to any party other than DEP and DOH. The loading of tires into trailers by DOH, DEP and their authorized contractors will be limited to 8:00 am – 4:00 pm, Monday through Friday unless other arrangements are made with the DOH. Trailers will not be parked closer than 50 feet from any structure.

## INVOICING AND PAYMENT

Posted on the inside of each trailer will be a log sheet which will identify the source of the waste tires. It is the DOH's responsibility to use this log sheet to properly account for the tires for billing purposes.

The vendor will submit each invoice, not more frequently than monthly, to the DOH at the following address:

Division of Highways  
Building 5, Room A-221  
1900 Kanawha Blvd., East  
Charleston, WV 25305-0430

The DOH will bill the DEP for its share of each invoice and the DEP will reimburse, by IGT, the DOH for its share of the cost.

## BIDDING AND AWARD

Each perspective bidder may bid on any or all locations. Each location will be awarded to the lowest compliant bidder for that location. The bidding schedule 1 for specific location containing the 12 locations per cy will be for a trailer to be left at that specific location until the contractor is requested to remove it and replace it with another trailer.

The bidding schedule 2 containing the 12 locations with mobilization per each, mobilization per mile and per cy, will be for trailers to be spotted at sites specified by the Division of Highways or The Department of Environmental Protection for tire pile remediations.

The lowest compliant bidder for each location will be determined by multiplying the per cy price by 100, the per mile price by 50 and adding the mobilization charge per each. The bid for that location will be awarded to the bidder with the lowest sum under this formula.

The mobilization charge per each, the per mile charge for the miles from the location to the specified site, and the per cy price for the cubic yard capacity of the trailer will be paid for each trailer mobilized to a specified site.

NOTE: Vendor should type Bid Schedule

**BIDDING SCHEDULE 1 FOR SPECIFIC LOCATION**

Location 1	Rand Storage Lot, Rand	bid: \$ _____ per cy.
Location 2	Cabell County Headquarters (Huntington)	bid: \$ _____ per cy.
Location 3	Wood County Headquarters (Parkersburg)	bid: \$ _____ per cy.
Location 4	D-4 County Headquarters (Clarksburg)	bid: \$ _____ per cy.
Location 5	D-5 Headquarters (Burlington)	bid: \$ _____ per cy.
Location 6	D-6 Equipment Shop (Triadelphia)	bid: \$ _____ per cy.
Location 7	Lewis County Headquarters (Weston)	bid: \$ _____ per cy.
Location 8	D-8 Headquarters (Elkins)	bid: \$ <u>100.00</u> per cy.
Location 9	D-9 Equipment Shop/Greenbrier County Headquarters	bid: \$ _____ per cy.
Location 10	D-10 Headquarters (Princeton)	bid: \$ _____ per cy.
Location 11	Berkeley County Headquarters (Martinsburg)	bid: \$ _____ per cy.
Location 12	Corridor G Subheadquarters, Miller Creek, Mingo County	bid: \$ _____ per cy.

**BIDDING SCHEDULE 2 FOR ADDITIONAL TRAILER OR TRAILERS SOMEWHERE WITHIN LOCATION 1 THROUGH 12**

To Location 1	<b>Rand Storage Lot (Rand)</b>	
	Mobilization per trailer to Location 1	bid: \$ _____ per each
	Mobilization per mile from Location 1 Site	bid: \$ _____ per mile
		bid: \$ _____ per cy
To Location 2	<b>Cabell County Headquarters (Huntington)</b>	
	Mobilization per trailer to Location 2	bid: \$ _____ per each
	Mobilization per mile from Location 2 Site	bid: \$ _____ per mile
		bid: \$ _____ per cy
To Location 3	<b>Wood County Headquarters (Parkersburg)</b>	
	Mobilization per trailer to Location 3	bid: \$ _____ per each
	Mobilization per mile from Location 3 Site	bid: \$ _____ per mile
		bid: \$ _____ per cy
To Location 4	<b>D-4 County Headquarters (Clarksburg)</b>	
	Mobilization per trailer to Location 4	bid: \$ <u>100.00</u> per each
	Mobilization per mile from Location 4 Site	bid: \$ <u>2.00</u> per mile
		bid: \$ <u>15.00</u> per cy
To Location 5	<b>D-5 Headquarters (Burlington)</b>	
	Mobilization per trailer to Location 5	bid: \$ _____ per each
	Mobilization per mile from Location 5 Site	bid: \$ _____ per mile
		bid: \$ _____ per cy
To Location 6	<b>D-6 Equipment Shop (Triadelphia)</b>	
	Mobilization per trailer to Location 6	bid: \$ _____ per each
	Mobilization per mile from Location 6 Site	bid: \$ _____ per mile
		bid: \$ _____ per cy
To Location 7	<b>Lewis County Headquarters (Weston)</b>	
	Mobilization per trailer to Location 7	bid: \$ _____ per each
	Mobilization per mile from Location 7 Site	bid: \$ _____ per mile
		bid: \$ _____ per cy

