

MODULAR PLAYGROUND
PREPARED FOR
BEECH FORK
STATE PARK
BARBOURSVILLE, WV
JUNE 4TH, 2009

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2009 JUN -9 A 12: 50

PROCURASING DIVISION
STATE OF WV

CUNNINGHAM ASSOCIATES, INC
P.O. BOX 240981
CHARLOTTE, NC 28224
1-800-438-2780



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

Request for Quotation

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| RFQ NUMBER |
| DNR209171 |

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| ADDRESS CORRESPONDENCE TO ATTENTION OF |
| FRANK WHITTAKER 304-558-2316 |

VENDOR

*709033753 800-438-2780
 CUNNINGHAM ASSOCIATES INC
 PO BOX 240981
 CHARLOTTE NC 28224

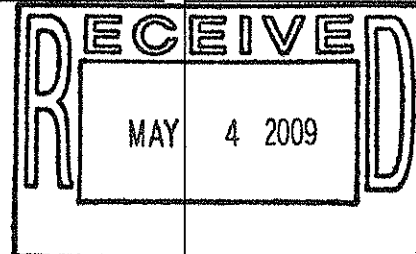
SHIP TO

DIVISION OF NATURAL RESOURCES
 BEECH FORK STATE PARK
 ATTN: PARK SUPERINTENDENT
 5601 LONG BRANCH ROAD
 BARBOURSVILLE, WV
 25504 522-0303

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|--------------|---------------|----------|--------|---------------|
| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| 04/28/2009 | | | | |

BID OPENING DATE: 06/03/2009 BID OPENING TIME 01:30PM

| LINE | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
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| <p>PLAYGROUND EQUIPMENT</p> <p>REQUEST FOR QUOTATION (RFQ)</p> <p>THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, IS SOLICITING BIDS TO PROVIDE ALL MATERIAL AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR BEECH FORK STATE PARK LOCATED IN BARBOURSVILLE, WEST VIRGINIA THE ATTACHED SPECIFICATIONS.</p> <p>A MANDATORY PRE-BID MEETING WILL BE HELD ON MAY 14, 2009 AT 10:00 AM AT THE PARK HEADQUARTERS IN BARBOURSVILLE, WEST VIRGINIA. ALL VENDORS WISHING TO SUBMIT A BID FOR THIS PROJECT MUST ATTEND THIS MEETING. NO ONE PERSON MAY REPRESENT MORE THAN ONE VENDOR.</p> <p>TECHNICAL QUESTIONS CONCERNING THIS PROJECT MUST BE SUBMITTED TO FRANK WHITTAKER IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA FAX AT 304-558-4115 OR VIA EMAIL AT FRANK.M.WHITTAKER@WV.GOV. DEADLINE FOR ALL TECHNICAL QUESTIONS IS MAY 20, 2009 AT THE CLOSE OF BUSINESS. ALL TECHNICAL QUESTIONS RECEIVED, IF ANY, WILL BE ANSWERED BY ADDENDUM AFTER THE DEADLINE HAS LAPSED.</p> <p>QUESTIONS CONCERNING THE PROCESS BY WHICH A VENDOR MAY SUBMIT A BID TO THE STATE OF WEST VIRGINIA ARE</p> | | | | | | |



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|-------------------------------------------|------------------------|-----------------------------------|
| SEE REVERSE SIDE FOR TERMS AND CONDITIONS | | |
| SIGNATURE <i>[Signature]</i> | TELEPHONE 800-478-2780 | DATE 5-29-09 |
| TITLE Project Manager | FEIN 54-0883979 | ADDRESS CHANGES TO BE NOTED ABOVE |

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

**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.
4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, 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 Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
15. **WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT:** If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworn statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Fails to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority false information regarding the contractor's drug-free workplace policy."

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 case 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: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130



State of West Virginia
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ADDRESS CORRESPONDENCE TO ATTENTION OF:
FRANK WHITTAKER
304-558-2316

VENDOR

*709033753 800-438-2780
CUNNINGHAM ASSOCIATES INC
PO BOX 240981

CHARLOTTE NC 28224

SHIP TO

DIVISION OF NATURAL RESOURCES
BEECH FORK STATE PARK
ATTN: PARK SUPERINTENDENT
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| <p>NOT CONSIDERED TO BE TECHNICAL QUESTIONS AND MAY BE SUBMITTED AT ANY TIME PRIOR TO THE BID OPENING AND IN ANY FORMAT.</p> <p>EXHIBIT 5</p> <p>WEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITATION 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 ARTICLE 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.</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 60 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</p> <p>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.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR CABELL COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</p> | | | | | | |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

| | | |
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| SIGNATURE | TELEPHONE 500-438-2780 | DATE 5-29-09 |
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PROPERTY

*709033753 800-438-2780
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 PO BOX 240981

CHARLOTTE NC 28224

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| <p>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 PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</p> <p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION, IF SUCCESSFUL, FOR THE LIFE OF THE CONTRACT.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>() BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPCTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> | | | | | | |

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| SIGNATURE | TELEPHONE 506-438-2780 | DATE 5-29-09 | |
| TITLE Project Manager | FEIN 54-0683979 | ADDRESS CHANGES TO BE NOTED ABOVE | |

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VENDOR

*709033753 800-438-2780
CUNNINGHAM ASSOCIATES INC
PO BOX 240981

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| <p>() MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</p> <p>REV. 11/00</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS</p> <p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS.</p> <p>FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN</p> | | | | | | |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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| SIGNATURE <i>[Signature]</i> | TELEPHONE 800-438-2780 | DATE 5-27-09 |
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| <p>PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p> <p>REV. 3/88</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p> <p>(1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.</p> <p>(2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID</p> | | | | | | |

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| | 800-438-2780 | 5-29-09 | |
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| Project Manager | 54-0883979 | | |

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| <p>OPENING DATE.</p> <p>(3) ALL ADDENDA SHOULD BE FORMALLY ACKNOWLEDGED BY ALL BIDDERS AND SUBMITTED TO THE STATE PURCHASING DIVISION. THE SAME RULES AND REGULATIONS THAT APPLY TO THE ORIGINAL BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.</p> <p>REV. 11/96</p> <p>EXHIBIT 10</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NOS.:</p> <p>NO. 1 ✓</p> <p>NO. 2 ✓</p> <p>NO. 3 </p> <p>NO. 4 </p> <p>NO. 5 </p> <p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.</p> | | | | | | |

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| <p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.</p> <p>.....SIGNATURE <i>GameTime clo. Cunningham Assoc.</i>.....COMPANY 5-29-09.....DATE</p> <p>REV. 11/96</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE: CONTRACTORS NAME:<i>Shamblin Construction</i>.....</p> | | | | | | |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *JA* TELEPHONE **800-478-2780** DATE **5-29-09**

TITLE **Project Manager** FEIN **54-088 3979** ADDRESS CHANGES TO BE NOTED ABOVE

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**DIVISION OF NATURAL RESOURCES
 BEECH FORK STATE PARK
 ATTN: PARK SUPERINTENDENT
 5601 LONG BRANCH ROAD
 BARBOURVILLE, WV
 25504 522-0303**

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 04/28/2009 | | | | |

BID OPENING DATE: **06/03/2009** BID OPENING TIME **01:30PM**

| LINE | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|-----|--------|------------------------------------------|------------|--------|
| | | | | CONTRACTORS LICENSE NO.: WV003589 | | |
| <p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>REV. 1/2005</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15</p> | | | | | | |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

| | | |
|------------------------------|-------------------------------|-----------------------------------|
| SIGNATURE <i>[Signature]</i> | TELEPHONE 800-438-2780 | DATE 5-29-09 |
| TITLE Project Manager | FEIN 54-0883979 | ADDRESS CHANGES TO BE NOTED ABOVE |

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



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 |
| DNR209171 |

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|------|
| PAGE |
| 9 |

| |
|----------------------------------------|
| ADDRESS CORRESPONDENCE TO ATTENTION OF |
| FRANK WHITTAKER 304-558-2316 |

***709033753 800-438-2780**
CUNNINGHAM ASSOCIATES INC
PO BOX 240981

CHARLOTTE NC 28224

**DIVISION OF NATURAL RESOURCES
BEECH FORK STATE PARK
ATTN: PARK SUPERINTENDENT
5601 LONG BRANCH ROAD
BARBOURSVILLE, WV
25504 522-0303**

| | | | | |
|--------------|---------------|----------|--------|---------------|
| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| 04/28/2009 | | | | |

BID OPENING DATE: 06/03/2009 BID OPENING TIME 01:30PM

| LINE | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|------|----------|-----|----------|-------------|------------|--------|
|------|----------|-----|----------|-------------|------------|--------|

2019 WASHINGTON STREET, EAST
CHARLESTON, WV 25305-0130

THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:

SEALED BID

BUYER: FRANK WHITTAKER-FILE 44

REQ. NO.: DNR209171

BID OPENING DATE: 06/03/2009

BID OPENING TIME: 1:30 PM

PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:

704-525-7356

PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:

John Cunningham

***** THIS IS THE END OF RFQ DNR209171 ***** TOTAL: \$ 112,707.62

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

| | | |
|-----------------|--------------|-----------------------------------|
| SIGNATURE | TELEPHONE | DATE |
| <i>JA</i> | 800-438-2780 | 5-29-09 |
| TITLE | F.E.I.N. | ADDRESS CHANGES TO BE NOTED ABOVE |
| Project Manager | 54-0883979 | |

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

Beech Fork State Park Playground Specifications

To supply playground equipment to offer play activities for children ages five (5) to twelve (12) at Beech Fork State Park, Barboursville, West Virginia. Playground equipment will be purchased for four separate areas in the park. The award may be split if it is in the best interest of the West Virginia Division of Natural Resources. All items are to be F.O.B. Destination. Freight or delivery charges must be included in the price of the goods. Delivery must be made within ninety (90) days of purchase order award.

FRANKLIN WOOTEN RECREATION AREA PLAYGROUND

PrimeTime skyslider, Item #11821, or equal. Unit must be constructed of aluminum uprights and include the following components:

- Two (2) spiral slides a minimum of 8' in height.
- One (1) slide a minimum of 8' in height.
- One (1) double slide a minimum of 5' in height.
- One (1) slide a minimum of 5' in height.
- One (1) slide a minimum of 3' in height.
- One (1) bridge.
- One (1) tube.
- One (1) rock climbing structure that will attach to a deck a minimum of 5' in height.

GameTime jumbo flyer spring rider, Item #6064, or equal. Flyer must have a minimum of two (2) side by side bench style child seats; must have a minimum of two (2) coil springs; and must include an in-ground mount for installation.

GameTime adventure mate, dinosaur rider, Item #6051, or equal. Rider must be mounted with a minimum of three (3) spring bases; and must include an in-ground mount for installation.

Beech Fork State Park Playground Specifications

PrimeTime swing, Item #12583, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime swing add-a-bay, Item #12584, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with a finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime 3 1/2" OD zero-G chair (ages 5-12) seat package, Item #ss8552, or equal. Seat package must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" OD zero-G chair (ages 2 -5) seat package, Item #ss8555, or equal. Seat package must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal. Swing must have a standard black wrap around design; and must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" super seat, Item #ss8906, or equal. Seat must be flat board style with rubberized exterior; and must include stainless steel chain to attach to swing frame.

GameTime tuffclad in-ground bench, Item #28009, or equal. Bench must be a minimum of 6' in length; must have wide seat a minimum of a 10"; must have a wide backrest a minimum of 10"; must be constructed of galvanized steel; and must have an oven cured powder coating.

