



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

Quotation

DNR209073

1

ADDRESS CORRESPONDENCE TO ATTENTION OF:

FRANK WHITTAKER
 304-558-2316

RFQ COPY

TYPE NAME ADDRESS HERE

VA PLAYGROUND SERVICES
 LITTLE TIKES COMMERCIAL FACTORY
 14276 RIVERSIDE DRIVE
 ASHLAND, VA. 23005

DIVISION OF NATURAL RESOURCES
 TOMLINSON RUN STATE PARK
 ATTN: PARK SUPERINTENDENT
 POST OFFICE BOX 97
 NEW MANCHESTER, WV
 26056 564-3651

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
12/30/2008				

BID OPENING DATE: 01/29/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
1001	1	LS		650-38		\$ 37,746 ⁰⁰
PLAYGROUND EQUIPMENT (NOT OTHERWISE CLASSIFIED)						
THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, IS SOLICITING BIDS FOR NEW PLAYGROUND EQUIPMENT FOR TOMLINSON RUN STATE PARK PER THE ATTACHED SPECIFICATION SPECIFICATIONS.						
OWNER WILL CONDUCT A SITE WALK THROUGH ON 01/20/09 AT 1:00 PM.						
BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT MAY BE DEEMED NULL AND VOID, AND TERMINATED WITHOUT FURTHER ORDER.						
THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATIONS IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS.						
NOTICE						

2009 JAN 29 AM 11:53

WV PURCHASING DIVISION

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

AGENCY SIGNATURE: *[Signature]* DATE: 1-27-09

AGENT: VA PLAYGROUND SERVICES ADDRESS CHANGES TO BE NOTED ABOVE

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



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2

ADDRESS CORRESPONDENCE TO ATTENTION OF

FRANK WHITTAKER
 304-558-2316

RFQ COPY

TYPE NAME/ADDRESS HERE

*VA PLAYGROUND SERVICES
 LITTLE TREES FACTORY*

DIVISION OF NATURAL RESOURCES
 TOMLINSON RUN STATE PARK
 ATTN: PARK SUPERINTENDENT
 POST OFFICE BOX 97
 NEW MANCHESTER, WV
 26056 564-3651

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
12/30/2008				

BID OPENING DATE: 01/29/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<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: 44</p> <p>RFQ. NO.: DNR209073</p> <p>BID OPENING DATE: 01/29/09</p> <p>BID OPENING TIME: 1:30 PM</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: <i>434 296 3289</i></p> <p>CONTACT PERSON (PLEASE PRINT CLEARLY): <i>JIM BENEDET</i> <i>434 249 2158</i></p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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



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 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
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Quotation

DNR209073

3

ADDRESS CORRESPONDENCE TO ATTENTION OF:

FRANK WHITTAKER
 304-558-2316

RFQ COPY
 TYPE NAME/ADDRESS HERE

*VA PLAYGROUND SERVICE
 LITTLE TIKES FACTORY*

DIVISION OF NATURAL RESOURCES
 TOMLINSON RUN STATE PARK
 ATTN: PARK SUPERINTENDENT
 POST OFFICE BOX 97
 NEW MANCHESTER, WV
 26056 564-3651

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/30/2008				

BID OPENING DATE: **01/29/2009** BID OPENING TIME: **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** THIS IS THE END OF RFQ DNR209073 ***** TOTAL: _____						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE _____ TELEPHONE _____ DATE _____

