



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  
 03120084

PAGE  
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
 PAUL REYNOLDS  
 304-558-0468

VENDOR

\*915125408      304-273-2323  
 J R FENCE SPECIALISTS  
 PO BOX 158  
 MILLWOOD WV 25262

SHIP TO

DIVISION OF HIGHWAYS  
 JOBSITE  
 SEE SPECIFICATIONS

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/11/2011				

BID OPENING DATE: 09/21/2011      BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001		LS		330-13		<u>\$ 48,200</u>
FENCING, CHAIN LINK  REQUEST FOR QUOTATION  THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF HIGHWAYS IS SOLICITING BIDS FOR A CONTRACT TO PROVIDE APPROXIMATELY 3400' LF OF CHAINLINK FENCE, POSTS, GATES, 3-WIRE BARBED WIRE AND ALL PERTENINT MATERIALS PER THE ATTACHED SPECIFICATIONS.  TECHNICAL QUESTIONS CONCERNING THIS SOLICITATION WILL BE RECEIVED THROUGH THE CLOSE OF THE MANDATORY PRE-BID MEETING. TECHNICAL QUESTIONS MUST BE SUBMITTED IN WRITING TO PAUL REYNOLDS WEST VIRGINIA STATE PURCHASING DIVISION. VENDORS MAY SUBMIT QUESTIONS PRIOR TO THE MANDATORY PRE-BID VIA MAIL AT THE ADDRESS LISTED IN THE BODY OF THIS RFQ, VIA FAX AT 304-558-4115, OR VIA EMAIL AT PAUL.REYNOLDS@WV.GOV. WRITTEN QUESTIONS WILL ALSO BE ACCEPTED DURING THE MANDATORY PRE-BID. DEADLINE FOR ALL TECHNICAL QUESTIONS IS THE CLOSE OF THE PRE-BID MEETING. NO ADDITIONAL QUESTIONS WILL BE ACCEPTED AFTER TEH PRE-BID MEETING. ANY TECHNICAL QUESTIONS RECEIVED WILL BE ANSWERED BY FORMAL ADDENDUM TO BE ISSUED BY THE PURCHASING DIVISION AFTER THE MANDATORY PRE-BID MEETING. FOR YOUR CONVENIENCE A WORD DOCUMENT HAS BEEN ATTACHED FOR SUBMITTING TECHNICAL QUESTIONS.						

RECEIVED  
 2011 SEP 20 PM 3:43  
 WV PURCHASING DIVISION

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Paul Reynolds</i>	TELEPHONE 304-273-2323	DATE 9-19-11
TITLE OWNER	FEIN 550875695	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. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
  4. 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.
  5. Payment may only be made after the delivery and acceptance of goods or services.
  6. Interest may be paid for late payment in accordance with the *West Virginia Code*.
  7. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
  8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
  9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
  10. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern the purchasing process.
  11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
  12. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
  13. **HIPAA BUSINESS ASSOCIATE ADDENDUM:** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at [www.state.wv.us/admin/purchase/vrc/hipaa.htm](http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) and 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.
  14. **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>.
  15. **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, and the West Virginia Insurance Commission. 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.
  16. **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 material, 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.

### INSTRUCTIONS TO BIDDERS

1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
2. 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. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
4. 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
5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/11/2011				

