

Request for

RFQ NUMBER BCF80578 1

ADDRESS CORRESPONDENCE TO ATTENTION OF ROBERTA WAGNER 304-558-0067

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HEALTH AND HUMAN RESOURCES VARIOUS LOCATIONS AS INDICATED BELOW

ADDRESS CHANGES TO BE NOTED ABOVE

*323144159 304-524-7976 AJ ALLEGHENY SYSTEMS LLC 4374 MIDWAY RD

YAWKEY WV 25573

DATE PRINT		TERMS OF SALE	SHIP V	A	FOB.	FREIGHT TERMS
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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.
- 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 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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*323144159 304-524-7976 AJ ALLEGHENY SYSTEMS LLC 4374 MIDWAY RD

YAWKEY WV 25573 HEALTH AND HUMAN RESOURCES VARIOUS LOCATIONS AS INDICATED BELOW

DATE PRINTED TERMS OF SALE SHIP VIA FREIGHT TERMS F.O.B. 02/27/2008 BID OPENING DATE: 03/27/2008 BID OPENING TIME 01:30PM LINE QUANTITY UOP AMOUNT ITEM NUMBER UNIT PRICE 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. EXHIBIT 5 THIS CONTRACT IS TO BE PERFORMED NOTICE TO PROCEED: WITHIN 120 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED. CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN. WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR KANAWHA COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT) ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TITLE ADDRESS CHANGES TO BE NOTED ABOVE



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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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AJ ALLEGHENY SYSTEMS LLC

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Request for Quotation

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REQUEST FOR QUOTATION

BCF80578

PART 1 GENERAL

- 1.1 Request for Quotation to provide all labor, material and anything incidental to the acquisition and installation of a fully complete <u>lockable</u> Kardex Kompakt EL/C Eagle Series or equal, electronically controlled, high density, movable shelf filing system as defined herein for the Kanawha County office location of the Department of Health & Human Resources. The system must be electronically operated and accommodate the approximate stated amount of linear filing inches as specified for 8 ½" x 11" documents. All work will be in compliance with Fire Marshall regulations and all other building codes and industry standards. The award will be made to the overall low bid that complies with the specifications.
- 1.2 The following is the location where the file system is to be installed and the approximate size of the system. This is an existing structure currently scheduled for a building wide renovation and the builder estimates the building will be ready for the file system to be installed on or about July 1, 2008. Bidders Please note: Your bid can be for more linear file inches than what is requested but bids with less linear file inches will be disqualified.
- 1.2.1 Kanawha County DHHR 4190 West Washington Street Charleston, WV 25313

70,560 linear file inches

- 1.2.2 The installed footprint of the system cannot exceed 40'w x 28'-1-1/2 "d in order to fit in the room.
- 1.3 It is the bidder's responsibility to verify all field conditions and building weight limitations prior to bidding. It is also the bidder's responsibility to notify the West Virginia Department of Health & Human Resources in writing, of conditions detrimental to proper and timely completion of the installation. Do not proceed until nonconforming conditions have been corrected.
- 1.4 The intent of this Request for Quotation is to provide the using office with a high quality, mobile lateral filing system. The foregoing specifications are to be considered nominal and approximate. Minor deviations from the stated specifications are acceptable to facilitate a competitive bid atmosphere provided the intent of the Request for Quotation or the effectiveness of the system is not compromised. No deviation is permitted on the space or configuration requirements. ALL VENDORS PLEASE NOTE: This system is to be 100% complete in appearance and function. All braces, dividers, end panels or any other component necessary to properly utilize the filing system will be included with the initial installation at the offered price. This is not negotiable and payment will not be made to the vendor if they should fail in any way to meet this requirement.

PART 2 ELECTRONIC SPECIFICATIONS FOR

Electronically Controlled High Density Movable Shelf File System 2.1 Standard: Kardex Kompakt EL/C Eagle Series or equal – Underwriters Laboratory Listed.

