



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

708C0014

PAGE

1

ADDRESS CORRESPONDENCE TO ATTENTION OF

MICHAEL AUSTIN
304-558-2402

RFQ COPY

TYPE NAME/ADDRESS HERE

HOLZBERG COMMUNICATIONS, INC.
P.O. BOX 322
TOTOWA, NJ 07511

DIVISION OF HIGHWAYS
EQUIPMENT DIVISION
ROUTE 33
BRUSHY FORK ROAD
BUCKHANNON, WV
26201

304-472-1750

VENDOR

SHIP TO

DATE PRINTED

02/26/2008

TERMS OF SALE

SHIP VIA

FOB

FREIGHT TERMS

BID OPENING DATE:

03/19/2008

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		725-12	35.34	35.34
MOBILE ANTENNAE WITH SPRING, BASE LOADED LOW BAND						
OPEN END CONTRACT						
PROVIDE MOBILE ANTENNAE WITH SPRINGS						
BASE LOADED LOW BAND ANTENNA WITH 3/4 IN. ALL BRASS NMO MOUNT WITH SPRING 46-50 MHZ FREQUENCY RANGE, 200 WATTS, UNITY GAIN. 17 FT. MIN. RG58A/U CABLE AND PL 259 CONNECTOR.						
PATTERN: OMNIDIRECTIONAL						
ANTENNA ROD: 17-7 PH. 100 X 49 IN. TAPERED STAINLESS STEEL LARSEN NMO50CK WITH SPRING (OR EQUAL)						
0002	1	EA		725-12	35.34	35.34
BASE LOADED LOW BAND ANTENNA WITH 3/4 IN						
BASE LOADED LOW BAND ANTENNA WITH 3/4 IN. ALL BRASS NMO MOUNT WITH SPRING 27 MHZ FREQUENCY RANGE, 200 WATTS, UNITY GAIN. 17 FT. MIN. RG58A/U CABLE AND PL259 MALE CONNECTOR.						
PATTERN: OMNIDIRECTIONAL						

RECEIVED

2008 MAR 19 P 12:28

PURCHASING DIVISION
STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE

TELEPHONE

800-654-9550

DATE

3-17-08

FILE

FEIN

22-2864676

ADDRESS CHANGES TO BE NOTED ABOVE

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

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 may be deemed null and void, and terminated without further order.
14. **HIPAA Business Associate Addendum** - The West Virginia 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



State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
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Quotation

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P.O. BOX 322
TOTOWA, NJ 07511

DIVISION OF HIGHWAYS
EQUIPMENT DIVISION
ROUTE 33
BRUSHY FORK ROAD
BUCKHANNON, WV
26201 304-472-1750

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
02/26/2008				

D OPENING DATE: 03/19/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>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 SERVICES 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 RETAINED BY THE SPENDING UNIT.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Judy Ziegler</i>	TELEPHONE 800-654-9550	DATE 3-17-08
TITLE Pres.	FEIN 22-2864676	ADDRESS CHANGES TO BE NOTED ABOVE

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



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Department of Administration
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UOP

CAT
NO.

ITEM NUMBER

UNIT PRICE

AMOUNT

BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES
FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATI-
CALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER
ORDER.

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.

EXHIBIT 10

REQUISITION NO.:

ADDENDUM ACKNOWLEDGEMENT

I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED
ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY
PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.

ADDENDUM NO.'S:

NO. 1

NO. 2

NO. 3

NO. 4

NO. 5

I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF TH

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SIGNATURE

TELEPHONE

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03/19/2008

SHIP VIA

F.O.B.

FREIGHT TERMS

BID OPENING TIME

01:30PM

LINE

QUANTITY

UOP

CAT
NO

ITEM NUMBER

UNIT PRICE

AMOUNT

TION 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 VENDO
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 HEAQUARTERS 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
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

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE

TELEPHONE

DATE

TITLE

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SHIP TO

VENDOR

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
02/26/2008				

BID OPENING DATE: 03/19/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>DATE: 3-17-08</p> <p>SIGNED: <i>Andy Holzberg</i></p> <p>TITLE: <i>Pres.</i></p> <p>* 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)</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: 33</p> <p>RFQ. NO.: 708C0014</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Andy Holzberg</i>	TELEPHONE 800-654-9550	DATE 3-17-08
TITLE <i>Pres.</i>	FEIN 22-2864676	ADDRESS CHANGES TO BE NOTED ABOVE