**BIDDING SCHEDULE 2 FOR ADDITIONAL TRAILER OR TRAILERS SOMEWHERE WITHIN  
LOCATION 1 THROUGH 12 (CON'T)**

To Location 8	D-8 Headquarters (Elkins)		
	Mobilization per trailer to Location 8	bid: \$ <u>100.00</u>	per each
	Mobilization per mile from Location 8 Site	bid: \$ <u>2.00</u>	per mile
		bid: \$ <u>14.00</u>	per cy
To Location 9	D-9 Equipment Shop/Greenbrier County Headquarters		
	Mobilization per trailer to Location 9	bid: \$ _____	per each
	Mobilization per mile from Location 9 Site	bid: \$ _____	per mile
		bid: \$ _____	per cy
To Location 10	D-10 Headquarters (Princeton)		
	Mobilization per trailer to Location 10	bid: \$ _____	per each
	Mobilization per mile from Location 10 Site	bid: \$ _____	per mile
		bid: \$ _____	per cy
To Location 11	Berkeley County Headquarters (Martinsburg)		
	Mobilization per trailer to Location 11	bid: \$ _____	per each
	Mobilization per mile from Location 11 Site	bid: \$ _____	per mile
		bid: \$ _____	per cy
To Location 12	Corridor G Subheadquarters, Miller Creek, Mingo County		
	Mobilization per trailer to Location 12	bid: \$ _____	per each
	Mobilization per mile from Location 12 Site	bid: \$ _____	per mile
		bid: \$ _____	per cy

All vendors who submit a valid bid for the following will be awarded a contract.

This price is for the West Virginia Division of Highways to haul whole waste tires and/or waste tire parts to a site for proper disposal.

