

### Request for AFONUMBER Quotation

0790293

See PAGESSS

MICHAEL AUSTIN

304-558-2402 DIVISION OF HIGHWAYS

ADDRESSICORRESPONDENCE TO A DIENHONIOE

DISTRICT SEVEN P.O. BOX 1228 WESTON, WV

26452-1288

304-557-0414

### RFQ COPY TYPE NAME/ADDRESS HERE Nationwide Fence & Supply Co. 53861 Gratiot

Chesterfield, MI 48051:

OATE PRINTED: TERMS OF SALE SHIPVIA .... FREIGHT TERMS 05/27/2009 RID OPENING DATE: 06/09/2009 BID OPENING TIME 01:30PM QUANTITY LINE UOP ITEM NUMBER UNIT PRICE AMQUNT. 0001 S 330-13 1 PURCHASE AND INSTALLATION OF CHAIN LINK FENCE TO PROVIDE ALL MATERIALS, LABOR AND EQUIPMENT NEEDED. RECEIVED FOR THE INSTALLATION OF CHAINLINK FENCE AT THE BURNSVILLE HEADQUARTERS FOR THE WEST VIRGINIA DIVISION OF HIGHWAYS PER THE ATTACHED SPECIFICATIONS TI:01 A FI NUL POOT CHAINLINK FENCE MUST BE INSTALLED ACCORDING TO ASTM RULES. TASING DIVISION DIATE OF WV EXHIBIT 5 WEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITA TION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE WITH THE BID. THE ENCLOSED DRUG-FREE WORKPLACE AFFIDAVIT MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTI CLE 1D, CHAPTER 21 OF THE WEST VIRGINIA CODE. FAILURE TO SUBMIT THE SIGNED DRUG-FREE WORKPLACE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID. NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 14 CALENDAR DAYS AFTER THE NOTICE TO PROCEED UNLESS OTHERWISE SPECIFIED, THE FULLY IS RECEIVED. EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED. CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN SEE REVERSE SIDE FOR TERMS AND CONDITIONS (586) 749-6900 June 17, 2009 ADDRESS CHANGES TO BE NOTED ABOVE Micheal DeMil - Vice President 38-2932367



RFQ COPY

Chesterfield, MI 48051

53861 Gratiot

Micheal DeMil - Vice President

38-2932367

TYPE NAME/ADDRESS HERE

Nationwide Fence & Supply Co.

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

### Request for ALTONOMBER Quotation

0790293

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ADDRESS CHANGES TO BE NOTED ABOVE

MICHAEL AUSTIN 304-558-2402

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV

		26452-1288	304-557-0414
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### Request for PRONUMBER Quotation

0790293

XXX PAGEXXXX

ADDRESS CORRESPONDENCE TO ATTENTION OF

MICHAEL AUSTIN 304-558-2402

DIVISION OF HIGHWAYS

DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

304-557-0414

REQ COPY TYPE NAME/ADDRESS HERE Nationwide Fence & Supply Co. 53861 Gratiot Chesterfield, MI 48051

DATE PRINTED	ΤE	WSOFSALE	SHIP VIA	FOR.	EREIGHT TERMS
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Julia	/Var	1	(586) 749-	3900	June 17, 2009
me Micheal DeMil - Vice F	)EE	8-2932367		ADDRESS CHA	NGES TO BE NOTED ABOVE



# Request for REGNUMBERS

0790293

MICHAEL AUSTIN

ADDRESS CORRESPONDENCE TO ATTENTION OF 304-558-2402

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

304-557-0414

RFQ COPY TYPE NAME/ADDRESS HERE Nationwide Fence & Supply Co. 53861 Gratiot Chesterfield, MI 48051

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πιε Vicheal DeMil -	Vice Presid	dent 38	• -2932367	7		T	ADDR	ESS CHANGE	ES TO	D BE NOTED ABOVE



RFQ CDPY

Chesterfield, MI 48051

53861 Gratiot

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

## Request for REGNUMBER Quotation

0790293

XXXIPACEXXXX 5

ADDRESS CORRESPONDENCE TO ATTENTION OF

MICHAEL AUSTIN 304-558-2402

TYPE NAME/ADDRESS HERE Nationwide Fence & Supply Co.