GTImpaz wear mats or equal. Mat dimensions must be a minimum of 44"x48" for installation under swings; and must be constructed of rubber and bonded polyurethane.

GameTime geo-textile fabric, 2,250 sq. ft roll, Item #4850 or equal. Fabric must be water permeable able to provide flow capability of 150 gallons per square foot per minute.

Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. Play curb must include one (1) galvanized stake per section to enclose entire play area and provide an ADA compliant path leading from parking lot to protection zone.

GTImpax Accessible Play Curb, model #4854 or equal. Compatible with 8" high curbs to provide barrier proof access to play area and prevent wood fiber spillage.

Beech Fork State Park Playground Specifications

Engineered wood fiber @ 8" compacted depth or equal. Material must be recently harvested and debarked; free of chemical treatments and additives; free of soil, twigs, leaves and other contaminants.

Removal of existing playground equipment from the Franklin Wooten Recreation Area Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Removal of existing playground equipment must be complete within sixty (60) days of purchase order award.

Installation of all the above referenced items for the Franklin Wooten Recreation Area Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Installation must be complete within sixty (60) days of purchase order award.

LAKEVIEW CAMPGROUND PLAYGROUND

PrimeTime spiral slide, Item #81731, or equal. Slide must have a platform with a minimum 8' height.

PrimeTime swing, Item #12583, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime swing add-a-bay, Item #12584, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with a finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime 3 1/2" OD zero-G chair (ages 5-12) seat packages, Item #ss8552, or equal. Seat package must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" OD zero-G chair (ages 2 -5) seat package, Item #ss8555, or equal. Seat package must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" super seat, Item #ss8906, or equal. Seat must be flat board style with rubberized exterior; and must include stainless steel chain to attach to swing frame.

Beech Fork State Park Playground Specifications

GameTime tuffclad in-ground bench, Item #28009, or equal. Bench must be a minimum of 6' in length; must have wide seat a minimum of a 10"; must have a wide backrest a minimum of 10"; must be constructed of galvanized steel; and must have an oven cured powder coating.

GameTime geo-textile fabric, 2,250 sq. ft roll, Item #4850 or equal. Fabric must be water permeable able to provide flow capability of 150 gallons per square foot per minute.

Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. Play curb must include one (1) galvanized stake per section to enclose entire play area.

GTImpax Accessible Play Curb, model #4854 or equal. Compatible with 8" high curbs to provide barrier proof access to play area and prevent wood fiber spillage.

Engineered wood fiber @ 8" compacted depth or equal. Material must be recently harvested and debarked; free of chemical treatments and additives; free of soil, twigs, leaves and other contaminates.

GTImpaz wear mats or equal. Mat dimensions must be a minimum of 44"x48" for installation under swings; and must be constructed of rubber and bonded polyurethane.

Installation of all the above referenced items for the Lakeview Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia (<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.) Installation must be complete within sixty (60) days of purchase order award.

MOXLEY BRANCH CAMPGROUND PLAYGROUND

GameTime jumbo flyer spring rider, Item #6064, or equal. Flyer must have a minimum of two (2) side by side bench style child seats; must have a minimum of two (2) coil springs; and must include an in-ground mount for installation.

PrimeTime spiral slide, Item #81731, or equal. Slide must have a platform height of with a minimum 8' height.

PrimeTime swing, Item #12583, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

Beech Fork State Park Playground Specifications

PrimeTime swing add-a-bay, Item #12584, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with a finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal. Swing must have a standard black wrap around design; and must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" super seat, Item #ss8906, or equal. Seat must be flat board style with rubberized exterior; and must include stainless steel chain to attach to swing frame.

GameTime tuffclad in-ground bench, Item #28009, or equal. Bench must be a minimum of 6' in length; must have wide seat a minimum of a 10"; must have a wide backrest a minimum of 10"; must be constructed of galvanized steel; and must have an oven cured powder coating.

GameTime geo-textile fabric, 2,250 sq. ft roll, Item #4850 or equal. Fabric must be water permeable able to provide flow capability of 150 gallons per square foot per minute.

Gametime 4' straight sections x 8" high play curb, Item #4850 or equal. Play curb must include one (1) galvanized stake per section to enclose entire play area.

GTImpax Accessible Play Curb, model #4854 or equal. Compatible with 8" high curbs to provide barrier proof access to play area and prevent wood fiber spillage.

Engineered wood fiber @ 8" compacted depth or equal. Material must be recently harvested and debarked; free of chemical treatments and additives; free of soil, twigs, leaves and other contaminates.

GTImpaz wear mats or equal. Mat dimensions must be a minimum of 44"x48" for installation under swings; and must be constructed of rubber and bonded polyurethane.

Removal of existing playground equipment from the Moxley Branch Campground Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Removal of existing playground equipment must be complete within sixty (60) days of purchase order award.

Installation of all the above referenced items for the Moxley Branch Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia

Beech Fork State Park Playground Specifications

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Installation must be complete within sixty (60) days of purchase order award.

FOUR COVES CAMPGROUND PLAYGROUND

PrimeTime spiral slide, Item #81731, or equal. Slide must have a platform height of with a minimum 8' height.

PrimeTime swing, Item #12583, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime swing add-a-bay, Item #12584, or equal. Top rail and arch must have a minimum 3 ½ inch OD; arch must be a minimum of 11 gauge galvanized steel tubing; must include a minimum of 3 ½ inch OD galvanized steel sleeve; must be polyester powder coat; must be a minimum of 8 foot high with a finished surface; must have a minimum of a 12 foot top rail; and must accommodate two (2) free standing swings.

PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal. Swing must have a standard black wrap around design; and must include stainless steel chain to attach to swing frame.

PrimeTime 3 1/2" super seat, Item #ss8906, or equal. Seat must be flat board style with rubberized exterior; and must include stainless steel chain to attach to swing frame.

GameTime tuffclad in-ground bench, Item #28009, or equal. Bench must be a minimum of 6' in length; must have wide seat a minimum of a 10"; must have a wide backrest a minimum of 10"; must be constructed of galvanized steel; and must have an oven cured powder coating.

GameTime geo-textile fabric, 2,250 sq. ft roll, Item #4850, or equal. Fabric must be water permeable able to provide flow capability of 150 gallons per square foot per minute.

Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. Play curb must include one (1) galvanized stake per section to enclose entire play area.

Engineered wood fiber @ 8" compacted depth or equal. Material must be recently harvested and debarked; free of chemical treatments and additives; free of soil, twigs, leaves and other contaminants.

Beech Fork State Park Playground Specifications

GTImpax Accessible Play Curb, model #4854 or equal. Compatible with 8" high curbs to provide barrier proof access to play area and prevent wood fiber spillage.

GTImpaz wear mats or equal. Mat dimensions must be a minimum of 44"x48" for installation under swings; and must be constructed of rubber and bonded polyurethane.

Removal of existing playground equipment from the Four Coves Campground Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Removal of existing playground equipment must be complete within sixty (60) days of purchase order award.

Installation of all the above referenced items for the Four Coves Campground Playground.

Prevailing heavy wage rates must be paid for Wayne County, West Virginia

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Installation must be complete within sixty (60) days of purchase order award.

ADD ALTERNATE NUMBER ONE**FOUR COVES CAMPGROUND PLAYGROUND**

Playworld Systems climbing boulders tower builder, Item #ZZBD0014, or equal. Unit must accommodate four (4) users ages five (5) to twelve (12); must have a non-slip climbing service; and must have minimum size dimensions of 5"x4"x6".

Playworld Systems boulder to ground net climber, Item #ZZBD0021, or equal. Climber must mount to Playworld Systems climbing boulder tower builder or equal.

GameTime tuffclad in-ground bench, Item #28009, or equal. Bench must be a minimum of 6' in length and a minimum of 10" wide seat and minimum of 10" wide backrest. Must be constructed of galvanized steel with oven cured powder coating.

GameTime geo-textile fabric, 2,250 sq. ft roll, Item #4850 or equal. Fabric must be water permeable able to provide flow capability of 150 gallons per square foot per minute.

Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. Play curb must include one (1) galvanized stake per section to enclose entire play area and provide an ADA compliant path leading from road to protection zone.

Beech Fork State Park Playground Specifications

Engineered wood fiber @ 8" compacted depth or equal. Material must be recently harvested and debarked; free of chemical treatments and additives; free of soil, twigs, leaves and other contaminants.

Installation of all the above referenced Add Alternate Number One items for the Four Coves Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia (<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.) Installation must be complete within sixty (60) days of purchase order award.

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

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

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.

Beech Fork State Park Playground Specifications

However, if manufacturer warranty periods are longer than the required minimum one year warranty, those warranties shall apply.

Color scheme of equipment must be coordinated with Beech Fork State Park. Color of items will be selected from manufacturer's standard colors.

A mandatory pre-bid conference will be held on May 14, 2009, at Beech Fork State Park Headquarters at 10:00 a.m. A failure to attend the mandatory pre-bid conference will result in bid disqualification. An individual may not represent more than one firm at the pre-bid conference.

WVDNR209171
 Beech Fork State Park
PLAYGROUND EQUIPMENT SHEET

Please complete the below information concerning the brand(s) of equipment being bid in relation to this project. If bidding inchor equal inch brands, please attach manufacturer's literature documenting that it meets the mandatory requirements stated in the specifications. Vendors should note the areas of the provided manufacturer's literature that adheres to the mandatory requirements outlined in the Request For Quotation.

| Item No. | Equipment | Manufacturer | Model |
|----------|------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------------|
| 1 | Franklin Wooten Recreation Area Playground PrimeTime skyslider, Item #11821 , or equal. Structure must include the following components: | | <i>See attached</i> |
| | Two (2) spiral slides a minimum of 8' in height. | | ↓ |
| | One (1) slide a minimum of 8' in height. | | |
| | One (1) double slide a minimum of 5' in height. | | |
| | One (1) slide a minimum of 5' in height. | | |
| | One (1) slide a minimum of 3' in height. | | |
| | One (1) bridge. | | |
| | One (1) tube. | | |
| | One (1) rock climbing structure that will attach to a deck a minimum of 5' in height. | | |
| 2 | Franklin Wooten Recreation Area Playground GameTime jumbo flyer spring rider, Item #6064, or equal. | | |
| 3 | Franklin Wooten Recreation Area. GameTime dinosaur rider spring rider, Item #6051 or equal. | | ↓ |

Beech Fork State Park

PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|----------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 4 | Franklin Wooten Recreation Area Playground PrimeTime swing frame, Item #12583, or equal. | | See attached |
| 5 | Franklin Wooten Recreation Area Playground PrimeTime swing add-a-bay, Item #12584, or equal. | | |
| 6 | Franklin Wooten Recreation Area PrimeTime 3 1/2" OD zero-G chair (ages 5-12) seat package, Item #ss8552, or equal. | | |
| 7 | Franklin Wooten Recreation Area Playground PrimeTime 3 1/2" Zero-G Chair (ages 2-5) seat package, Item # ss8555, or equal. | | |
| 8 | Franklin Wooten Recreation Area Playground PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal. | | |
| 9 | Franklin Wooten Recreation Area Playground PrimeTime 3 1/2" super seat, Item #ss8906, or equal. | | |
| 10 | Franklin Wooten Recreation Area GameTime tuffclad in-ground bench Model #28009, or equal. | | |
| 11 | Franklin Wooten Recreation Area GTImpaz wear mats or equal. | | |
| 12 | Franklin Wooten Recreation Area. Geo-textile fabric, 2,250 sq. ft. roll, or equal. | | |



