

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

#### Request for Quotation

RFO NUMBER DEFK8082

ADDRESS CORRESPONDENCE TO ATTENTION OF

\*709053248 304-232-8540 KALKREUTH ROOFING & SHEET META PO DRAWER 6399

WHEELING WV 26003

JOHN ABBOTT 304-558-2544

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DIV ENGINEERING & FACILITIES NATIONAL GUARD ARMORY RIVERSIDE ADD. 20-B AVENUE,

RICHWOOD, WV 26261

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Conforms with The American Institute of Architects, A.I.A. Document No. A-310	
KNOW ALL BY THESE PRESENTS, That we, Kalkreuth F	Roofing & Sheet Metal, Inc.
41-40th Street Wheeling, WV 26003	
- The state of the	as Principal, hereinafter called the Principal,
and the United States Surety Company	
of 20 W. Aylesbury Road Timonium, MD 21094	, a corporation duly organized under
the laws of the State of Maryland	, as Surety, hereinafter called the Surety, are held and firmly bound unto
State of West Virginia - Purchasing Division	as Obligee, hereinafter called the Obligee,
in the sum of 5% of Bid Amount	
	at of which sum well and truly to be made, the said Principal and the said uccessors and assigns, jointly and severally, firmly by these presents.
WHEREAS, the Principal has submitted a bid for DEFK8082	, National Guard Armory - Richwood, WV 26261
in accordance with the terms of such bid, and give such bond of good and sufficient surety for the faithful performance of such the prosecution thereof, or in the event of the failure of the Principal shall pay to the Obligee the difference not to exceed	e Principal and the Principal shall enter into a Contract with the Obligee or bonds as may be specified in the bidding or Contract Documents with Contract and for the prompt payment of labor and material furnished in Principal to enter such Contract and give such bond or bonds, if the d the penalty hereof between the amount specified in said bid and such at with another party to perform the Work covered by said bid, then this ce and effect.
Signed and sealed this day o	f
Himbert J. Miller Witness  Witness  Witness	Title
	By Diane S. Armstrong Attorney-in-Fact

### UNITED STATES SURETY COMPANY

#### Power of Attorney Number

69257

KNOWN ALL MEN BY THESE PRESENTS: That United States Surety Company (the "Company"), a corporation organized and existing under the laws of the State of Maryland, does hereby constitute and appoint: Thomas A. Whipple, Diane S. Armstrong, Douglas J. Dixon, Laura Scholze

of the City of Timonium, State of Maryland, its true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety to, and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof of the Company in its business of providing suretyship; guaranteeing the performance of contracts; and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law, subject to the following limitations:

#### No single bond shall obligate the Company in excess of the sum of Five Million Dollars (\$5,000,000).

affixed this 16th day of July, 2007.

This Power of Attorney is granted under and by authority of the following Resolutions adopted by the Board of Directors of United States Surety Company on the 29th day of July, 1996.

IN WITNESS WHEREOF, United States Surety Company has caused these presents to be signed by its proper officers, and its corporate seal to be hereunto

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	Richard E. Klein, President	Carol T. Nevin, Ass	sistant Secretary	信し入口の
STATE OF MARYLAND BALTIMORE COUNTY	SS:			
Secretary of said Company, with	007, before me personally came Richard I both of whom I am personally acquainte the President and Assistant Secretary of the President and Assistant Secretary	d, who being by me severally duly s	wom said that they	the said Richard F. Klein and
	(Signed) VIVI	hud Jual		AUGUO
	My Con	mission expires the 15th day in Ma	y, 2010.	06.15-20 N
business may be signed, execute accordance with these resolutions of the Company, either by the Ch signature of such officers may be facsimile to any Power of Attorne undertakings and other writings o revoked, any such Power of Attorners of the company of the c	with the surety insurance business of the d, and acknowledged by persons or en ("Powers of Attorney"). All Powers of Attorney"). All Powers of Attorney". All Powers of Attorney". The engraved, printed or lithographed. The ey or to any certificate relating thereto aphigiatory in the nature thereof. Subject through the certificate bearing such facsimile discription of certificate bearing such facsimile and certified by such facsimile signature and y attached.	tities appointed as Attorney(s)-in-F Attorney for and on behalf of the Col- with the Secretary or an Assistant S esignatures of such officers and the popointing Attorney(s)-in-Fact, for pu- to any limitations set forth therein a signature or facsimile seal shall be y	mpany shall be executed secretary, under their estal of the Companianoses only of executed unless such Power alid and binding upon their such process.	Power of Attorney issued in ted in the name and on behalf respective designations. The y may be also be affixed by iting and attesting bonds and rof Attorney is subsequently in the Company, and any such
subsequently revoked, to execute writings obligatory in the nature the	Fact shall have the power and authority, sand deliver on behalf of the Company are hereof, and any such instrument executed Vice President, and sealed and attested to	d to attach the seal of the Company by such Attorney(s)-in-Fact shall be	to any and all bonds	and undertakings and other
I, Carol T. Nevin, Assistant Secre Company as adopted by its Board	etary of United States Surety Company, of Directors on the 29th day of July, 1996,	do hereby certify that the foregoing and that this Resolution is in full for	is a true excerpt from	m the Resolution of the said
I, the undersigned Assistant Secret not been revoked.	tary of United States Surety Company, do	hereby certify that the foregoing Po	ower of Attorney is in	full force and affect and has
In testimony whereof, I have hereu	into set my hand and the seal of United Sta	ntes Surety Company on this <u>18</u>	day of _Octobe	er <u>,</u> 2007
	Carrier Ca	ud4ller		

Carol T. Nevin, Assistant Secretary

### 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** 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: <u>Kalkreuth</u>	Roofins and Sheet Metal,	Inc.		
Authorized Signature:	W/X/	Date:	October 24,	2007
Purchasing Affidavit (Revised 04/15/07)	James J. Hurley	, Exec. V.P	•	