Per Ton \$ \_\_\_\_\_

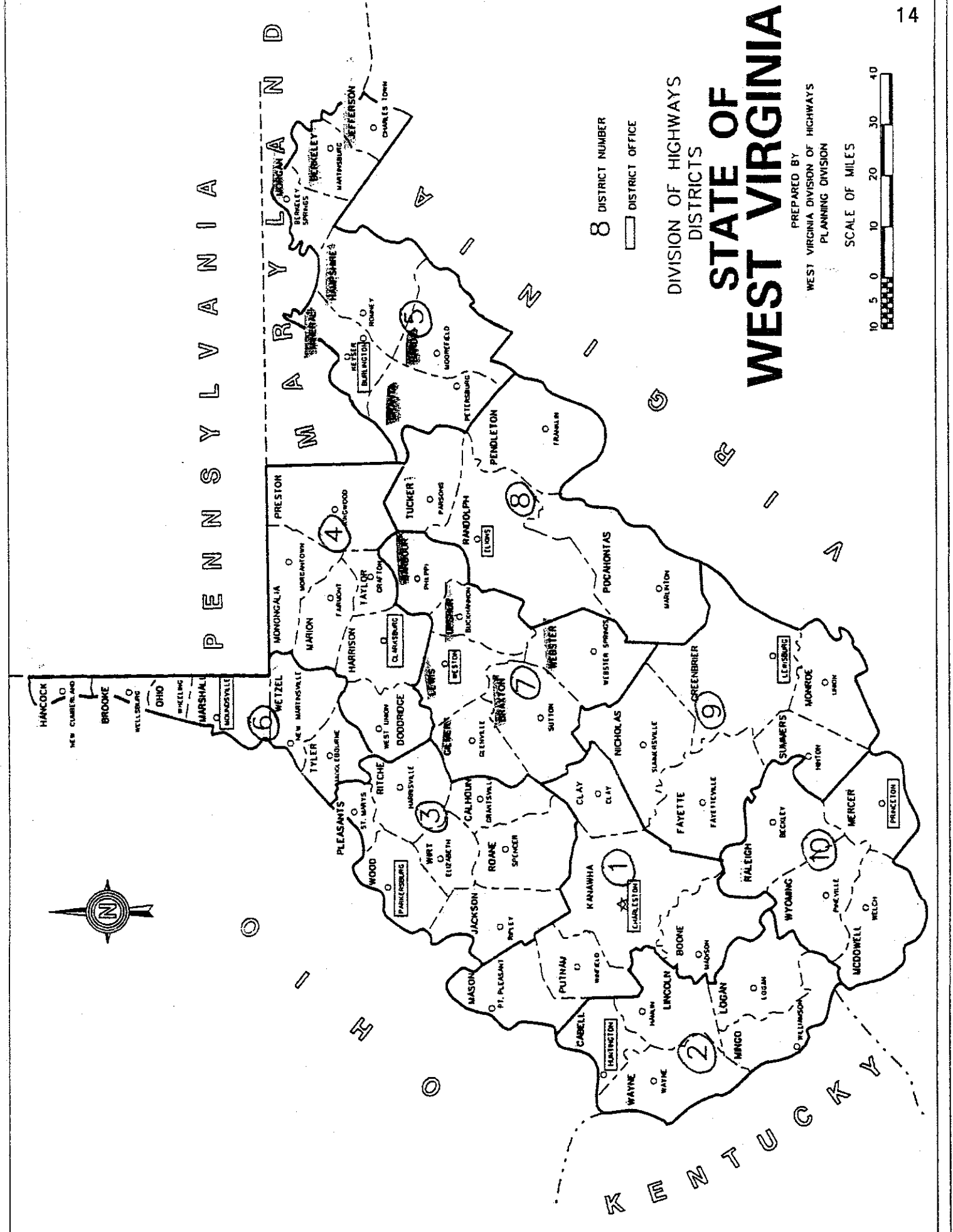
P E N N S Y L V A N I A

M A R Y L A N D

# DIVISION OF HIGHWAYS DISTRICTS STATE OF WEST VIRGINIA

PREPARED BY  
WEST VIRGINIA DIVISION OF HIGHWAYS  
PLANNING DIVISION

SCALE OF MILES



8 DISTRICT NUMBER



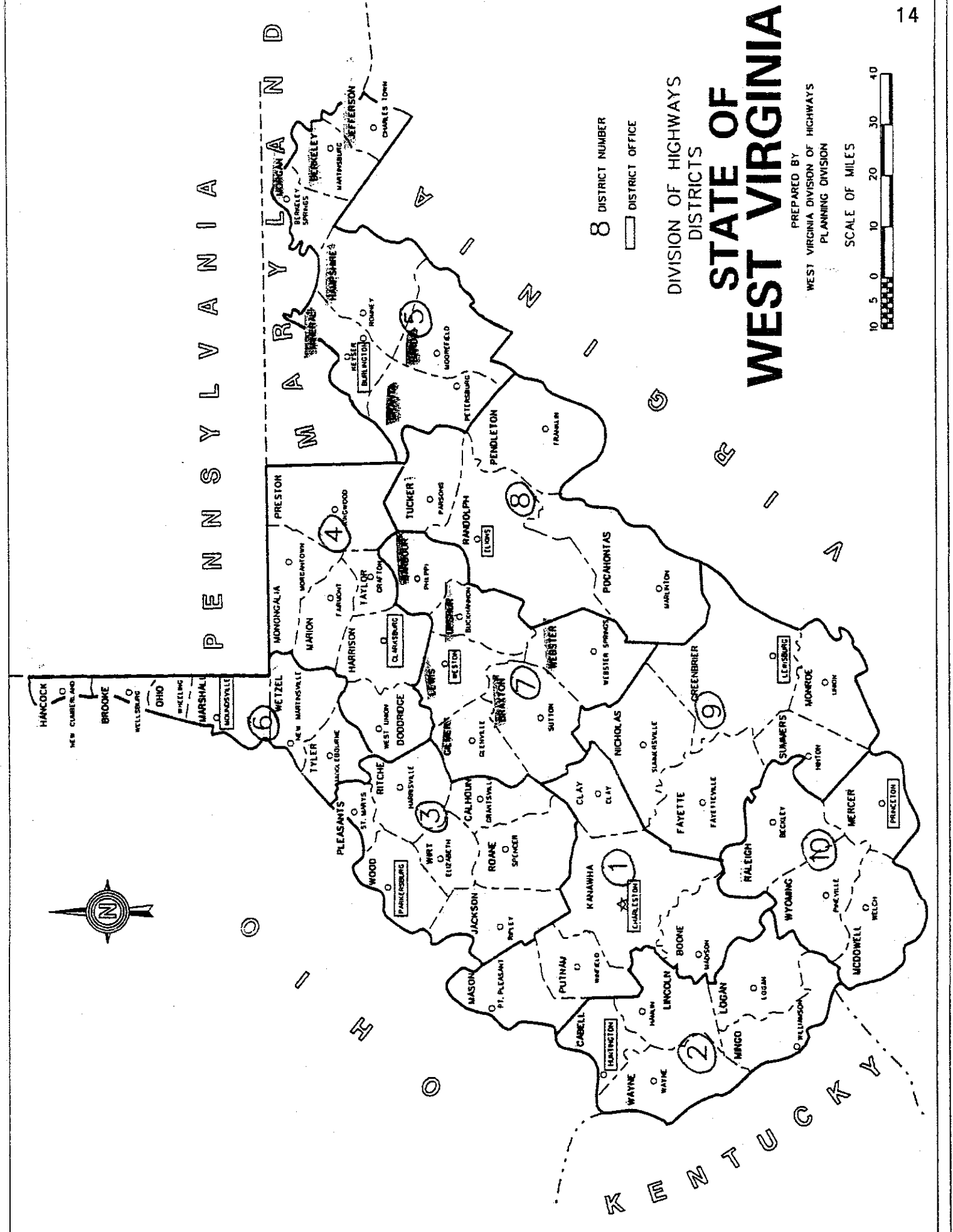
DISTRICT OFFICE

DIVISION OF HIGHWAYS  
DISTRICTS

# STATE OF WEST VIRGINIA

PREPARED BY  
WEST VIRGINIA DIVISION OF HIGHWAYS  
PLANNING DIVISION

SCALE OF MILES



8 DISTRICT NUMBER



DISTRICT OFFICE

DIVISION OF HIGHWAYS  
DISTRICTS

# STATE OF WEST VIRGINIA

PREPARED BY  
WEST VIRGINIA DIVISION OF HIGHWAYS  
PLANNING DIVISION

SCALE OF MILES





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

# Request for Quotation

RFQ NUMBER  
**667C0031**

PAGE  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF  
**JOHN JOHNSTON**  
**304-558-2402**

PURCHASER

\* 709053151 304-864-6577

Preston Tire & Recycling Inc  
 Route 1 Box 1325  
 Kingwood WV 26537

SHIP TO

**DIVISION OF HIGHWAYS**  
**VARIOUS LOCALES AS INDICATED**  
**BY ORDER**

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/17/2007				

BID OPENING DATE: **08/01/2007** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<b>ADDENDUM NO. 1</b>						
THE ATTACHED SPECIFICATIONS REPLACES THE PREVIOUS SPECIFICATIONS IN ITS ENTIRETY.						
ADD: PRICE ADJUSTMENT PROVISION - ATTACHED						
BID OPENING DATE AND TIME REMAINS THE SAME.						
NO OTHER CHANGES.						
0001	1	EA		070-61		
WASTE TIRE DISPOSAL						
***** THIS IS THE END OF RFQ 667C0031 ***** TOTAL: _____						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Karen Sue Pose</i>	TELEPHONE <i>(304) 568-2998</i>	DATE <i>7/26/07</i>
TITLE <i>President</i>	FEIN <i>55-0749468</i>	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