WVDNR209171
Beech Fork State Park
PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 13 | Franklin Wooten Recreation Area Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | See attached |
| 14 | Franklin Wooten Recreation Area GTImpax accessible playcurb, model #4854, or equal. | | |
| 15 | Franklin Wooten Recreation Area engineered wood fiber @ 8" compacted depth or equal. | | |
| 16 | Removal of existing playground equipment from the Franklin Wooten Recreation Area Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 17 | Installation of Items 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, & 14 in the Franklin Wooten Recreation Area Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 18 | Lakeview Campground Playground PrimeTime spiral slide, Item #81731, or equal. | | |
| 19 | Lakeview Campground Playground PrimeTime swing frame, Item #12583, or equal. | | ↓ |

Beech Fork State Park

PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 20 | Lakeview Campground Playground PrimeTime swing add-a-bay, Item #12584, or equal. | | See attached |
| 21 | Lakeview Campground Playground PrimeTime 3 1/2" Zero-G Chair (5-12) seat package with stainless steel chain, Item # ss8552, or equal. | | |
| 22 | Lakeview Campground Playground PrimeTime 3 1/2" zero-G chair (ages 2 to 5) seat package Item # ss8555, or equal. | | |
| 23 | Lakeview Campground Playground PrimeTime 3 1/2" super seat, Item #SS8906, or equal. | | |
| 24 | Lakeview Campground Playground GameTime tuffclad in-ground bench, Item #28009, or equal. | | |
| 25 | Lakeview Campground Playground geo-textile fabric, 2,250 sq. ft. , or equal. | | |
| 26 | Lakeview Campground Playground GTImpax accessible playcurb, model #4854, or equal. | | |
| 27 | Lakeview Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 28 | Lakeview Campground Playground engineered wood fiber @ 8" compacted depth or equal. | | |

WVDNR209171
Beech Fork State Park
PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------------|
| 29 | Lakeview Campground Playground GTImpaz wear mats or equal. | | <i>See attached</i> |
| 30 | Installation of Items 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 & 27 in the Lakeview Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 31 | Moxley Branch Campground Playground GameTime jumbo flyer spring rider, Item #6064, or equal. | | |
| 32 | Moxley Branch Campground Playground PrimeTime spiral slide, Item #81731, or equal. | | |
| 33 | Moxley Branch Campground Playground PrimeTime swing frame, Item #12583, or equal. | | |
| 34 | Moxley Branch Campground Playground PrimeTime swing add-a-bay, Item #12584, or equal. | | |
| 35 | Moxley Branch Campground Playground PrimeTime 3 1/2" enclosed tot swing, Item #SS8696, or equal. | | |
| 36 | Moxley Branch Campground Playground PrimeTime 3 1/2" super seat, Item #SS8906, or equal. | | |

Beech Fork State Park

PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 37 | Moxley Branch Campground Playground GameTime tuffclad in-ground bench Model #28009, or equal. | | See attached |
| 38 | Moxley Branch Campground Playground GTImpax accessible playcurb, model #4854, or equal. | | |
| 39 | Moxley Branch Campground Playground geo-textile fabric, 2,250 sq. ft. roll, or equal. | | |
| 40 | Moxley Branch Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 41 | Moxley Branch Campground engineered wood fiber @ 8" compacted depth or equal. | | |
| 42 | Moxley Branch Campground Playground GTImpaz wear mats or equal. | | |
| 43 | Removal of existing playground equipment from the Moxley Branch Campground Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | ↓ |

WVDNR209171
 Beech Fork State Park
PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------------|
| 44 | Installation of Items 29, 30, 31, 32, 33, 34, 35, 36, 37, 38 & 39 in the Franklin Wooten Recreation Area Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | <i>See attached</i> |
| 45 | PrimTime spiral slide, Item #81731, or equal. | | |
| 46 | Four Coves Campground. PrimeTime swing frame, Item #12583, or equal. | | |
| 47 | Four Coves Campground. PrimeTime swing add-a-bay, Item #12584, or equal. | | |
| 48 | Four Coves Campground. PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal | | |
| 49 | Four Coves Campground. PrimeTime 3 1/2" super seat, Item #ss8906, or equal. | | |
| 50 | Four Coves Campground Playground GameTime tuffclad in-ground bench, Item #28009, or equal. | | |
| 51 | Four Coves Campground Playground geo-textile fabric, 2,250 sq. ft. roll , or equal. | | |
| 52 | Four Coves Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |



Beech Fork State Park

PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 53 | Four Coves Campground Playground engineered wood fiber @ 8" compacted depth or equal. | | See attached |
| 54 | Four Coves Campground Playground GTImpaz wear mats or equal. | | |
| 55 | Four Coves Campground Playground GTImpax accessible playcurb, model #4854, or equal. | | |
| 56 | Removal of existing playground equipment from the Four Coves Campground Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 57 | Installation of Items 43, 44, 45, 46, 47, 48, 49, 50, & 51 in the Four Coves Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 58 | Add Alternate Number One - Four Coves Campground Playworld Systems climbing boulders tower builder, item #ZZBD0014, or equal. | | |
| 59 | Add Alternate Number One Four Coves Campground Playworld Systems boulder to ground net climber, Item #ZZZBD0021, or equal. | | ↓ |

WVDNR209171
Beech Fork State Park
PLAYGROUND EQUIPMENT SHEET

| Item No. | Equipment | Manufacturer | Model |
|----------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 60 | Add Alternate Number One - Four Coves Campground Playground GameTime tuffclad in-ground bench Model #28009, or equal. | | See attached |
| 61 | Add Alternate Number One - Four Coves Campground Playground geo-textile fabric, 1,125 sq. ft. roll, or equal. | | |
| 62 | Four Coves Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 63 | Four Coves Campground Playground engineered wood fiber @ 8" compacted depth or equal. | | |
| 64 | Installation of Items 54, 55, 56, 57, 58, & 59 in the Four Coves Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | ↓ |


Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|----------|----------------------------------------------------------------------------------------------------------------------------|------------|--------------|
| 1 | 1 | Franklin Wooten Recreation Area Playground PrimeTime skyslider, Item #11821 , or equal. | | See attached |
| 2 | 1 | Franklin Wooten Recreation Area Playground GameTime jumbo flyer spring rider, Item #6064, or equal. | | ↓ |
| 3 | 1 | Franklin Wooten Recreation Area. GameTime dinosaur rider spring rider Model #6051 or equal. | | |
| 4 | 1 | Franklin Wooten Recreation Area Playground PrimeTime swing frame, Item #12583, or equal. | | |
| 5 | 2 | Franklin Wooten Recreation Area Playground PrimeTime swing add-a-bay, Item #12584, or equal. | | |
| 6 | 1 | Franklin Wooten Recreation Area PrimeTime 3 1/2" OD zero-G chair (ages 5-12) seat package, Item #ss8552, or equal. | | |
| 7 | 1 | Franklin Wooten Recreation Area Playground PrimeTime 3 1/2" Zero-G Chair (ages 2-5) seat package, Item # ss8555, or equal. | | |
| 8 | 2 | Franklin Wooten Recreation Area Playground PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal. | | |
| 9 | 2 | Franklin Wooten Recreation Area Playground PrimeTime 3 1/2" super seat, Item #ss8906, or equal. | | |
| 10 | 2 | Franklin Wooten Recreation Area GameTime tuffclad in-ground bench Model #28009, or equal. | | |

Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|---------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|--------------|
| 11 | 2 | Franklin Wooten Recreation Area GTImpaz wear mats or equal. | | See attached |
| 12 | 2 | Franklin Wooten Recreation Area. Geo-textile fabric, 2,250 sq. ft. roll, or equal. | | ↓ |
| 13 | 59 | Franklin Wooten Recreation Area Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 14 | 4,238 Sq. Ft. | Franklin Wooten Recreation Area engineered wood fiber @ 8" compacted depth or equal. | | |
| 15 | 1 | Franklin Wooten Recreation Area GTImpax Accessible 8" play curb, model # 4854 or equal. | | |
| 16 | 1 | Removal of existing playground equipment from the Franklin Wooten Recreation Area Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 17 | 1 | Installation of Items 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, & 14 in the Franklin Wooten Recreation Area Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 18 | 1 | Lakeview Campground Playground PrimeTime spiral slide, Item #81731, or equal. | | |
| 19 | 1 | Lakeview Campground Playground PrimeTime swing frame, Item #12583, or equal. | | |
| 20 | 1 | Lakeview Campground Playground PrimeTime swing add-a-bay, Item #12584, or equal. | | |

Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|---------------|---------------------------------------------------------------------------------------------------------------------------------------|------------|-------------------------------------------------------------------------------------------------------------|
| 21 | 2 | Lakeview Campground Playground PrimeTime 3 1/2" Zero-G Chair (5-12) seat package with stainless steel chain, Item # ss8552, or equal. | | <i>See attached</i>  |
| 22 | 1 | Lakeview Campground Playground PrimeTime 3 1/2" zero-G chair (ages 2 to 5) seat package Item # ss8555, or equal. | | |
| 23 | 2 | Lakeview Campground Playground PrimeTime 3 1/2" super seat, Item #SS8906, or equal. | | |
| 24 | 2 | Lakeview Campground Playground GameTime tuffclad in-ground bench, Item #28009, or equal. | | |
| 25 | 1 | Lakeview Campground Playground geo-textile fabric, 2,250 sq. ft. , or equal. | | |
| 26 | 48 | Lakeview Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 27 | 2,150 Sq. Ft. | Lakeview Campground Playground engineered wood fiber @ 8" compacted depth or equal. | | |
| 28 | 2 | Lakeview Campground Playground GTImpaz wear mats or equal. | | |
| 29 | 1 | Lakeview Campground GTImpax Accessible 8" play curb, model # 4854 or equal. | | |

Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|--------------|
| 30 | 1 | Installation of Items 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 & 27 in the Lakeview Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | See attached |
| 31 | 1 | Moxley Branch Campground Playground GameTime jumbo flyer spring rider, Item #6064, or equal. | | |
| 32 | 1 | Moxley Branch Campground Playground PrimeTime spiral slide, Item #81731, or equal. | | |
| 33 | 1 | Moxley Branch Campground Playground PrimeTime swing frame, Item #12583, or equal. | | |
| 34 | 1 | Moxley Branch Campground Playground PrimeTime swing add-a-bay, Item #12584, or equal. | | |
| 35 | 2 | Moxley Branch Campground Playground PrimeTime 3 1/2" enclosed tot swing, Item #SS8696, or equal. | | |
| 36 | 2 | Moxley Branch Campground Playground PrimeTime 3 1/2" super seat, Item #SS8906, or equal. | | |
| 37 | 1 | Moxley Branch Campground Playground GameTime tuffclad in-ground bench Model #28009, or equal. | | |
| 38 | 1 | Moxley Branch Campground Playground geo-textile fabric, 2,250 sq. ft. roll, or equal. | | |
| 39 | 42 | Moxley Branch Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |


Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|---------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|--------------|
| 40 | 1 | Moxley Branch Campground GTImpax Accessible 8" play curb, model # 4854 or equal. | | See attached |
| 41 | 2,035 Sq. Ft. | Moxley Branch Campground engineered wood fiber @ 8" compacted depth or equal. | | ↓ |
| 42 | 2 | Moxley Branch Campground Playground GTImpaz wear mats or equal. | | |
| 43 | 1 | Removal of existing playground equipment from the Moxley Branch Campground Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 44 | 1 | Installation of Items 29, 30, 31, 32, 33, 34, 35, 36, 37, 38 & 39 in the Franklin Wooten Recreation Area Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 45 | 1 | PrimTime spiral slide, Item #81731, or equal. | | |
| 46 | 1 | Four Coves Campground. PrimeTime swing frame, Item #12583, or equal. | | |
| 47 | 1 | Four Coves Campground. PrimeTime swing add-a-bay, Item #12584, or equal. | | |
| 48 | 2 | Four Coves Campground. PrimeTime 3 1/2" enclosed tot swing, Item #ss8696, or equal | | |
| 49 | 2 | Four Coves Campground. PrimeTime 3 1/2" super seat, Item #ss8906, or equal. | | |