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

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Micheal DeMil -	vice President	38-2932367		ADDRESS CHA	NGES TO BE NOTED ABOVE



# Request for Quotation

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TYPE	NAME/ADDRESS HERE	DIVISION OF HIGHWAYS
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53861	Gratiot	DISTRICT SEVEN
Cheste	erfield, MI 48051 .	P D D DOV 1000
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### Request for BEONUMBER Quotation

0790293

ADDRESS CORRESPONDENCE TO ATTENTION OF

MICHAEL AUSTIN 309-558-2402

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

304-557-0414

RFQ COPY TYPE NAME/ADDRESS HERE Nationwide Fence & Supply Co. 53861 Gratiot Chesterfield, MI 48051

DATE PRIN		75F	MSOFSAI	Œ	SHIPVIA		<b>ТОВ</b>		FREIGHT TERMS
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53861 Gratiot

Chesterfield, MI 48051

TYPE NAME/ADDRESS HERE

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

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PAGE

MICHAEL AUSTIN
304-558-2402

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

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RFQ COPY

Chesterfield, MI 48051

53861 Gratiot

TYPE NAME/ADDRESS HERE

Nationwide Fence & Supply Co.

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

# Request for REGNUMBER Quotation

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ADDRESS CORRESPONDENCE TO ARRENTION OF

PAGE 9

MICHAEL AUSTIN

304-558-2402

DIVISION OF HIGHWAYS DISTRICT SEVEN

0 H-R 9-O P.O. BOX 1228 WESTON, WV 26452-1288

DATE PRIN		(FER)	AS OF SA	LE		SHIP VI	<b>S</b>		FOB		FREIGHT TERMS
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State of West Virginia Request for Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130 Request for Quotation 0790293 0790293 NICHAEL AUSTIN

AND PAGENTED

ADDRESS CORRESPONDENCE TO ATTENTION OF

304-558-2402

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

	RFQ COPY TYPE NAME/ADDRESS HERE
3	Nationwide Fence & Supply Co.
ķ	53861 Gratiot
	Chesterfield, MI 48051

DATE PRINTED TER	MSOFSALE SH	P VIA F	OB F	REIGHT TERMS
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mia / W/	ras	(586) 749-6900	June 17, 20	
Micheal DeMil - Vice President	8-2932367		DRESS CHANGES TO BE	

### BID SCHEDULE

# Revised 06/04/09

item No:	Quantity :	Description	Unit Price	Amount
			14.01	12 350 24
1	896'	8 Foot High, 9 Gauge, Galvanized Chain Link Fencing	14,91	13,359.3
2	896'	1 5/8" SC-40 Top Rail	2.32	2,078.72
	127'	1 5/8* SC-40 Brace Rail	2.32	294.64
3		7 Gauge Bottom Tension Wire	0.10	89.60
4 '	896'	7 Gauge Bottom Tension Wile		
5	86'	2 1/2" SC-40 Line Post	32.97	2,835.42
6	7	3" SC-40 Terminal Post	63.39	443.73
-7	2	4" SC-40 Gate post	99.45	198.90
7		30' wide X 6' High Cantilever Slide Gate	2,659.00	2,659.00
8	1	SO WICE A G LIGHT CATIBIOTOL CARC CARC		0.000.00
9	2688'	12 1/2 Gauge Class III Barb Wire	1.00	2,688.00
		TOTAL		\$ 24,647
		Chainlink Farms must be installed according to ACTM Dulan		
		Chainlink Fence must be installed according to ASTM Rules relating to Chainlink Fence Specifications.Bid needs		-
		to be priced at prevailing wage wates for Braxton County, WV.		
		All materials, labor, and equipment needed to install the fencing	1	
		to a fully operational condition need to be included in this bid.		-
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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 0790293

ADDRESS CORRESPONDENCE TO ATTENTION OF

PAGE 1

MICHAEL AUSTIN 3<u>04-558-2402</u>

DIVISION OF HIGHWAYS DISTRICT SEVEN

P.O. BOX 1228 WESTON, WV 26452-1288

	RFQ COPY TYPE NAME/ADDRESS HERE
	Nationwide Fence & Supply Co.
ł	53861 Gratiot
ł	Chesterfield, MI 48051

* 1 * * * * * * * * * * * * * * * * * *		ERMS OF SALE	SHIP VIA	FOR FREIGHT-TERMS
BID OPENING C	5/2009   ATE: 06/17	/2009	DID OPENIA	TTME OT 2010M
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	REVISED BID	\$CHEDULE ATTACH	ED	
				1
	BID OPENING	DATE AND TIME C	HANGED	
	FROM: 06/0	9/09 AT 1:30 P.M		
	70: 06/1	7/09 AT 1:30 P.M	•	
	NO OTHER CH	ANGES		
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0001	1	IS 330-1	3	
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	***** THI	S IS THE END OF	RFQ 0790293 ***	*** TOTAL:
			_	***************************************
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				E
	ı	SEE REVERSE SI	DE FORTERMS AND CONDITIONS	
SIGNATURE	n 111/ ) e		TELEPHONE (586) 749-6900	рате June 17, 2009
Micheal De	Mil - Vice President	75 PÉIN 38-2932367	Α	DDRESS CHANGES TO BE NOTED ABOVE
***************************************	WEST DECOMPONI	O TO DEO INCEDE MANA	AND ADDDESS BLODACE	AROVE LABELED VENDOR