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Department of Administration
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304-472-1750

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
02/26/2008				

BID OPENING DATE: 03/19/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				BID OPENING DATE:	03/19/2008	
				BID OPENING TIME:	1:30 PM	
				PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:	973-389-9696	
				CONTACT PERSON (PLEASE PRINT CLEARLY):	Andy Holzberg	
				***** THIS IS THE END OF RFQ 708C0014 ***** TOTAL:		70.68

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
Andy Holzberg	800-654-9550	3-17-08
TITLE	FAX	ADDRESS CHANGES TO BE NOTED ABOVE
Pres.	22-2864676	

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ORDERING INFORMATION

Orders from the WVDOH, Equipment Division may be placed by telephone and/or facsimile.

DELIVERY REGULATIONS

Vendor must guarantee that he will maintain in his warehouse adequate stock to supply the needs of the WV Division of Highways at all times. ORDERS MUST NOT BE HELD BY THE VENDOR UNTIL A MAXIMUM ORDER POINT HAS BEEN REACHED. ORDERS SHOULD BE SHIPPED IN A MAXIMUM OF THREE (3) WORKING DAYS OR THE WV DIVISION OF HIGHWAYS COMMUNICATIONS SUPERVISOR MAY GO OFF CONTRACT TO PURCHASE THE PARTS ON THE OPEN MARKET AFTER 5 DAYS WITH THE APPROVAL OF THE EQUIPMENT DIVISION DIRECTOR. ALL OPEN MARKET PURCHASES MUST BE MADE IN ACCORDANCE WITH THE DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION REGULATIONS.

A restocking charge can only be attached by the vendor with prior mutual consent.

All deliveries of merchandise and/or shipping documents at the Equipment Division must be properly marked on the outside of the carton showing the WV Division of Highways Purchase Order Number. Any material delivered without this information on the outside of cartons or documents will be returned to shipper at shipper expense.

METHOD OF PAYMENT

Purchasing Card Acceptance; The State of West Virginia currently utilizes a Visa Purchasing Card program which is issued through a local bank. The successful Vendor must accept the State of West Virginia Visa Purchasing Card for payment of all orders placed by the West Virginia Division of Highways, Equipment Division, Buckhannon, WV as a condition of award.

For a WVDOT Purchasing Card Purchase, vendor must provide a credit receipt, sales, receipt, or cash register receipt. Vendor is not to charge until items are shipped.

**Send receipts to: WV Division of Highways – Equipment Division
P.O. Box 610
Buckhannon, WV 26201
Attention: Dirk Burnside**

STATE OF WEST VIRGINIA
DEPARTMENT - HIGHWAYS
DIVISION - FIELD SYSTEM

REPORT NO. 1 PAGE NO.
JOB NUMBER - HWDD400A
CURRENT DATE - 02/01/08

ACCOUNTS PAYABLE SYSTEM
PURCHASE NUMBER 708C0014

PURCHASE TYPE ==>>> RPO
NUMBER ==>>> 708C0014
CHANGE ORDER NUMBER ==> 00
ORGANIZATION ==>>> 0070
AMOUNT AUTHORIZED ==>>>
STATE WIDE CONTRACT ==>

F.E.I.N. NUMBER ==>> 0000000000 0 00
VENDOR NAME ==>>>
ADDRESS ==>>>
CITY ==>>>
STATE ==>>> 0000000000

\$0.00

APPROVED CLOSED EXPIRATION

MOBILE ANTENNAE WITH SPRINGS (CB & STATE RADIOS)

LINE NO.	ITEM NUMBER	QUANTITY REQUESTED	MODEL/PART REFERENCE	LINE ITEM DESCRIPTION	UNIT COST	AMOUNT REQUESTED
001	1	EA	ANTENNAE	MOBILE ANTENNAE WITH SPRINGS 46-50 MHZ (FOR STATE RADIOS)	0.0000	0.01
002	2	EA	ANTENNAE	MOBILE ANTENNAE WITH SPRINGS 27 MHZ (FOR CITIZEN BAND RADIO)	0.0000	0.01
TOTAL AMOUNT AUTHORIZED						\$0.01

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 owed 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 exceeds 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 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: Holzberg Communications Inc.

Authorized Signature: Cindy Holzberg

Date: 3-17-08