- 2.2 Range Length: 337-1/2" (Shelving Length + 1-1/2").
- 2.3 Power: 2 105VAC 125VAC, 20 amp dedicated circuits.
- 2.4 **Controls**: State of the art digital control console will provide a 2-line-20 character alpha numeric readout display. Control Console will provide the safety and operation status of the unit in plain text, reference codes are not acceptable. Each movable carriage will have at least one control console that will be installed nearest the aisle that is primarily controlled by the console. Controls located in the center of the front panel will not be acceptable.
- 2.5 **Aisle Width Control:** The proposed High Density Movable Shelf File System will allow for no less than 3 36" aisles. Aisle widths and closing gaps will be controlled by a programmable aisle width sensor. Mechanically controlled limit switches will not be acceptable. Must have a maximum single aisle capability of no less than 60".
- 2.6 **Aisle Safety:** Floor Level Safety Bar (activation 8 ounces of pressure). Electronic Aisle Entry System will detect persons or carts entering an open aisle. Any carriage moving toward any activated safety device will stop immediately upon the activation of the safety device.
- 2.7 Motors: (1) 1/8 Horse Power 90 volt DC motor per movable range.
- 2.8 Travel Rate: 3 inches per second.
- 2.9 **Carriage**: 11 gauge Steel, 5" high (load rated at 1000 pounds per linear foot minimum full length drive shaft is standard).
- 2.10 End Frame (Front Panel): 18 gauge Steel.
- 2.11 **Wheel**: Double Flanged machined steel; 5-1/2" outside diameter 5" contact bearing surface. *On movable carriages less than 18" deep*: 4-1/8" outside diameter 3-5/8" contact bearing surface.

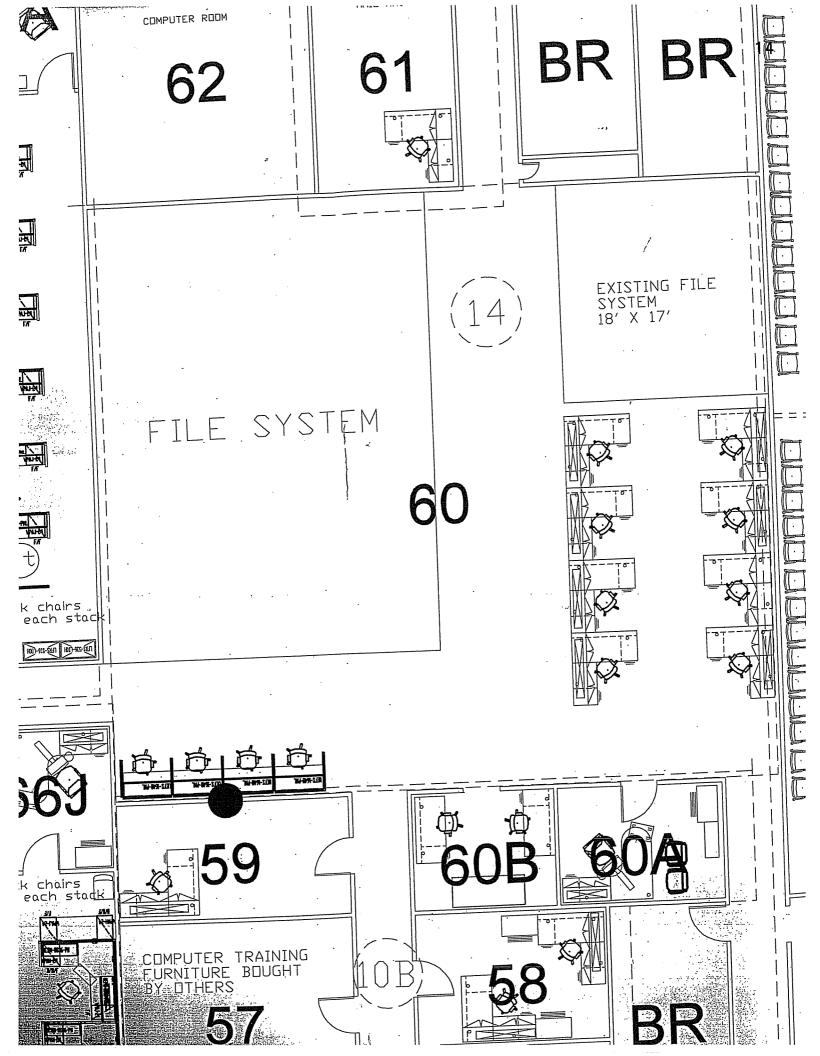
- 2.12 Wheel Shaft: 3/4" diameter solid stress proof steel.
- 2.13 Wheel Bearing: Pillow block ball bearings-permanently lubricated.
- 2.14 Drive Shaft: Tubular Design; 1.125" O.D. x .885 I.D.
- 2.15 **Modular Deck Rail**: 2.38" high X 1" bar stock (Rockwell Rating B95) must include rail, ramp, tongue and groove OSB decking.
- 2.16 **Undercarriage Anti-Tip**: Used on every wheel of every movable carriage. Formed from 11 gauge steel.
- 2.17 **Gaps Between Carriages**: 1" standard May be adjusted at the control console by reprogramming the aisle width sensor.
- 2.18 **Overall footprint:** Proposed High Density Movable File System will be: 40' wide X 28' 1-1/2" deep.
- 2.19 File Capacity: Using 76-1/4" high shelving is 70,560 linear filing inches (Gross).
- 2.20 **Reference Shelf**: There shall be one retractable reference shelf located approximately 38" above the floor surface on each side of each aisle at a point towards the aisle center. The shelf should be capable of holding ten pounds of weight at a fully open position.
- 2.21 **Decking**: Decking will be installed so the tracks will be level with the floor surface. The decking will be as recommended by the filing system manufacturer and will be covered with a finish flooring material. If the filing system manufacturer does not provide a covering, the decking will be covered consistent with surrounding flooring.
- 2.22 Working Height: This shall be a file system comprised of 7 shelves.
- 2.23 **Installation Location**: The system shall be installed in the location known as the file room. The file room was constructed to accommodate a file system measuring approximately 40'w x 28'-1-1/2 "d and the proposed system cannot exceed the size limitations of the file room including properly sized walk ways and the aisles as required in section 2.5.
- 2.24 **Warranty and Response Time**: Please state the warranty period of the system bid and the response time for warrantied and non-warrantied repairs. As a minimum mandatory requirement, a response time of 48 hours is requested and nothing less than a one year warranty is acceptable.
- 2.25 Existing Equipment: There is existing file storage equipment in the file room that will be emptied of files by DHHR staff and stored in boxes. Once emptied, Contractor shall