# THE AMERICAN INSTITUTE OF ARCHITECTS

AIA Document A310

# **Bid Bond**

KNOW ALL MEN BY THESE PRESENT Nationwide Fence & Supply Company 53861 Gratiot Avenue, Chesterfield, Michigan 4805: as Principal, hereinafter called the Principal, and The Hanover Insurance Company 25300 Telegraph Road, Ste. 375, Southfield, Michigar a corporation duly organized under the laws of the state of the sta	(Here insert full name and address or legal title of Surety) 48086-
as Surety, hereinafter called the Surety, are held a	ing firmly bound unto
State of West Virginia 2019:Washington Street East as Obligee, hereinafter called the Obligee, in the	(Here insert tun name and audiess of legal time of Owner,
Five Percen	it (5%) of Amount of Bid Dollars (' 5%),
ourselves, our heirs, executors, administrators, su these presents.	e made, the said Principal and the said Surety, bind eccessors and assigns, jointly and severally, firmly by
WHEREAS, the Principal has submitted a bid for	or
RFQ Number 0790293	
Purchase and Installation of Chain Li	nk Fence
with the Obligee in accordance with the terms of such bid, a or Contract Documents with good and sufficient surety for payment of labor and material furnished in the prosecution such Contract and give such bond or bonds, if the Principal shereof between the amount specified in said bid and such liwith another party to perform the Work covered by said bid, in full force and effect.	I of the Principal and the Principal shall enter into a Contract and give such bond or bonds as may be specified in the bidding the faithful performance of such Contract and for the prompt thereof, or in the event of the failure of the Principal to enter shall pay to the Obligee the difference not to exceed the penalty arger amount for which the Obligee may in good faith contract then this obligation shall be null and void, otherwise to remain
Signed and sealed this	day of
(Witness)	Nationwide Fence & Supply Company  (Principal) (Seal)
`	Micheal DeMil (Title) Vice President
Sha W-	The Hanover Insurance Company  (Surety)  (Seal)

9/93

### **Certified Copy Void Without Hanover Watermark** This Power of Attorney may not be used to execute any bond with an inception date after June 1, 2008

THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY CITIZENS INSURANCE COMPANY OF AMERICA

#### POWERS OF ATTORNEY CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Robert Trobec, Kathleen M. Irelan, Jeffrey A. Chandler, Ian J. Donald, Jay E. Woody, Wendy L. Hingson, S.P. Humenchick and/or Todd A. Kramer

of Troy, MI and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated

any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows: Any such obligations in the United States, not to exceed Twenty Million and No/100 (\$20,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Assistant Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by a Vice President and an Assistant Vice President, this 31st day of March, 2006.

THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY CITIZENS INSURANCE COMPANY OF AMERICA

THE COMMONWEALTH OF MASSACHUSETTS COUNTY OF WORCESTER

) ss.

On this 31st day of March 2006, before me came the above named Vice President and Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Notary Public

My commission expires on November 3, 2011

day of

I, the undersigned Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Assistant Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company, Adopted April 14, 1982 Massachusetts Bay Insurance Company, Adopted September 7, 2001 -Citizens Insurance Company of America) 17th

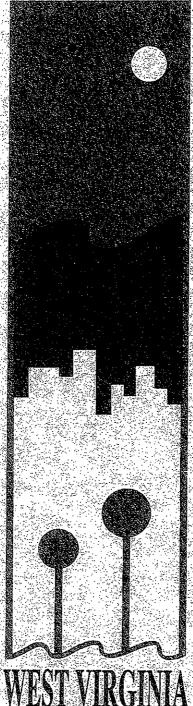
GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this

June 2009

, 20

THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY CITIZENS INSURANCE COMPANY OF AMERICA

Charles T. Wells, Assistant Vice President



# CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number:

WV041201

Classification:

FENCING EXCAVATION

> NATIONWIDE FENCE & SUPPLY COMPANY 53861 GRATIOT AVENUE CHESTERFIELD, MI 48051

Date Issued

**Expiration Date** 

AUGUST 14, 2008

Authorized Company Signature

Chair, West Virginia Contractor

Licensing Board

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

Certificat	to of Incura	nce – Libert	tental & ir	Croup Inc

This certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate is not an insurance policy and does not affirmatively or negatively amend, or after the coverage afforded by the policies listed below.