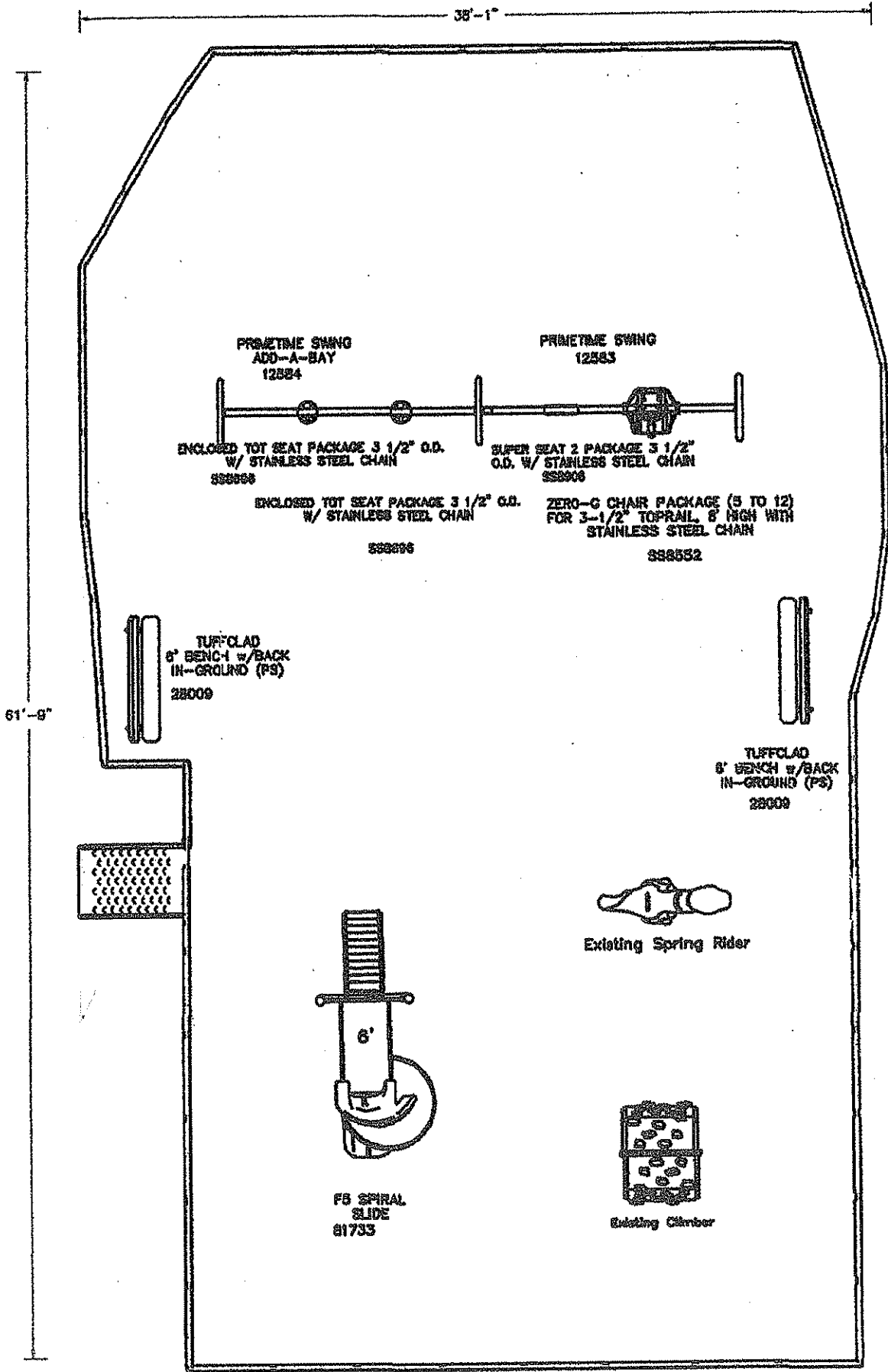
Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|--------------|
| 50 | 1 | Four Coves Campground Playground GameTime tuffclad in- ground bench, Item #28009, or equal. | | See attached |
| 51 | | Four Coves Campground Playground geo-textile fabric, 2,250 sq. ft. roll , or equal. | | ↓ |
| 52 | 67 | Four Coves Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 53 | 1 | Four Coves Campground Playground GTImpax Accessible 8" play curb, model # 4854 or equal. | | |
| 54 | 2000 sq. ft. | Four Coves Campground Playground engineered wood fiber @ 8" compacted depth or equal. | | |
| 55 | 2 | Four Coves Campground Playground GTImpaz wear mats or equal. | | |
| 56 | 1 | Removal of existing playground equipment from the Four Coves Campground Playground. Park personnel will dispose of all old playground equipment. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |
| 57 | 1 | Installation of Items 43, 44, 45, 46, 47, 48, 49, 50, & 51 in the Four Coves Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |

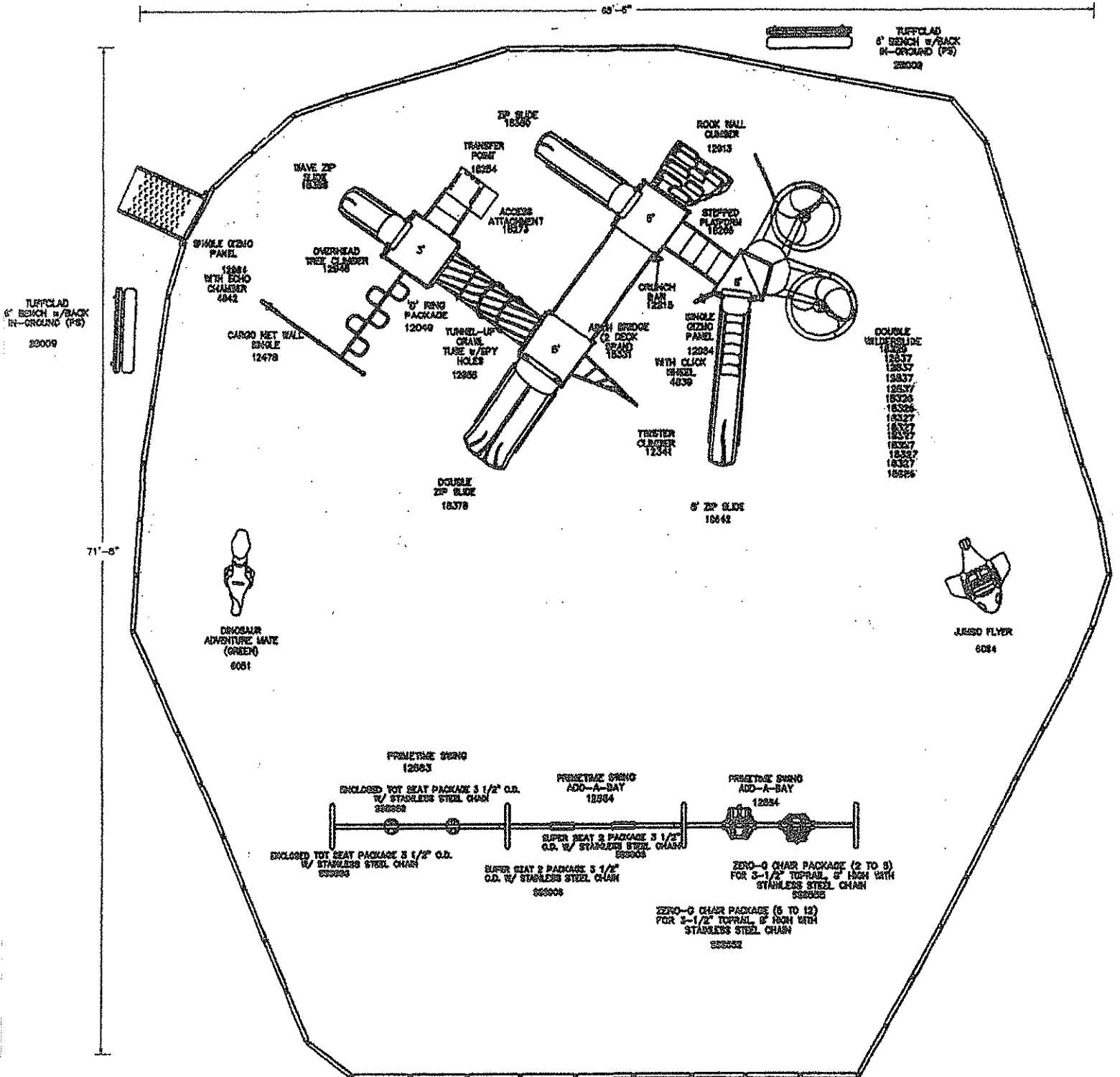
Beech Fork State Park Playground Equipment
PRICING SHEET

| Item No. | Quantity | Description | Unit Price | Amount |
|----------|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|-------------------------------------------------------------------------------------------------------------|
| 58 | 2 | Add Alternate Number One - Four Coves Campground Playworld Systems climbing boulders tower builder, item #ZZBD0014, or equal. | | <i>See attached</i>  |
| 59 | 1 | Add Alternate Number One Four Coves Campground Playworld Systems boulder to ground net climber, Item #ZZBD0021, or | | |
| 60 | 1 | Add Alternate Number One - Four Coves Campground Playground GameTime tuffclad in-ground bench Model #28009, or equal. | | |
| 61 | 1 | Add Alternate Number One - Four Coves Campground Playground geo textile fabric, 1,125 sq. ft. roll, or equal. | | |
| 62 | 17 | Four Coves Campground Playground Gametime 4' straight sections x 8" high play curb, Item #4850, or equal. | | |
| 63 | 576 sq. ft. | Four Coves Campground Playground engineered wood fiber @ 8" compacted depth or equal. | | |
| 64 | 1 | Installation of Items 54, 55, 56, 57, 58, & 59 in the Four Coves Campground Playground. Prevailing heavy wage rates must be paid for Wayne County, West Virginia. | | |

