



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
DNR210067

PAGE
1

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

RFQ COPY

VENDOR

84 Lumber
~~84 N Pax Avenue~~
Mount Hope, WV 25880
 109 Route 519
 Eighty Four, PA 15330

SHIP TO

DIVISION OF NATURAL RESOURCES
CARNIFEX FERRY BATTLEFIELD
ATTN: PARK SUPERINTENDENT
1194 CARNIFEX FERRY ROAD
SUMMERSVILLE, WV
26651 304-872-0825

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
11/03/2009				

BID OPENING DATE: **11/17/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		540-42	40,896.83	40,896.83
<p>LUMBER</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, IS SOLICITING BIDS FROM RESPONSIBLE VENDORS TO PROVIDE BUILDING MATERIAL FOR THE CONSTRUCTION OF EIGHT HUNDRED (800) PICNIC TABLES PER THE ATTACHED SPECIFICATIONS.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER.</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p>						

RECEIVED
 2009 NOV 17 A 10:20
 PURCHASING DIVISION
 STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: Prana A Mathura TELEPHONE: 724-228-8820 DATE: 11/16/09

TITLE: Government Sales FEIN: 25-1613116 ADDRESS CHANGES TO BE NOTED ABOVE

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



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 Department of Administration
 Purchasing Division
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 Post Office Box 50130
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ADDRESS CORRESPONDENCE TO ATTENTION OF:
**FRANK WHITTAKER
 304-558-2316**

RFQ COPY
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

DIVISION OF NATURAL RESOURCES
 CARNIFEX FERRY BATTLEFIELD
 ATTN: PARK SUPERINTENDENT
 1194 CARNIFEX FERRY ROAD
 SUMMERSVILLE, WV
 26651 304-872-0825

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
11/03/2009				

BID OPENING DATE: **11/17/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
BUYER:				44		
RFQ. NO.:				DNR210067		
BID OPENING DATE:				11/17/09		
BID OPENING TIME:				1:30 PM		
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
				866-358-0110		

CONTACT PERSON (PLEASE PRINT CLEARLY):						
				Dana A Mattern		

***** THIS IS THE END OF RFQ DNR210067 *****						TOTAL: <u>40,896.83</u>

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Dana A Mattern</i>	TELEPHONE <i>724-228-8820</i>	DATE <i>11/16/09</i>
TITLE <i>Government Sales</i>	FEIN <i>25-1613116</i>	ADDRESS CHANGES TO BE NOTED ABOVE

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

To supply materials for construction of eight hundred (800) picnic tables at Carnifex Ferry Battlefield State Park, Summersville, West Virginia. The Materials will include the following items:

Item No.	Quantity	Description	Unit Price	Amount
1	805	4 x 4 x 12' Treated Lumber	<u>9.45</u>	<u>7,607.25</u>
2	4,360	2 x 6 x 12' Treated Lumber	<u>4.80</u>	<u>20,928.00</u>
3	910	2 x 6 x 8' Treated Lumber	<u>3.11</u>	<u>2,830.10</u>
4	620	2 x 2 x 8' Treated Lumber	^{dm} <u>1.49</u>	<u>923.80</u> ^{dm}
5	610	2 x 4 x 12' Treated Lumber	<u>3.15</u>	<u>1,921.50</u>
6	41,100	16 penny/Galvanized Ring Shank Nail for a Bostitch F28WW Wire Weld Framing Nailer	<u>74.58/box</u>	<u>1,566.18</u>
7	6,400	½" x 4" Galvanized Carriage Bolt	<u>.53</u>	<u>3,392.00</u>
8	6,400	½" Galvanized Flat Washer	<u>.15</u>	<u>960.00</u>
9	6,400	½" Galvanized Nut	<u>.12</u>	<u>768.00</u>
TOTAL:				<u>\$40,896.83</u>

Freight:

F.O.B. Destination. Freight and or delivery charges are to be included in the price of the materials.

Delivery must be made within forty five (45) days of purchase order award.

All treated lumber must be of #2 quality standards or better

Agency must be able to trade any broken or unusable lumber for suitable lumber.