remove and legally dispose of a quantity of 22 existing Remington Rand Lektrievers. Following that, Contractor shall dismantle an existing Kardex high density file system sized at approximately 16,848 linear file inches and reinstall it in a location previously occupied by a Lektriever. The reinstalled file system shall occupy a space sized at approximately 18' x 17' and contain approximately 14,256 linear file inches comprised of 4 double-faced movable carriages and 1 single-face movable carriage and 1 single-face fixed carriage and allowing 2 aisles. All carriages of the reinstalled system shall be 6 shelves high and the system shall be lockable.

2.26 **Drawing:** Attached to this Request for Quotation is an excerpt from a drawing showing the file room in pertinent part. The intent is for the contractor to visualize the finished appearance of the file room so as to better convey an understanding of the scope of work necessary. This is a "Not for Construction" drawing and no representations are made as to the scale and accuracy of the drawing.

PART 3 SPECIAL CONDITIONS

- 3.1 The contractor shall coordinate all site activities with a designated representative from the physical location.
- 3.2 The contractor shall be adequately bonded and insured to fully indemnify and hold harmless the property owner and/or the Department of Health & Human Resources from and against any and all claims arising from the performance of this contract.
- 3.3 The contractor shall complete all work within 120 calendar days after receiving the notice to proceed.
- 3.4 Progress payments shall be made at 50% and 100% completion pending acceptance by the Department of Health and Human Resources. The Department of Health & Human Resources reserves the right to withhold payment if the installed system is not in compliance with the specifications.
- 3.5 The contractor shall pay the higher of the U.S Department of Labor minimum wage rates for all labor performed on site as established for Kanawha County pursuant to West Virginia Code ' 21-5-1, et. seq.
- 3.6 Bidders are requested to offer one lump-sum bid for all the work as described herein.