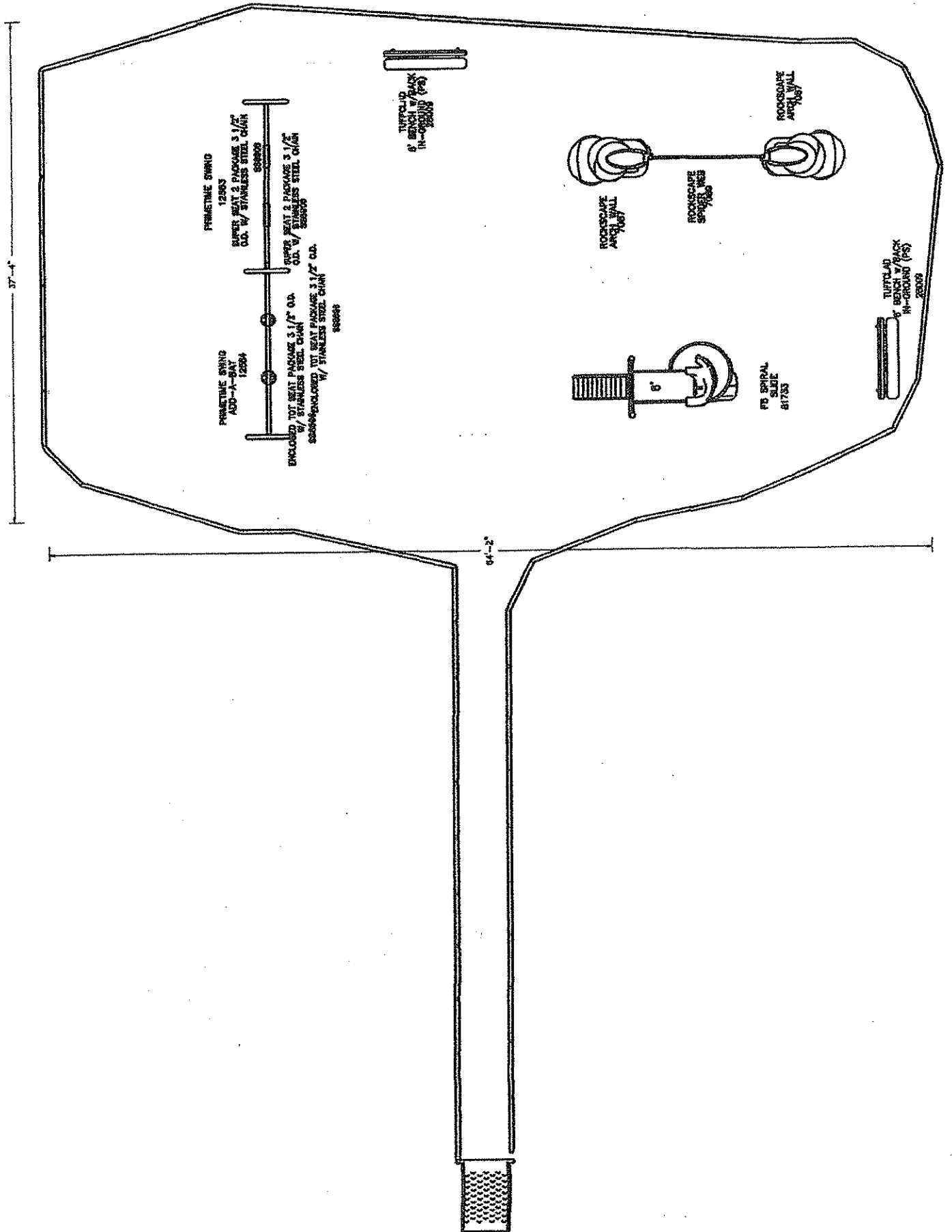
DNR 209171 LAKEVIEW CAMPGROUND PLAYGROUND

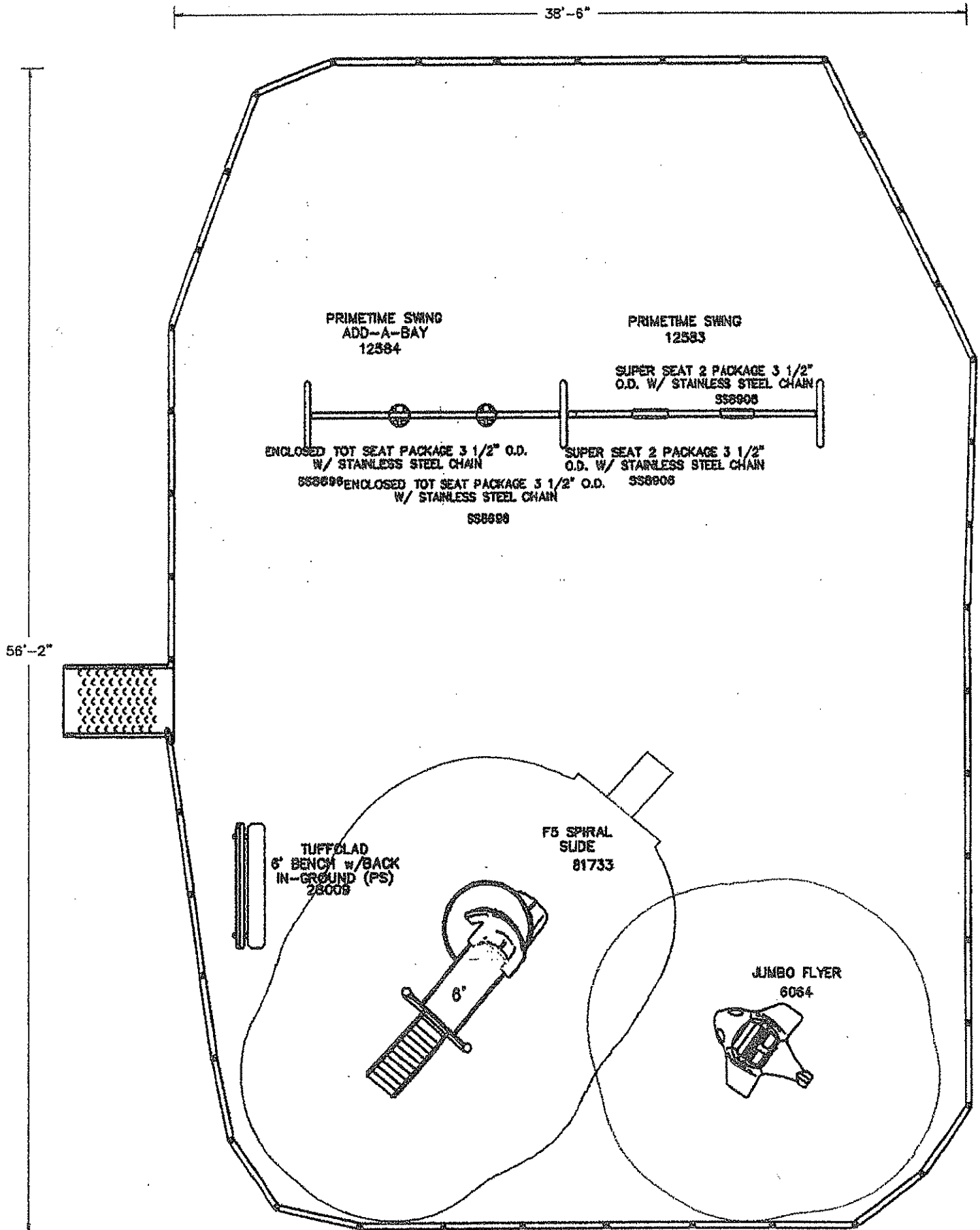


DNR209171 FRANKLIN WOOTEN RECREATION AREA PLAYGROUND



UNIVERSITY
FOUR COVES CAMPGROUND PLAYGROUND







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
 DNR209171

PAGE
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
 FRANK WHITTAKER
 304-558-2316

PROPERTY

*709033753 800-438-2780
 CUNNINGHAM ASSOCIATES INC
 PO BOX 240981
 CHARLOTTE NC 28224

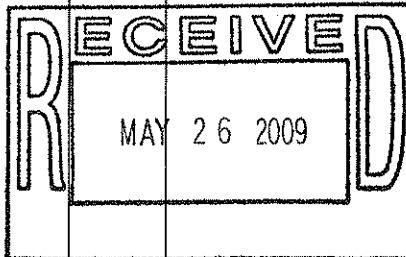
SHIP TO

DIVISION OF NATURAL RESOURCES
 BEECH FORK STATE PARK
 ATTN: PARK SUPERINTENDENT
 5601 LONG BRANCH ROAD
 BARBOURSVILLE, WV
 25504 522-0303

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 05/21/2009 | | | | |

BID OPENING DATE: 06/03/2009 BID OPENING TIME 01:30PM

| LINE | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|-----------------------------------------------------------------------------------------|----------|-----|----------|-------------|------------|--------------|
| ***** ADDENDUM NO. 1 ***** | | | | | | |
| THIS ADDENDUM IS ISSUED TO PROVIDE THE ATTACHED: | | | | | | |
| 1) QUESTIONS AND ANSWERS RESULTING FROM THE MANDATORY PRE-BID MEETING HELD ON 05/14/09. | | | | | | |
| 2) MANDATORY PRE-BID SIGN IN SHEET. | | | | | | |
| BID OPENING DATE AND TIME HAVE NOT CHANGED. | | | | | | |
| 0001 | 1 | LS | | 650-38 | | |
| PLAYGROUND EQUIPMENT | | | | | | |
| ***** THIS IS THE END OF RFQ DNR209171 ***** TOTAL: | | | | | | \$112,707.62 |



| | | | |
|-------------------------------------------|--------------|-----------------------------------|--|
| SEE REVERSE SIDE FOR TERMS AND CONDITIONS | | | |
| SIGNATURE | TELEPHONE | DATE | |
| <i>[Signature]</i> | 800-438-2780 | 5-29-09 | |
| TITLE | FEIN | ADDRESS CHANGES TO BE NOTED ABOVE | |
| Project Manager | 54-0583979 | | |

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

DNR209171
PLAYGROUND EQUIPMENT
ADDENDUM #1

The following questions were asked at the Beech Fork Playground pre-bid for RFQ DNR209171 meeting on Thursday, May 14, 2009:

- 1) Will a request for a certified payroll be made? Yes, according to W.V. Prevailing Wage Law.
- 2) How much fill dirt will be dumped at Four Coves, Moxley Branch, and Franklin Wooten Recreation Area to be spread by contractor? 4-6 park dump truck loads prior to construction.
- 3) Will sod need to be taken off prior to construction? No, we want to seek maximum elevation. We will build on top of sod layer where appropriate.
- 4) The pricing sheet does not specify that engineered wood fiber, curbs, and may be other items to be installed according to the number items listed for the installation at the different playground areas. Are all materials including curbs and engineered wood fiber to be installed by contractor? Yes, all materials specified in RFQ DNR209171 are to be installed by contractor. The numbered items left off certain playgrounds to be installed were an oversight and the bid should be considered as a turn key project in which all playground equipment and materials are installed.
- 5) If the adjacent areas are disturbed during construction, is the contractor responsible for restoring areas to the original condition through leveling surface, sewing grass seed, and applying straw for cover? Yes
- 6) How do we dispose of the playground equipment? Park staff will provide a dump truck for transportation of materials to park's dumpster.
- 7) How do we dispose of packaging material during shipping? Contractors may use park dumpsters for this material as long as it fits.
- 8) How is the pea gravel to be disposed of in existing playgrounds? Pea gravel material may be used to spread as fill in the lower lying areas.
- 9) Will tree limbs be removed in the applicable playground areas prior to construction? Yes
- 10) Where will we put excess cut our fill dirt in the Four Coves area? The fill dirt will be placed in the adjacent old playground area to cover any holes and uneven surface. If more removal is needed, it may be loaded on a Park dump truck for park staff to take away.
- 11) Will other rock like material playgrounds be considered at the Four Coves area other than the Playworld systems boulders? The solid rock like structure material and design similar to the playworld's is desired, but others may be considered.
- 12) Will other coated steel material uprights be considered other than aluminum? No, due to potential of equipment submerged under water, aluminum uprights were specified to increase life span of equipment.
- 13) Are the entrance positions changed from the drawings? Yes, the entrance positions are to be located nearest to the accessible parking area via the closest existing sidewalk.
- 14) Will the playgrounds be inspected by an official safety or compliance inspector? Not to my knowledge, however, all work will be subject to all rules and compliance issues as outlined in the RFQ.

SIGN IN SHEET

Request for Proposal No.