ESTIMATE #353

84 LUMBER CO.

11/16/09 3:42 PM

PAGE 1

NAME: CARNIFEX FERRY BATTLEFIELD
 CODE:
 ADDRESS: SUMMERSVILLE, WV 26651
 PHONE: (304) 000-0000 FAX:
 PROJECT:

STORE: 0427 - GASSAWAY
 ADDRESS: 2509 STATE STREET
 PHONE: (304) 364-8426
 ASSOCIATE: SAM PEIN
 EST DATE: 11/13/09 START: / /

< THIS IS NOT A RECEIPT >

#353

CUSTOMER COPY

P.O.S.#	QTY	DESCRIPTION	PRICE	EXTENDED
6.	88437	21	3-1/2" SCREW SHANK .131	74.58 1566.18
7.	835185	6400	1/2X4 GA CARRIAGE-EA	0.53 3392.00
8.	833185	6400	1/2 GALV FLAT WASHER-EA	0.15 960.00
9.	833186	6400	1/2 GALV HEX NUT-EA	0.12 768.00

11.	88403	805	4X4X12 TREATED	9.45 7607.25
12.	88403	4360	2X6X12 TREATED	4.80 20928.00
13.	88403	910	2X6X8 TREATED	3.11 2830.10
14.	88403	610	2X4X12 TREATED	3.15 1921.50
15.	88403	620	2X2X8 TREATED	1.49 923.80
16.	88400		*****	
17.	88400		ABOVE MATERIAL JOB SITED	

SUBTOTAL \$40,896.83

0% TAX TM \$0.00

TOTAL \$40,896.83

84 LUMBER CO. ESTIMATE AND PRICING POLICY

1. REGULAR UNIT PRICES ARE SUBJECT TO CHANGE WITHOUT NOTICE ANYTIME AFTER 7 DAYS FOLLOWING DATE OF ESTIMATE.
2. SALE PRICES ARE IN EFFECT ONLY UNTIL THE END OF THE ADVERTISED SALE PERIOD.
3. CUSTOMER DEPOSIT OF FULL AMOUNT OF ESTIMATED TOTAL PRICE WILL RENDER UNIT PRICES FIRM FOR 30 DAYS FROM DATE OF DEPOSIT.
4. 84 LUMBER CO. ASSUMES NO RESPONSIBILITY FOR ACCURACY OF TAKE OFFS FROM DRAWINGS OR BLUEPRINTS OR THAT THE PRODUCTS LISTED WILL BE SUFFICIENT TO COMPLETE CUSTOMER'S INTENDED PROJECT. CUSTOMERS SHOULD HAVE QUALIFIED ENGINEER OR ARCHITECT REVIEW ALL QUANTITIES.
5. THIS ESTIMATE DOES NOT CONSTITUTE A CONTRACT OF SALE OR GUARANTEE AVAILABILITY OF ANY PRODUCT LISTED.
6. ALL PRICES QUOTED BASED ON TOTAL PACKAGE PRICE AND SUBJECT TO CHANGE IF TOTAL PACKAGE NOT PURCHASED OR CONTENTS OF PACKAGE CHANGE.

For this project, call Maggie's Management LLC for a quote on Builders Risk Insurance from Zurich (located in Jacksonville FL). 800-664-1984 x2108, 2165, 2107

Maggies Management, LLC is a licensed insurance producer and is a separate entity from 84 Lumber Co. 84 Lumber Co. is not licensed to and does not sell insurance.

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with West Virginia Code, §5A-3-37. (Does not apply to construction contracts). West Virginia Code, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the West Virginia Code. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

- 1. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,
2. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
3. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4. Application is made for 5% resident vendor preference for the reason checked: Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: 84 Lumber Company Signed: Dana A Matturn
Date: November 16, 2009 Title: Government Sales Rep.

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.

84 Lumber is head quartered in Eighty Four, PA has 23 store locations in WV, and employees 236 full time WV residents.

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: 84 Lumber Company
Authorized Signature: Dana A. Maltzen Date: Nov. 16, 2009