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 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.

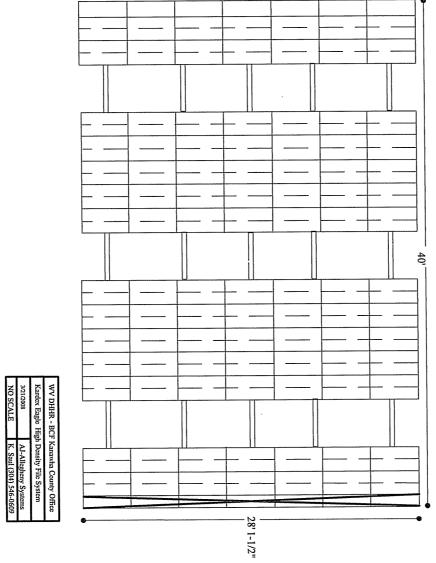
LICENSING: Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance 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** 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: AJ-Allegheny System	15 LLC
Verlidor o Marrio.	M 197 nont
Authorized Signature:	Date: <u>///arch 9), 2008</u>
Purchasing Affidavit (Revised 06/15/07)	

Kardex Eagle EL/C High Density Movable File System - DHHR Kanawha County WV



gency	<u>70474738</u>	_5
	O#	-

BID BOND

KNOW ALL MEN BY THESE		e undersigned, A.J. Allegheny Systems
of <u>Yawley</u>	, <u>WV</u>	as Principal, and Western Surety
		, a corporation organized and existing under the laws of the State of
outh Dakota with its principal office of West Virginia, as Obligee, in the penwell and truly to be made, we jointly and	e in the City of <u>Siou</u> One hundal sum of <u>nine the</u> d severally bind ourselve	x Falls, as Surety, are held and firmly bound unto the State dred twenty
The Condition of the above ob	ligation is such that wher	reas the Principal has submitted to the Purchasing Section of the
•	· ·	hereto and made a part hereof, to enter into a contract in writing for
Installation of shelv	ving for filing	g systems.
	. 1	
NOW THEREFORE,		
(a) If said bid shall be rejected	l or	
agreement created by the acceptance of force and effect. It is expressly understonexceed the penal amount of this obligation. The Surety, for the value receives	f said bid, then this oblig bod and agreed that the l on as herein stated. red, hereby stipulates an	by the bid or proposal, and shall in all other respects perform the ation shall be null and void, otherwise this obligation shall remain in full liability of the Surety for any and all claims hereunder shall, in no event, d agrees that the obligations of said Surety and its bond shall be in no ch the Obligee may accept such bid, and said Surety does hereby
IN WITNESS WHEREOF, Princ	cipal and Surety have he	reunto set their hands and seals, and such of them as are corporations
have caused their corporate seals to be	affixed hereunto and the	se presents to be signed by their proper officers, this
14 day of March		
Principal Corporate Seal		A.J. Allegheny Systems
1 morphi corporate codi		(Name of Principal)
	•	By (G) Dans
	• •	(Must be President or
		Vice President)
		President
GURET		(Title)
SU CORPORATE A		Western Surety
SO CONTOUNAILE IN ALL		(Name of Surety)
SEAL .		$\Delta h = 2$
COTH DATES		Mhay & Penn
		Attorney-in-Fact

IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.