PLEASE PRINT

Date: May 14, 2009

* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

TELEPHONE & FAX NUMBERS

| FIRM & REPRESENTATIVE NAME | MAILING ADDRESS | TELEPHONE & FAX NUMBERS |
|---------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|---------------------------------------------------------------------------------------------|
| Company: <u>WVDNR- Beech Fork State Park</u> Rep: <u>Matt Yeager</u> Email Address: <u>mattyager@wvdnr.gov</u> | <u>5601 Long Br. Road</u> <u>Barboursville, WV 25504</u> | PHONE <u>(304) 528-5794</u> TOLL FREE FAX <u>(304) 522-3298</u> |
| Company: <u>Playground Specialists</u> Rep: <u>Tammy Wood</u> Email Address: <u>tammy@playspec.com</u> | <u>17352 N. Seton Avenue</u> <u>Emmitsburg, MD 21727</u> | PHONE <u>(301) 271-9236</u> TOLL FREE <u>(800) 385-0075</u> FAX <u>(301) 271-9239</u> |
| Company: <u>CUNNINGHAM ASSOC. / GAMETIME</u> Rep: <u>LARRY FITZGERALD</u> Email Address: <u>LARRY@CUNNINGHAMASSOC.COM</u> | <u>4324 CORDON DC</u> <u>PLA A200C, VA 24018</u> | PHONE <u>800-438-2780X151</u> TOLL FREE FAX |
| Company: <u>Shamblin Const. Inc. / Game Time</u> Rep: <u>Daniel Shamblin</u> Email Address: <u>Shamblinconst@aol.com</u> | <u>334-C Call Rd.</u> <u>Sissonville WV 25320</u> | PHONE <u>304-984-1948</u> TOLL FREE FAX <u>304-984-2303</u> |
| Company: <u>Service Supply Ltd. Inc.</u> Rep: <u>Pam Melton</u> Email Address: <u>playgroundpam@yahoo.com</u> | <u>997 Sunset Terrace</u> <u>Milton, WV 25541</u> | PHONE <u>304-743-5260</u> TOLL FREE <u>800-848-7556</u> FAX <u>304-743-6250</u> |

07/21 11:27 AM

SIGN IN SHEET

Request for Proposal No.

PLEASE PRINT

Date: May 14, 2009

* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

| FIRM & REPRESENTATIVE NAME | MAILING ADDRESS | TELEPHONE & FAX NUMBERS |
|--------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| Company: <u>Davis Athletics, LLC</u> Rep: <u>Fred Davis</u> Email Address: <u>fldavis3@yahoo.com</u> | <u>2325 Liberty Street</u> <u>Parkersburg, WV 26101</u> | PHONE <u>304-428-3000</u> TOLL FREE FAX <u>304-428-3002</u> |
| Company: <u>Sanford and Sons Excavation</u> Rep: <u>Jeremiah Williamson</u> Email Address: <u>jesuhmyuh@hotmail.com</u> | <u>Rt 1 Box 281</u> <u>Genoa, WV 25517</u> | PHONE <u>304-272-5923</u> TOLL FREE FAX <u>304-272-5823</u> |
| Company: <u>Altizer Contracting Ltd. Co.</u> Rep: <u>Roger C. Altizer</u> Email Address: <u>raltizer@frontiernet.net</u> | <u>Hc 37 Box 80K</u> <u>Frankford, WV 24938</u> | PHONE <u>304-497-3304</u> TOLL FREE FAX <u>304-497-3304</u> |
| Company: <u>VIRGINIA PLAYGROUND SERVICES</u> Rep: <u>JIM BENEDICT</u> Email Address: <u>JIM @ VA.playgrounds.com</u> | <u>VIRGINIA PLAYGROUND SERVICES</u> <u>14276 RIVERSIDE DR</u> <u>ASHLAND, VA 23005</u> | PHONE <u>434-249-2158</u> TOLL FREE FAX <u>434-249-3289</u> |
| Company: <u>WVDNR - Beech Fork state park</u> Rep: <u>Dillard J. Price</u> Email Address: <u>DillardPrice@WVDNR.gov</u> | <u>5601 Long Branch Rd.</u> <u>Beechblossom, WV 25504</u> | PHONE <u>(304) 529-5794</u> TOLL FREE FAX <u>(304) 522-3298</u> |

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3/19.



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
 DNR209171

PAGE
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
 FRANK WHITTAKER
 304-558-2316

*709033753 800-438-2780
 CUNNINGHAM ASSOCIATES INC
 PO BOX 240981
 CHARLOTTE NC 28224

DIVISION OF NATURAL RESOURCES
 BEECH FORK STATE PARK
 ATTN: PARK SUPERINTENDENT
 5601 LONG BRANCH ROAD
 BARBOURSVILLE, WV
 25504 522-0303

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 06/02/2009 | | | | |

BID OPENING DATE: 06/11/2009 BID OPENING TIME 01:30PM

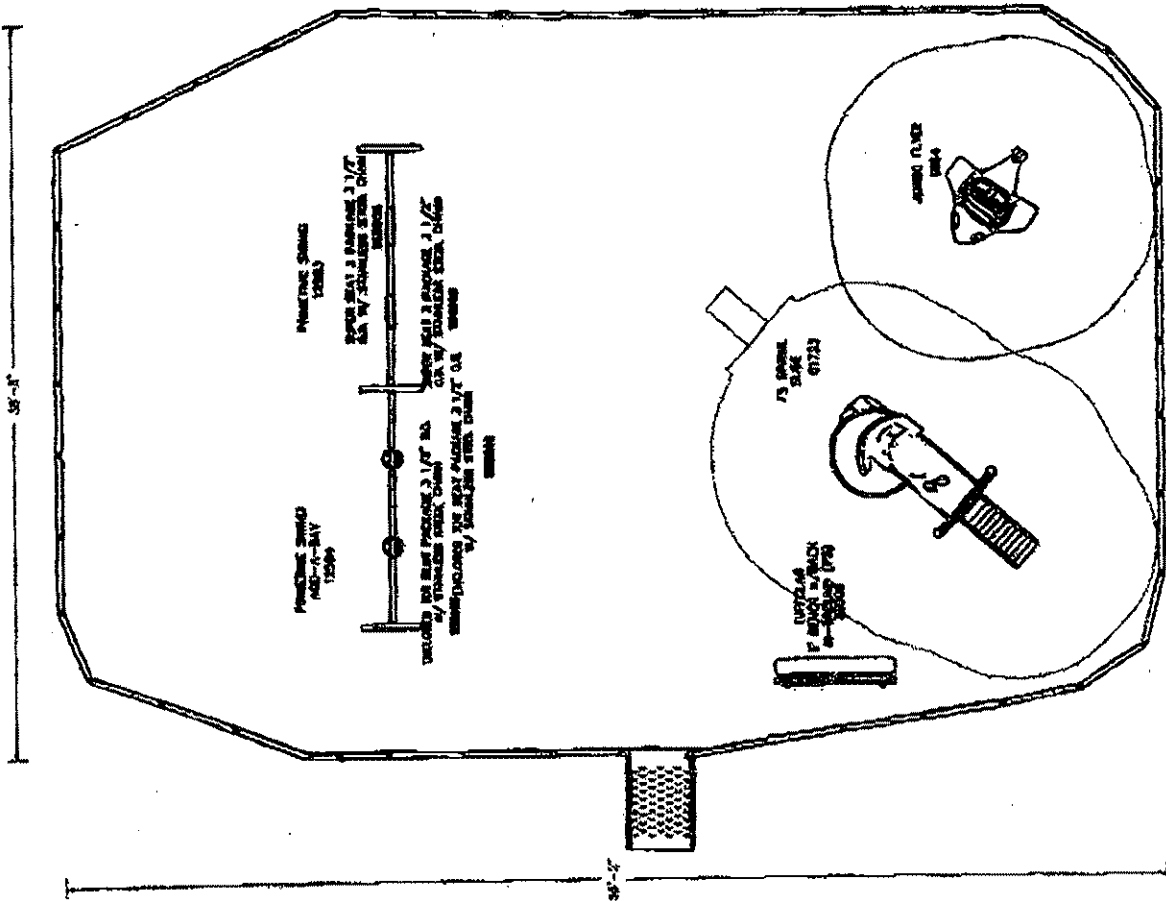
| LINE | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|----------------------------------------------------------------------------------------------------------------------------------------------|----------|-----|--------|-------------|------------|--------------|
| ***** ADDENDUM NO. 2 ***** | | | | | | |
| THIS ADDENDUM IS ISSUED TO PROVIDE THE ATTACHED REVISED DRAWINGS. THE ORIGINAL DRAWINGS REFLECTED AN INCORRECT HEIGHT FOR THE SPIRAL SLIDES. | | | | | | |
| THE BID OPENING IS CHANGED TO 06/11/09 AT 1:30 PM. | | | | | | |
| 0001 | 1 | LS | | 650-38 | | |
| PLAYGROUND EQUIPMENT | | | | | | |
| ***** THIS IS THE END OF RFQ DNR209171 ***** TOTAL: | | | | | | \$112,707.62 |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *[Signature]* TELEPHONE: 800-438-2780 DATE: 5-29-09

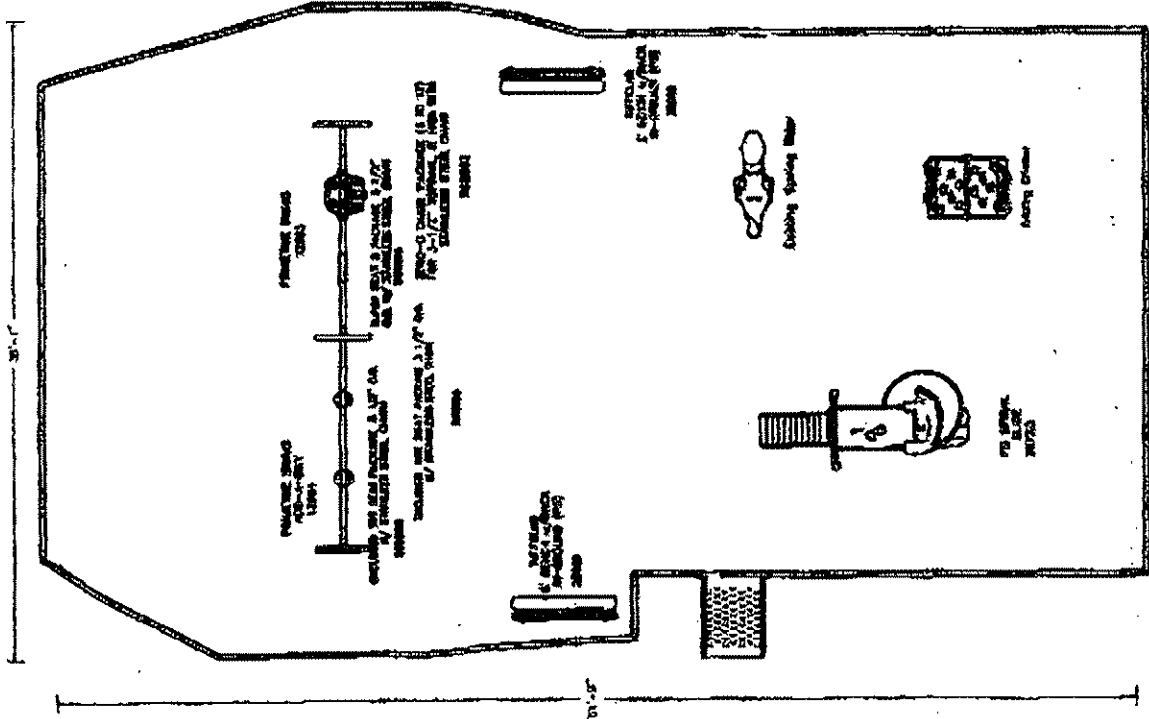
TITLE: Project Manager FEIN: 54-0883979 ADDRESS CHANGES TO BE NOTED ABOVE