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 IS 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. GOVERNMENTAL BENCH MARKS, GENERAL MARKET INCREASE, PUBLISHED PRICE LISTS. SUCH REQUESTS FOR AND INCREASE SHOULD BE RECEIVED IN WRITING BY THE DIRECTOR OF PURCHASING AT LEAST 30 DAYS IN ADVANCE OF THE EFFECTIVE DATE OF THE INCREASE. ANY TIME THE VENDOR REQUESTS A PRICE ADJUSTMENT, THE PURCHASING DIVISION MAY EITHER ACCEPT THE PRICE ADJUSTMENT AND AMEND THE CONTRACT ACCORDINGLY OR REJECT THE ADJUSTMENT IN ITS ENTIRETY AND CANCEL THE CONTRACT.

PREFERRED TERMS:

IT IS PREFERRED THAT THE PRICES ON THIS CONTRACT ARE FIRM FOR LIFE OF THE CONTRACT, AS INDICATED IN THE LIFE OF CONTRACT CLAUSE CONTAINED HEREIN, NOT TO EXCEED ONE (1) YEAR.

IF THE VENDOR CANNOT GUARANTEE A FIRM PRICE FOR THE LIFE OF CONTRACT, HE MUST INDICATE ONE OF THE PARAGRAPHS LISTED BELOW. FAILURE TO QUALIFY THE PREFERRED TERMS WILL BIND THE VENDOR TO A FIRM PRICE FOR THE LIFE OF THE CONTRACT.

ALTERNATE TERMS:

( ) THE PRICES ON THIS CONTRACT WILL REMAIN FIRM FOR ..... DAYS AFTER THE EFFECTIVE DATE OF THE CONTRACT. PRICES WILL REMAIN FIRM AFTER EACH PRICE ADJUSTMENT FOR A MINIMUM OF ..... DAYS.

( ) THE VENDOR DOES NOT AGREE TO MAINTAIN A FIRM PRICE FOR THE LENGTH OF THE CONTRACT BUT OFFERS AN ALTERNATE PROPOSAL AS FOLLOWS:

.....  
.....  
.....  
.....



STATE OF WEST VIRGINIA  
Purchasing Division

## PURCHASING 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:** Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

**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 [www.state.wv.us/admin/purchase/privacy](http://www.state.wv.us/admin/purchase/privacy) 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: Preston Tire & Recycling, Inc.

Authorized Signature: Karen Sue Pose Date: 7/26/07