TITLE _____ FEIN _____ ADDRESS CHANGES TO BE NOTED ABOVE

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

WV-36
Rev. 10/81

STATE OF WEST VIRGINIA
PURCHASING CONTINUATION SHEET

Buyer:	Page	Req. or PO No. 4
		DNR209073
Spending Unit: Tomlinson Run State Park		

Vendor: **VA PLAYGROUND SERVICES
LITTLE TIKES FACTORY**

Item No.	Quantity	Description	Unit Price	Amount
<u>PLAYGROUND EQUIPMENT SPECIFICATIONS</u>				
		To supply playground equipment to offer play activities for children age 5 to 12. at Tomlinson Run State Park, New Manchester, West Virginia. There will be a total of three separate areas for which playground equipment is to be supplied: Group Camp Area playground, Shelter 2 area playground, and Shelter 3 area playground. Park personnel will install all playground equipment and engineered wood fiber. The award may be split if it is in the best interest of the West Virginia Division of Natural Resources.		
1	1	ASEQUAL BID ENCLOSED - AS GROUP CAMP AREA PLAYGROUND LITTLE TIKES PLAYGROUND SERIES GameTime Primetime play unit, Model #BDB, or equal. Play unit to include the following components: Uprights a minimum of 3 1/2" diameter OD galvanized metal. Four (4) decks One (1) 360 degree one piece spiral slide. Slide must be a minimum of 6' in height. One (1) double slide. Slide must be a minimum of 5' in height. One (1) curved slide. Slide must be a minimum of 3' in height. One (1) over-head climber. One (1) ADA transition step. Step must be a minimum of 1'. One (1) ADA transition step. Step must be a minimum of 2'. One (1) long bridge. Bridge must be a minimum of 8' in length. Two (2) angled climbers. Three (3) vertical climbers. Four (4) ground level ADA events. Color scheme must be green plastic, brown uprights, beige metal, and brown decks; CHILD FORM GameTime 8" high PlayCurb, Model #4850, or equal. PlayCurb must include galvanized stakes and color must be black. CHILD FORM GameTime 8" high accessible PlayCurb, Model #4854, or equal. Accessible PlayCurb must adapt to an 8" high PlayCurb and color must be black. PROPEX GameTime Geotextile 2,250 Sq Ft, Item #161290, or equal. FRAGER BRAND GameTime Engineered Wood Fiber, Item #EWF, or equal @ 8" compacted depth. F.O.B. Destination. Freight or delivery charges are to be included in the price of the goods. Delivery must be made within ninety (90) days of purchase order award. Park personnel will install all playground equipment and engineered wood fiber.	14780	14780
2	34			1310
3	1			650
4	1 Roll			400
5	1,361 Sq. Ft.			1000
6	1	ASEQUAL SHELTER 2 PLAY AREA LITTLE TIKES BRAND GameTime PrimeTime swing, Model #12583, or equal. Swing must be a minimum of 8' in height. Uprights and top rail must be a minimum of 3 1/2" diameter galvanized steel; must accommodate a minimum of 2 swing packages; and color must be green.		2923
7	1	LTC GameTime PrimeTime Add-a-bay, Model #12584, or equal. Add-a-bay shall be a minimum of 8' in height; uprights and top rail must be a minimum of 3 1/2" diameter galvanized steel; must accommodate a minimum of 2 swing packages; and color must be green.		✓
8	2	LTC GameTime enclosed tot swing package, Model #1470, or equal. Seat packages must be with standard S-Hook enclosures; must include all galvanized chain and hardware for minimum of 8' high swing and a 3 1/2" diameter top rail; and color must be black.		✓

Buyer:	Page	Req. or PO No. 5
		DNR 209073
Spending Unit: Tomlinson Run State Park		

~~PURCHASING CONTINGENT SHEET~~

Vendor:

Item No.	Quantity	Description	Unit Price	Amount
9	2	GameTime belt seat packages, Model #1483, or equal. Seat packages must be with standard S-Hook enclosures; must include all galvanized chain and hardware for a minimum of 8' high swing and 3 1/4" diameter top rail; and color must be black. LTC		✓ ↓ 400 ⁰⁰
10	1 Roll	GameTime Geotextile 2,250 Sq Ft. Item #161290, or equal. PRO PEX		1580 ⁰⁰
11	41	GameTime 8" high PlayCurb, Model #4850, or equal. PlayCurb must include galvanized stakes and color must be black. CHILDFORM		650 ⁰⁰
12	1	GameTime 8" high accessible PlayCurb, Model #4854, or equal. PlayCurb must adapt to a 8" high PlayCurb and color must be black. CHILDFORM		2810 ⁰⁰
13	1	GameTime 6' freestanding wave zip slide, Model #18395, or equal. Slide must include a minimum of 3 1/2" diameter galvanized brown uprights; slide color must be green; color of metal rails must be beige; and stairs and deck color must be brown. LTC		1440 ⁰⁰
14	1,900 Sq. Ft.	GameTime Engineered Wood Fiber, Item #EWF, or equal @ 8" compacted depth. F.O.B. Destination. Freight or delivery charges are to be included in the price of the goods. Delivery must be made within ninety (90) days of purchase order award. Park Personnel will install all playground equipment and engineered wood fiber. LEAGER BRAND		650 ⁰⁰ 2810 ⁰⁰
15	1	GameTime 8" high accessible PlayCurb, Model #4854, or equal. Accessible PlayCurb must adapt to 8" high PlayCurb and color must be black. CHILDFORM		650 ⁰⁰ 2810 ⁰⁰
16	1	GameTime 6' freestanding wave zip slide, Model #18395, or equal. Slide must include a minimum of 3 1/2" diameter galvanized brown uprights; slide color must be green; color of metal rails must be beige; and stairs and deck color must be brown. LTC		2923 ⁰⁰
17	1	PrimeTime swing, Model #12583, or equal. Swing must be a minimum of 8' in height; uprights and top rail must be a minimum of 3 1/2" diameter galvanized steel; must accommodate a minimum of 2 swing packages; and color must be green. LTC		✓ ↑
18	1	PrimeTime add-a-bay, Model #12584, or equal. Add-a-bay must be a minimum of 8' in height; uprights and top rail must be a minimum of 3 1/2" diameter galvanized steel; must accommodate a minimum of 2 swing packages, and color must be green. LTC		✓ ↓
19	2	GameTime enclosed tot swing packages, Model #1470, or equal. Seat packages must be with standard S-Hook enclosures; must include all galvanized chain and hardware for minimum of 8' high swing and approximately a 3 1/4" diameter top rail, and color must be black. LTC		1580 ⁰⁰
20	2	GameTime belt seat packages, Model #1483, or equal. Seat packages must be with standard S-Hook enclosures; must include all galvanized chain and hardware for a minimum of 8' high swing and 3 1/4" diameter top rail; and color must be black. LTC		400 ⁰⁰
21	41	GameTime 8" PlayCurb, Model #4850, or equal. PlayCurb must include galvanized stakes and the color must be black. CHILDFORM		1440 ⁰⁰
22	1 Roll	GameTime Geotextile, 2,250 Sq. Ft. Item #161290, or equal. PRO PEX		
23	1,900 Sq. Ft.	GameTime Engineered Wood Fiber, Item #EWF, or equal @ 8" compacted depth. F.O.B. Destination. Freight or delivery charges are to be included in the price of the goods. Delivery must be made within ninety (90) days of purchase order award. Park personnel will install all playground equipment and engineered wood fiber. LEAGER BRAND		
Total				# 37,716 ⁰⁰

THIRTY SEVEN THOUSAND 7 HUNDRED 46 DOLLARS

TOMLINSON RUN STATE PARK PLAYGROUND SPECIFICATIONS - CONTD.

SAFE COVER LETTER

All playground equipment and engineered wood fiber must meet the following requirements:

- yes • Compliance with U.S. Consumer Product Safety Commission, Handbook for Public Playground Safety.
- yes • Compliance with ASTM Standard F 1487.
- yes • Compliance with Architectural and Transportation Barriers Compliance Board, Americans with Disabilities Act (ADA) Accessibility Guidelines for Buildings and Facilities; Play Areas.