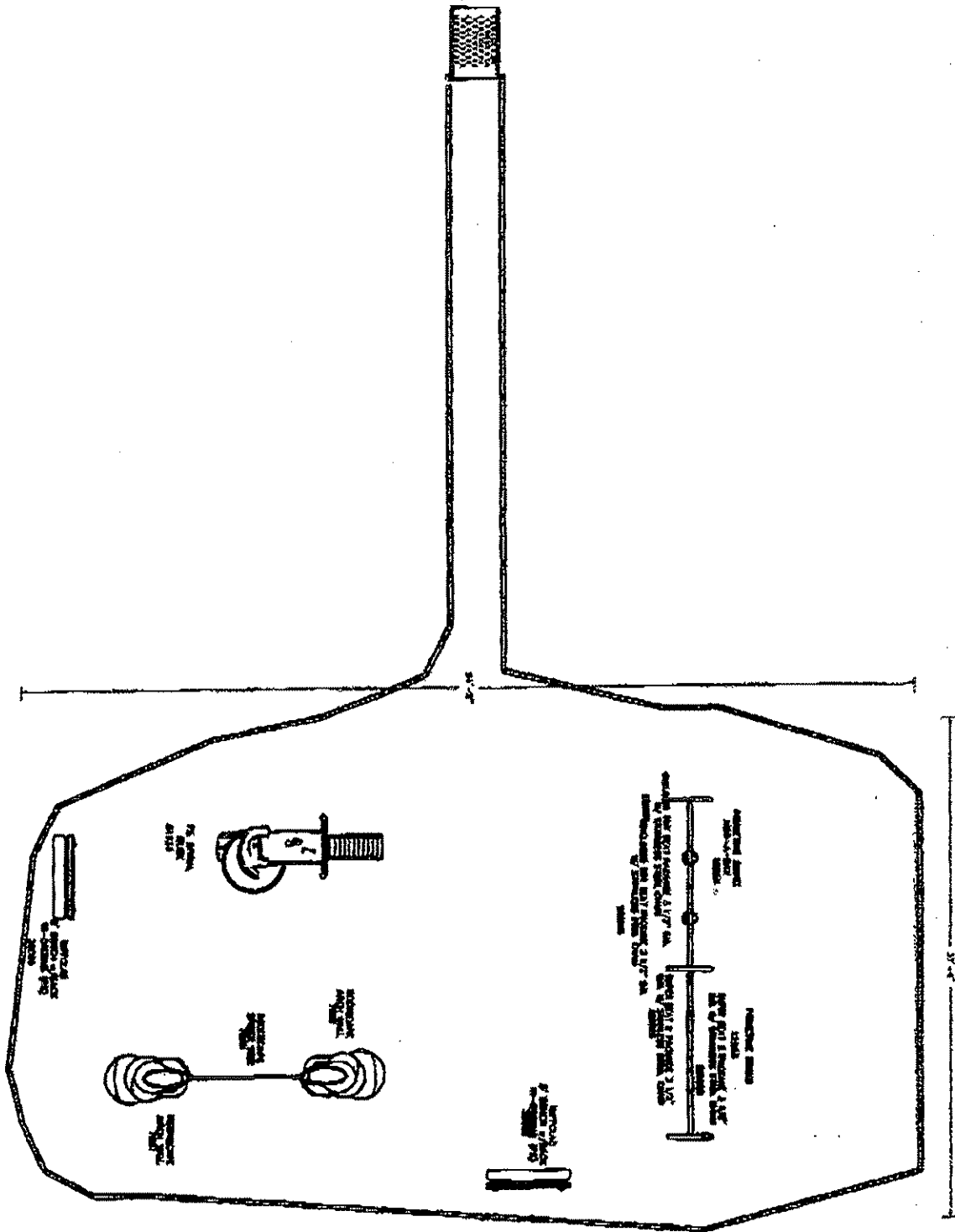
WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



Moxley Branch

Lake View
~~MAINTENANCE~~



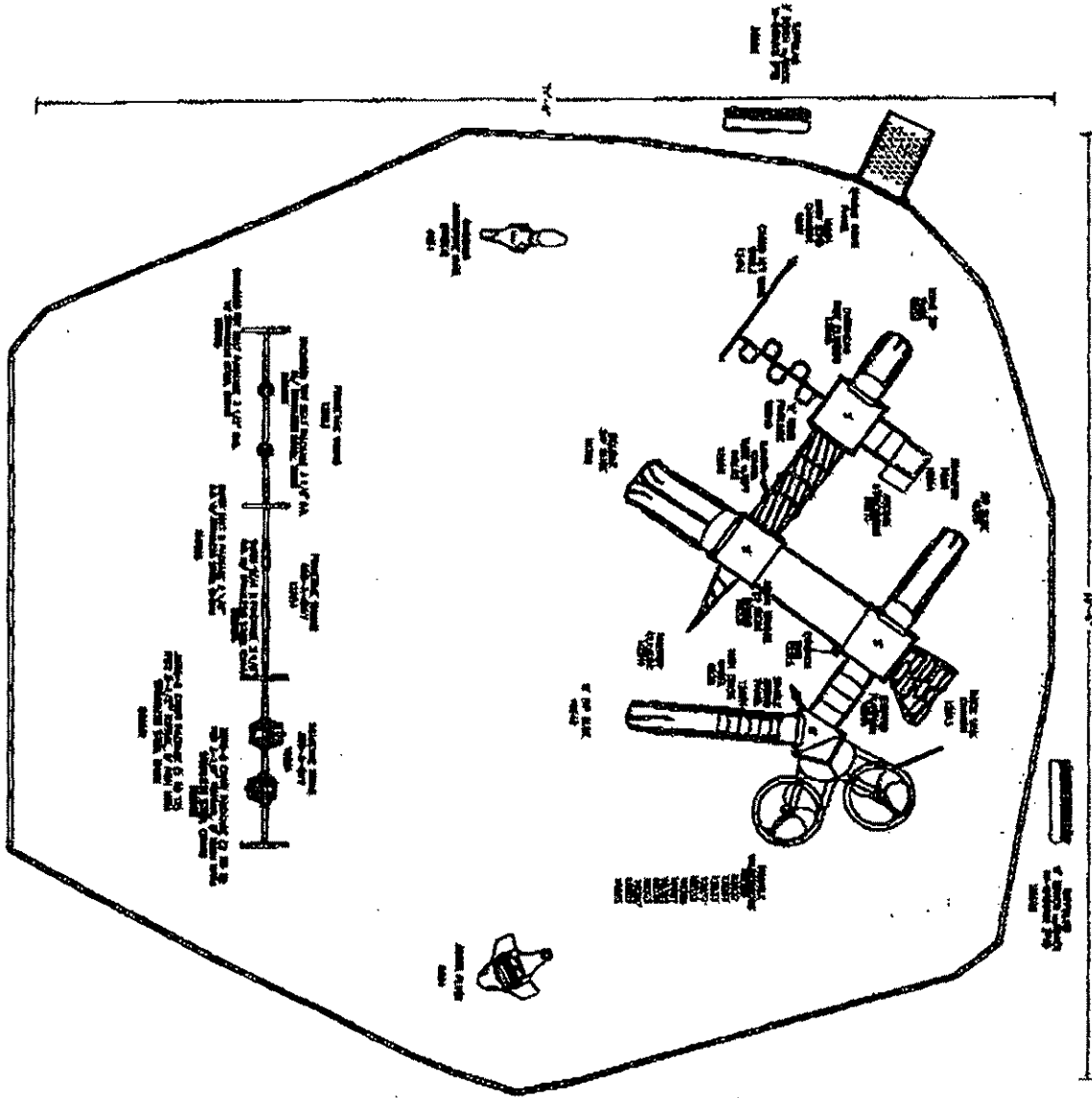


Four covers

BEECH FORK STATE PAR

3045223298

05/27/2009 15:52



Franklin Wooten



CUNNINGHAM
ASSOCIATES INC.
 Park & Playground Products

Beech Fork State Park

West Virginia State Parks
 Attn: Frank Whittaker
 2019 Washington Street East
 Charleston, WV 25305-0130
 Phone: 304-558-2316
 Frank.M.Whittaker@wvdnr.gov

QUOTE

5/29/2009

61397

Ship To Zip: 25305

| Quantity | Part # | Description |
|----------------------------------------|--------|-------------------------------------------------------|
| FRANKLIN WOOTEN RECREATION AREA | | |
| 1 | 11821 | GameTime - PrimeTime Sky Slider |
| 1 | 6064 | GameTime - Jumbo Flyer |
| 1 | 6051 | GameTime - Dinosaur Saddlemate Jurassic Green |
| 1 | 6065 | GameTime - Dinosaur In-Ground Mount |
| 1 | 12583 | GameTime - Primetime Swing Frame, 3 1/2" Od |
| 2 | 12584 | GameTime - Primetime Swing Add-A-Bay, 3 1/2" Od |
| 1 | ss8552 | GameTime - 3 1/2" Zero-G Chair (5-12)-Stainless |
| 1 | ss8555 | GameTime - 3 1/2" Zero-G Chair (2-5)-Stainless |
| 2 | ss8696 | GameTime - Encl Tot Seat 3 1/2"/8' High w/Clevis |
| 2 | ss8906 | GameTime - Super Seat 2-3 1/2"/8' High w/Clevis |
| 2 | 28009 | GameTime - 6' P/S Bench W/Back Inground |
| 2 | 161292 | GameTime - Wear Mat 44"X48" |
| 2 | 161290 | GameTime - Geo-Textile 2250 Sq Ft Roll |
| 59 | 4850 | GameTime - 8" Playcurb Pkg-Black |
| 1 | 4854 | GameTime - Accessible Playcurb-Black |
| 4238 | EWf | GT-Impax - Engineered Wood Fiber @ 8" Compacted Depth |
| LAKEVIEW CAMPGROUND | | |
| 1 | 81733 | GameTime - F5 Slide w/out Arch F/S |
| 1 | 12583 | GameTime - Primetime Swing Frame, 3 1/2" Od |
| 1 | 12584 | GameTime - Primetime Swing Add-A-Bay, 3 1/2" Od |
| 2 | ss8552 | GameTime - 3 1/2" Zero-G Chair (5-12)-Stainless |
| 1 | ss8555 | GameTime - 3 1/2" Zero-G Chair (2-5)-Stainless |
| 1 | ss8906 | GameTime - Super Seat 2-3 1/2"/8' High w/Clevis |
| 2 | 28009 | GameTime - 6' P/S Bench W/Back Inground |
| 1 | 161290 | GameTime - Geo-Textile 2250 Sq Ft Roll |
| 48 | 4850 | GameTime - 8" Playcurb Pkg-Black |
| 1 | 4854 | GameTime - Accessible Playcurb-Black |





CUNNINGHAM
ASSOCIATES INC.
Park & Playground Products

Beech Fork State Park

West Virginia State Parks
Attn: Frank Whittaker
2019 Washington Street East
Charleston, WV 25305-0130
Phone: 304-558-2316
Frank.M.Whittaker@wvdnr.gov