Paul T. Bruflat Senior Vice President



Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

	Bond No	70474744
Know All Men By These Presents, that WESTERN SURETY COMPANY, a corp of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota constitute and appoint Mary P. Kerns	oration duly organized tota (the "Company"), o	and existing under the laws does by these presents make,
its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred behalf as Surety, bonds for:	, to execute, acknowled	lge and deliver for and on its
Principal: A J Allegheny Systems, LLC		
Obligee: State of West Virginia		
Amount: \$500,000.00		
and to bind the Company thereby as fully and to the same extent as if such bonds were the corporate seal of the Company and duly attested by its Secretary, hereby ratifying may do within the above stated limitations. Said appointment is made under and by Company which remains in full force and effect.	and confirming all tha	at the said attorney(s)-in-fact
"Section 7. All bonds, policies, undertakings, Powers of Attorney or other oblig corporate name of the Company by the President, Secretary, any Assistant Secretary, officers as the Board of Directors may authorize. The President, any Vice President, S may appoint Attorneys in Fact or agents who shall have authority to issue bonds, poli The corporate seal is not necessary for the validity of any bonds, policies, undertaking corporation. The signature of any such officer and the corporate seal may be printed by	, Treasurer, or any Vic ecretary, any Assistant cies, or undertakings in 193, Powers of Attorne	e President or by such other t Secretary, or the Treasurer in the name of the Company.
All authority hereby conferred shall expire and terminate, without notice, unless to 2008, but until such time shall be irrevocable and in full force and effect.	used before midnight o	f <u>June 27</u> ,
In Witness Whereof, Western Surety Company has caused these presents to be signed its corporate seal to be affixed this 27th day of March		•
	Paul T. Br	Suffat Senior Vice President
STÄRTÄÖR SOUTE TÄRKTA COUNT FOR MINNEHÄHA		•
On this 27th day of March, in the year 2008 Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the ab WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntar	ove Power of Attorney	y as the aforesaid officer of
D. KRELL NOTARY PUBLIC FAN BOUTH DAKOTA FAN	NO H	otary Public - South Dakota
+aacabaacabaacabaa ♦ My Commission Expires November 30, 2012		
I the undersigned officer of Western Surety Company, a stock corporation of the attached Power of Attorney is in full force and effect and is irrevocable, and furthermoset forth in the Power of Attorney is now in force.	State of South Dakota ore, that Section 7 of th	a, do hereby certify that the ne bylaws of the Company as
In testimony whereof, I have hereunto set my hand and seal of Western Surety Con March 2008.		27th day of
WES	TERM SURE	TY COMPANY

			· WORTHOALTED CHARE	AT OL BOWELL		
STATE OF	West Vir	ginia	(Attorney-i	n-Fact)	Bond No	70474744
COUNTY OF_	Kana	<u>wha </u> }	SS		*	
)				•
On this	27th	_ day of	March			efore me, a notary public i
and for said Co	unty, persona	lly appeared _		Mary		-
to me personal	ly known and	being by me d	ly sworn, did say, that l	e is the Attorney	-in-Fact of WESTE	ERN SURETY COMPANY
a corporation of	f Sioux Falls,	South Dakota	created, organized and	existing under a	nd by virtue of the	laws of the State of Sout
Dakota, that th	he said instru	ment was exe	uted on behalf of the sa	id corporation by	authority of its B	oard of Directors and tha
the <u>s</u> aid	· <u> </u>			Mary P. Ker	ns	
acknowledges	said instrume	nt to be the fr	e act and deed of said	corporation and t	hat he has authori	ty to sign said instrumen
without affixing	g the corporate	e seal of said c	rporation.			
IN WITNE			into subscribed my nam	e and affixed my	official seal at	
***************************************	.Charl	eston	, <u>W</u> e	st Virginia	$_{}$, the day and	year last above written.
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My commission	expires	anid		/ h.	1157	_
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RFQ BCF80578 ADDENDUM #1

PRE-BID HELD MARCH 10, 2008.

1. **QUESTION:** THE SOLE CONTRACTOR ATTENDING THE PRE-BID QUESTIONED THE REQUIREMENT FOR THE CONTRACTOR LICENSE AND OFFERED AN EXPIRED EXEMPTION FROM THE DIVISION OF LABBOR. EVEN THOUGH THE EXEMPTION IS EXPIRED, THE BASIS FOR THE EXEMPTION IS STILL THE SAME. PLEASE REVIEW THIS REQUIREMENT AS PREVIOUS FILE SYSTEM BIDDERS HAVE NOT HAD TO PROVIDE CONTRACTOR LICENSES.

RESPONSE: COPY CONTRACTORS LICENSE MUST BE ATTACHED TO THE BID RESPONSE.

2. QUESTION: VENDOR ASKED IF A BID BOND WAS REQUIRED.

RESPONSE: BID BOND MUST BE SUBMITTED WITH BID RESPONSE.

EXTEND BID OPENING DATE FROM: MARCH 27, 2008

TO: APRIL 3, 2008