ATTACHED

Vendors must submit the following attachments:

- ✓ • Complete manufacturer's parts specifications and warranties.
- ✓ • Layout drawing to scale of the proposed play structure or equipment.
- ✓ • ASTM and CPSC Statement of Compliance

Warranties:

- ✓ • All equipment and engineered wood fiber must be guaranteed to be free of defects in workmanship and material for a minimum of one year from date of acceptance. However, if manufacturer warranty periods are longer than the required minimum one year warranty, those warranties shall apply.

The award may be split if it is in the best interest of the West Virginia Division of Natural Resources.

Vendors must have a familiarity with the proposed areas for which the playground equipment is to be purchase and installed. Owner will conduct site walk through on 1/20/09 at 1:00 pm for interested parties.

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:

West Virginia Code §21-1D-5 provides that: Any solicitation for a public improvement construction contract shall require each vendor that submits a bid for the work to submit at the same time an affidavit that the vendor has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. A 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. 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 is in compliance with the requirements as stated.

Vendor's Name: VA PLAY GROUND SERVICES
Authorized Signature: [Signature] Date: 1-27-09
Agent

Note NO APPENDUMS

Note NO INSTALLATION THIS QUOTE
THEREFORE NO PAGE FOR
CONTRACTORS LICENSE

Note THIS RESPONSE IS
"AS EQUAL" QUOTATION

WE ARE SUBSTITUTING EQUIPMENT
BY LITTLE TIKES COMMERCIAL (LTC)
FOR EACH EQUIPMENT PLAY EVENT
OTHER CUTS - WOOD FIBER - AND
GEOTEXT BY OUR SUPPLIER

CONTACT → M. JAMES BENEDICT
M. James Benedict, esq.
1-2709 ~~12709~~

FAX 434 296 32 89

CELL 434 249 2158

DNR 209073



Va. Playground Services
Little Tikes Commercial Equipment
Jim Benedict P.O. 1494
1607 East Market Street
Charlottesville, VA. 22902
jim@vaplaygrounds.com
434 249 2158 (cell)
434 296 3289 (fax)



JANUARY 19, 2009
~~OCTOBER 8, 2008~~

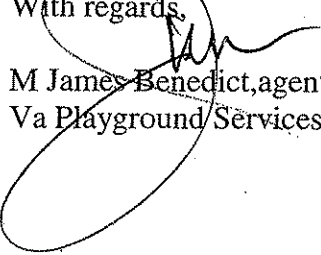
Frank Whittaker
Purchasing Division
State of West Virginia.
Department of Administration
2019 Washington St.
Charleston, WV 25305

RE. DNR Playground RFP

To whom it may concern,

This letter and supporting bid documents represent our reply and price quote for the DNR Playground RFP for the referenced park site. We are quoting "as equal and better" to the specifications and item list indicated in this RFP. Our product is manufactured by Little Tikes Commercial factory, hereafter "LTC". This bid is offered by the factory by and thru the local WV agent Va. Playground Services. We state that we comply fully with all requirements for ASTM 1487 and CPSC 325 and ADA and IPEMA third party guidelines. We have attempted to meet the specifications and stated requirements and drawings showing play events. Plan views and 3D renderings are attached. Our actual items list has been notated to indicate our intended "as equal and better" LTC equipment in place of vendor named in specs. Our post system is .5 inch OD uprights. Our swing arch posts are 5 inch OD and the support beam is 3.5 inch OD. Our Attachments are direct bolt. Our posts are 5 inch steel, prepared and powder coated in the colors requested. Some upright posts are not aluminum, but are heavy duty OD diameter steel, and powder coated steel with extra epoxy coating. Our posts offer 100 year warranty against defects. Recent equipment industry standards recommend this heavy duty steel in order to meet the demand for strength, durability, and low maintenance over time. We ask you to please review all attachments in support of our full compliance for this RFP.

With regards,


M James Benedict, agent
Va Playground Services and LTC