QUOTE

5/29/2009

61397

Ship To Zip: 25305

| Quantity | Part # | Description |
|----------|--------|--------------------------------------------------------------------------------------|
| 2 | 161292 | GameTime - Wear Mat 44"X48" |
| 2150 | EWF | GT-Impax - Engineered Wood Fiber @ 8" Compacted Depth MOXLEY BRANCH CAMPGROUND |
| 1 | 6064 | GameTime - Jumbo Flyer |
| 1 | 81733 | GameTime - F5 Slide w/out Arch F/S |
| 1 | 12583 | GameTime - Primetime Swing Frame, 3 1/2" Od |
| 1 | 12584 | GameTime - Primetime Swing Add-A-Bay, 3 1/2" Od |
| 2 | SS8696 | GameTime - Encl Tot Seat 3 1/2"/8' High w/Clevis |
| 2 | SS8906 | GameTime - Super Seat 2-3 1/2"/8' High w/Clevis |
| 1 | 28009 | GameTime - 6' P/S Bench W/Back Inground |
| 1 | 161290 | GameTime - Geo-Textile 2250 Sq Ft Roll |
| 42 | 4850 | GameTime - 8" Playcurb Pkg-Black |
| 1 | 4854 | GameTime - Accessible Playcurb-Black |
| 2035 | EWF | GT-Impax - Engineered Wood Fiber @ 8" Compacted Depth |
| 2 | 161292 | GameTime - Wear Mat 44"X48" FOUR COVES CAMPGROUND |
| 1 | 81733 | GameTime - F5 Slide w/out Arch F/S |
| 1 | 12583 | GameTime - Primetime Swing Frame, 3 1/2" Od |
| 1 | 12584 | GameTime - Primetime Swing Add-A-Bay, 3 1/2" Od |
| 2 | SS8696 | GameTime - Encl Tot Seat 3 1/2"/8' High w/Clevis |
| 2 | SS8906 | GameTime - Super Seat 2-3 1/2"/8' High w/Clevis |
| 1 | 28009 | GameTime - 6' P/S Bench W/Back Inground |
| 1 | 161290 | GameTime - Geo-Textile 2250 Sq Ft Roll |
| 67 | 4850 | GameTime - 8" Playcurb Pkg-Black |
| 1 | 4854 | GameTime - Accessible Playcurb-Black |
| 2000 | EWF | GT-Impax - Engineered Wood Fiber @ 8" Compacted Depth |





**CUNNINGHAM
ASSOCIATES INC.**
Park & Playground Products

Beech Fork State Park

West Virginia State Parks
Attn: Frank Whittaker
2019 Washington Street East
Charleston, WV 25305-0130
Phone: 304-558-2316
Frank.M.Whittaker@wvdnr.gov

QUOTE

5/29/2009

61397

Ship To Zip: 25305

| Quantity | Part # | Description |
|----------|---------|---------------------------------------------------------------------|
| 2 | 161292 | GameTime - Wear Mat 44"X48" FOUR COVES CAMPGROUND - ALTERNATE |
| 2 | 7087 | GameTime - RockScape Arch Wall |
| 1 | 7089 | GameTime - Spider Web |
| 1 | 28009 | GameTime - 6' P/S Bench W/Back Inground |
| 1 | 161291 | GameTime - Geo-Textile 1125 Sq Ft Roll |
| 17 | 4850 | GameTime - 8" Playcurb Pkg-Black |
| 576 | EWF | GT-Impax - Engineered Wood Fiber @ 8" Compacted Depth |
| 1 | INSTALL | MISC - Installation of Above Equipment, EWF, and Felt |
| 1 | INSTALL | MISC - Removal of existing playground equipment - for all areas. |
| 1 | BOND | MISC - Performance and Payment Bond |

Site must be level and free of obstructions.

Total Amount: \$112,707.62

Pricing: Prices are firm for 30 days unless otherwise noted.

Shipment: Order shipped 30-45 day after receipt of order and acceptance of your purchase order, color selections, approved submittals,(if required) unless otherwise noted. It is the responsibility of the owner to offload and inventory equipment, unless other arrangements have been made. Missing or damaged equipment must be reported within 60 days of acceptance of delivery

Payment Terms: Net 30 days subject to approval by Credit Manager. A signed P.O. made out to Gametime C/O Cunningham Associates, Inc. or this signed quotation is required for all orders.

Acceptance of this proposal indicates your agreement to the terms and condition stated herein.

Site should be level and allow for unrestricted access of trucks and machinery. Customer shall be responsible for unknown conditions such as buried utilities, tree stumps, rock, or any concealed materials or conditions that may result in additional labor or materials cost. Customer will be billed hourly or per job for any additional costs.



BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, _____
of _____, _____, as Principal, and _____
of _____, _____, a corporation organized and existing under the laws of the State of _____
with its principal office in the City of _____, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the penal sum of _____ (\$ _____) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached
hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the
agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full
force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event,
exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no
way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby
waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations
have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this
_____ day of _____, 20_____.

Principal Corporate Seal

(Name of Principal)

By _____
(Must be President or
Vice President)

(Title)

Surety Corporate Seal

(Name of Surety)

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.**

AGENCY (A)
RFQ/RFP# (B)

Bid Bond

- (A) WV State Agency
(Stated on Page 1 "Spending Unit")
Request for Quotation Number (upper
right corner of page #1)
(C) Your Company Name
(D) City, Location of your Company
(E) State, Location of your Company
(F) Surety Corporate Name
(G) City, Location of Surety
(H) State, Location of Surety
(I) State of Surety Incorporation
(J) City of Surety Incorporation
(K) Minimum amount of acceptable bid
bond is 5% of total bid. You may state
"5% of bid" or a specific amount on
this line in words.
(L) Amount of bond in figures
(M) Brief Description of scope of work
(N) Day of the month
(O) Month
(P) Year
(Q) Name of Corporation
(R) Raised Corporate Seal of Principal
(S) Signature of President or Vice
President
(T) Title of person signing
(U) Raised Corporate Seal of Surety
(V) Corporate Name of Surety
(W) Signature of Attorney in Fact of the
Surety

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned,
(C) of (D), (E),
as Principal, and (F) of (G),
(H), a corporation organized and existing under the laws
of the State of (I) with its principal office in the City of
(J), as Surety, are held and firmly bound unto The State
of West Virginia, as Obligee, in the penal sum of (K)
(\$ (L)) for the payment of which, well and truly to be made,
we jointly and severally bind ourselves, our heirs, administrators, executors,
successors and assigns.

The Condition of the above obligation is such that whereas the Principal
has submitted to the Purchasing Section of the Department of Administration
a certain bid or proposal, attached hereto and made a part hereof to enter into a
contract in writing for (M)

NOW THEREFORE.

(a) If said bid shall be rejected, or
(b) If said bid shall be accepted and the Principal shall enter into a
contract in accordance with the bid or proposal attached hereto and shall furnish
any other bonds and insurance required by the bid or proposal, and shall in all
other respects perform the agreement created by the acceptance of said bid then
this obligation shall be null and void, otherwise this obligation shall remain in full
force and effect. It is expressly understood and agreed that the liability of the
Surety for any and all claims hereunder shall, in no event, exceed the penal
amount of this obligation as herein stated

The Surety for value received, hereby stipulates and agrees that the
obligations of said Surety and its bond shall be in no way impaired or affected by
any extension of time within which the Obligee may accept such bid: and said
Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their
hands and seals, and such of them as are corporations have caused their corporate
seals to be affixed hereto and these presents to be signed by their proper officers,
this (N) day of (O), 20 (P).

Principal Corporate Seal (Q)
(Name of Principal)
(R) By (S)
(Must be President or
Vice President)
(T)
Title
(U)
Surety Corporate Seal (V)
(Name of Surety)
(W)
Attorney-in-Fact

NOTE: Dated, Power of Attorney with Raised
Surety Seal must accompany this bid
bond.

IMPORTANT - Surety executing bonds must be licensed in West Virginia to
transact surety insurance. Raised Corporate Seals must be affixed and a Power of
Attorney must be attached.

THE AMERICAN INSTITUTE OF ARCHITECTS



AIA Document A310

Bid Bond

Bond No. ATLA-2009-2289

KNOW ALL MEN BY THESE PRESENTS, that we
GameTime, 150 PlayCore Drive, Fort Payne, AL 35967

(Here insert full name and address or legal title of Contractor)

as Principal, hereinafter called the Principal, and

(Here insert full name and address or legal title of Surety)

Travelers Casualty and Surety Company of America
One Tower Square, Hartford, CT 06183

a corporation duly organized under the laws of the State of Connecticut
as Surety, hereinafter called the Surety, are held and firmly bound unto

(Here insert full name and address or legal title of Owner)

West Virginia State Parks

as Obligee, hereinafter called the Obligee, in the sum of Five Percent of Amount Bid
Dollars (\$ 5% of Bid),
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind
ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by
these presents.

WHEREAS, the Principal has submitted a bid for

(Here insert full name, address and description of project)

Furnish and install Playground Equipment at Beech Fork State Park.

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract
with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding
or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt
payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter
such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty
hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract
with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain
in full force and effect. The attached Warranty Limitation Rider is a part of this bond.

Signed and sealed this 1st day of June 2009

Maria Johnson (Witness)

GameTime
By Mike Hawkins, VP Corp Risk Mgmt (Principal) (Seal) (Title)

Menghietier (Witness)

Travelers Casualty and Surety Company of America (Surety) (Seal)
Virginia B. McManus (Title) , Attorney-in-fact

WARRANTY LIMITATION RIDER TO BID BOND

This Rider is an attachment to and forms a part of the bid bond executed by Travelers Casualty and Surety Company of America ("Travelers"), as Surety, on behalf of GameTime ("Principal") and in favor of West Virginia State Parks ("Obligee") in connection with the bid submitted by the Principal on June 3, 2009 involving proposal for Furnish and install Playground Equipment at Beech Fork State Park "Contract").

It is the condition of this bid bond that the warranty obligations of Travelers under its final performance bond, notwithstanding any provision to the contrary in the proposed Contract or bid documents, shall not exceed one year from the date of substantial completion of the Principal's performance under the Contract, and that any warranty claim by the Obligee under the performance bond must be discovered and asserted against Travelers within one year from the date of substantial completion of the Contract by the Principal. Any extended warranties provided in the Contract by the Principal and/or product manufacturers for workmanship or materials that exceed one year from the substantial completion date shall be the sole obligations of the Principal and/or the product manufacturers and shall be explicitly excluded from coverage under the performance bond to be provided by Travelers.

By acceptance of this bid bond, the Obligee acknowledges that the warranty obligations of Travelers Casualty and Surety Company of America in the final performance bond shall not exceed one year from the date of the project's substantial completion.

By submission of this bid bond, the Principal acknowledges that Travelers has no liability to the Principal in the event that this bid bond is rejected by the Obligee.

Signed, sealed, and dated this 1st day of June, 2009.

Travelers Casualty and Surety Company of America

By: Virginia B. McManus
Virginia B. McManus, Attorney in Fact



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220673

Certificate No. 002731460

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Sandra S. Carter, Gary D. Eklund, Virginia B. McManus, Barbara S. MacArthur, Edward L. Mitchell, Nancy G. Nix, and Chaun M. Wilson

of the City of Atlanta, State of Georgia, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 5th day of December 2008

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 5th day of December 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

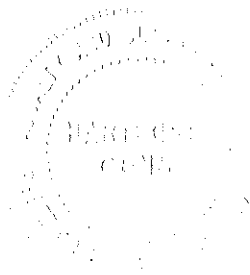
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 13th day of June, 2009

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER


Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.





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

STATE OF North Carolina

COUNTY OF Mecklenburg, TO-WIT:

I, John Cunningham, after being first duly sworn, depose and state as follows:

1. I am an employee of Cunningham Associates; and,
(Company Name)

2. I do hereby attest that Cunningham Associates
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code** §21-1D-5.

The above statements are sworn to under the penalty of perjury.

Cunningham Associates
(Company Name)

By: [Signature]

Title: Project Manager

Date: ~~6-2-09~~ 6-2-09

Taken, subscribed and sworn to before me this 2 day of June, 2009.

By Commission expires March 5, 2014

(Seal)

[Signature: Cynthia A. Pasquarelli]
(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.

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: GameTime c/o Cunningham Associates
Authorized Signature:  Date: 5-29-09