This is to certify that (Name and address of Insured)

Agency Name

NATIONWIDE	FENCE AND	SUPPLY	COMPANY

53861 Gratiot Ave Chesterfield, MI 48051 AJGRMS, INC

is, at the issue date of this certificate, insured under the policy(ies) listed below. The insurance afforded by the listed policy(ies) is subject to all their terms, exclusions and conditions and is not altered by any requirement, term or condition of any contract or other document with respect to which this certificate may be issued. Aggregate limits shown may have been reduced by paid claims.

Expiration Type	Eff./Exp. Date(s)	Policy Number(s)	s) Limits of Liability			
Continuous*	04/02/2009 / 04/02/2010	WC7-Z41-435538-019	Coverage afforded under WC law of	Employe	rs Liability	
Extended X Policy Term			the following states:  AR, FL, GA, IN, MI, MO, MS, NM, TN.	Bodily Injury B \$1,000,000	y Accident Each Accident	
			WI, WV	Bodily Injury B		
			TO ANNUAL PROPERTY OF THE PROP	\$1,000,000	Policy Limit	
Workers Compensation				Bodily Injury By Disease		
				\$1,000,000	Each Person	
04/02/2009 / 04/02/2010   TB7-Z41-435538-029   General Aggregate-Other than Prod/Completed \$2,000,000		rod/Completed O	perations			
Claims Made			Products/Completed Operations Aggregate \$2,000,000			
X Occurrence			[		Per Occurrence	
Retro Date			Personal and Advertising Injury \$1,000,000		Per Person / Organization	
			Other Liability	Other Liability		
Automobile Liability	04/02/2009 / 04/02/2010	AS2-Z41-435538-039	Each Accident - Single Limit - B. \$1,000,000	L and P. D. Com	bined	
, , , , , , , , , , , , , , , , , , ,			Each Person			
X Owned X Non-Owned X Hired			Each Accident or Occurrence			
Les d'actives			Each Accident or Occurrence		**************************************	
Umbrella Excess	04/02/2009 / 04/02/2010	TH2-Z41-435538-079	\$10,000,000 Prod/Comp Ops \$10,000,000 Each Occur \$10,000,000 General Agg			

C Additional Insured - Blanket Additional Insured for Installation Exposures (including additional insured for completed operations) per endorsement LG 3180 on the General O Liability policy listed above if required by a written contract with the named insured but only for the coverages and limits provided by the policy and the additional insured MI endorsement: -- STATE OF WEST VIRGINIA. Job Number: 08-0044 MM

IMPORTANT If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

Notice of cancellation: Should any of the above described policies be canceled before the expiration date thereof, we will endeavor to mail xx days notice of such cancellation to the below listed Certificate Holder, but failure to do so shall impose no obligation or liability on the insurer, its agents or representatives.

Phone Number: 586-439-4359

Certificate Holder:

E N T

> STATE OF WEST VIRGINIA DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET CHARLESTON, WV 25305-0130

SHEILA GRIFFIN

Authorized Representative



# State of West Virginia DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT West Virginia Code §21-1D-5

STATE OF Michigan					
COUNTY OF Macomb , TO-WIT:					
I, Micheal DeMil , after being first duly sworn, depose and state as follows:					
I am an employee of Nationwide Fence & Supply Co. ; and,  (Company Name)					
I do hereby attest that Nationwide Fence & Supply Co.  (Company Name)					
maintains a valid written drug free workplace policy and that such policy is in compliance with <b>West Virginia Code</b> §21-1D-5.					
The above statements are sworn to under the penalty of perjury.					
Nationwide Fence & Supply Co.  (Company Name)					
By: Mid )					
Title: Micheal DeMil - Vice President					
Date: June 17, 2009					
Taken, subscribed and sworn to before me this 17th day of June 2009					
By Commission expires 3-2-2011					
(Seal) Minus Clement (Notary Public)					
THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF					
THE BID.  Rev March 2009					

MACINE CONTROL OF STREET O

### STATE OF WEST VIRGINIA Purchasing Division

# PURCHASING AFFIDAVIT

#### VENDOR OWING A DEBT TO THE STATE:

West Virginia Code §5A-3-10a provides that: 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.

#### PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

If this is a solicitation for a public improvement construction contract, the vendor, by its signature below, affirms that it has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. The vendor must make said affirmation with its bid submission. Further, public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the West Virginia Code may take place before their work on the public improvement is begun.

#### ANTITRUST:

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

### 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. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf.

Under penalty of law for false swearing (West Virginia Code §61-5-3), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

Vendor's Name: Nation	rwide Fence & Supply Co.		
Authorized Signature:	Mich Del	Date: <u>June</u> 17, 2009	
Durahasian Affidavit / Davisas	1.01.001/003		