BID OPENING DATE: 09/21/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>MANDATORY PRE-BID</p> <p>A MANDATORY PRE-BID WILL BE HELD ON 09/06/11 AT 9:00 AM WVDOH, 627 LUBECK AVENUE, PARKERSBURG, WV. 26101 ALL INTERESTED PARTIES ARE REQUIRED TO ATTEND THIS MEETING. FAILURE TO ATTEND THE MANDATORY PRE-BID SHALL RESULT IN DISQUALIFICATION OF THE BID. NO ONE PERSON MAY REPRESENT MORE THAN ONE BIDDER.</p> <p>AN ATTENDANCE SHEET WILL BE MADE AVAILABLE FOR ALL POTENTIAL BIDDERS TO COMPLETE. THIS WILL SERVE AS THE OFFICIAL DOCUMENT VERIFYING ATTENDANCE AT THE MANDATORY PRE-BID. FAILURE TO PROVIDE YOUR COMPANY AND REPRESENTATIVE NAME ON THE ATTENDANCE SHEET WILL RESULT IN DISQUALIFICATION OF THE BID. THE STATE WILL NOT ACCEPT ANY OTHER DOCUMENTATION TO VERIFY ATTENDANCE. THE BIDDER IS RESPONSIBLE FOR ENSURING THEY HAVE COMPLETED THE INFORMATION REQUIRED ON THE ATTENDANCE SHEET. THE PURCHASING DIVISION AND THE STATE AGENCY WILL NOT ASSUME ANY RESPONSIBILITY FOR A BIDDER-S FAILURE TO COMPLETE THE PRE-BID ATTENDANCE SHEET. IN ADDITION, WE REQUEST THAT ALL POTENTIAL BIDDERS INCLUDE THEIR E-MAIL ADDRESS AND FAX NUMBER.</p> <p>ALL POTENTIAL BIDDERS ARE REQUESTED TO ARRIVE PRIOR TO THE STARTING TIME FOR THE PRE-BID. BIDDERS WHO ARRIVE LATE, BUT PRIOR TO THE DISMISSAL OF THE TECHNICAL PORTION OF THE PRE-BID WILL BE PERMITTED TO SIGN IN. BIDDERS WHO ARRIVE AFTER CONCLUSION OF THE TECHNICAL PORTION OF THE PRE-BID, BUT DURING ANY SUBSEQUENT PART OF THE PRE-BID WILL NOT BE PERMITTED TO SIGN THE ATTENDANCE SHEET.</p> <p>EXHIBIT 5</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Paul R. Mullinger</i>	TELEPHONE 304 273-2323	DATE 9-19-11
TITLE OWNER	FEIN 550875695	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>WITHIN XXXX 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 THE BID AND CONTRACT HEREIN.</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 WOOD COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET,SEQ.</p> <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.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(X) 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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>John R. Millinger</i>	304 273 2323	9-19-11	
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	
OWNER	550875695		

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BID OPENING DATE: 09/21/2011		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				<p>FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</p> <p>(X) 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 PERFORMANCE AND LABOR &amp; MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR/MATERIAL BOND.</p> <p>( ) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</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>REV. 05/2009</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE &amp; ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING</p>		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>John R. Melling</i>	TELEPHONE 304 273 2323	DATE 8-29-11	
TITLE OWNER	FEIN 915125408 530875695	ADDRESS CHANGES TO BE NOTED ABOVE	

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CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:						
<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 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>						
REV. 11/96						
CONTRACTORS LICENSE						
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						

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SIGNATURE <i>Paul Reynolds</i>	TELEPHONE 304 273 2323	DATE 9-19-11
TITLE OWNER	FEIN 550875695	ADDRESS CHANGES TO BE NOTED ABOVE

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CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.  WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.  BIDDER TO COMPLETE: CONTRACTORS NAME - <i>JOHN R. MELLINGER</i> CONTRACTORS LICENSE NO. - <i>WV 037614</i>  THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT. NOTICE  A SIGNED BID MUST BE SUBMITTED TO:  DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 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:      PAUL REYNOLDS      FILE 33						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>John R. Mellinger</i>	TELEPHONE 304 273 2323	DATE 9-19-11	
TITLE OWNER	FEIN 550875695	ADDRESS CHANGES TO BE NOTED ABOVE	

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				RFQ. NO. : 03120084		
				BID OPENING DATE: 09/21/11		
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PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: ----- (304-273-2323) -----						
CONTACT PERSON (PLEASE PRINT CLEARLY): ----- JOHN MELLINGER -----						
EXHIBIT 10 REQUISITION NO.: 03120084						
ADDENDUM ACKNOWLEDGEMENT I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.						
ADDENDUM NO. S:						
NO. 1 ..... ✓						
NO. 2 ..... ✓						
NO. 3 .....						
NO. 4 .....						

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SIGNATURE	<i>John R. Mellinger</i>	TELEPHONE	304 273 2323	DATE	9-19-11
TITLE	OWNER	FEIN	550875695	ADDRESS CHANGES TO BE NOTED ABOVE	

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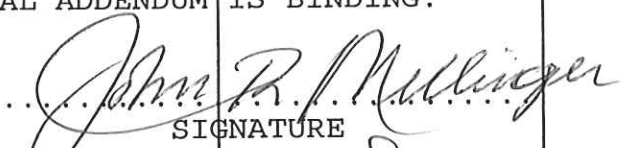
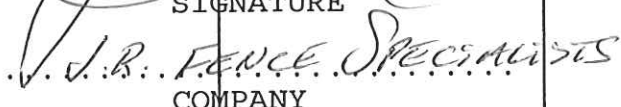
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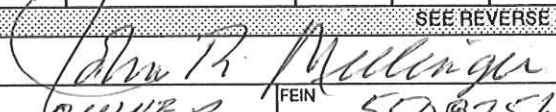
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<p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS.</p> <p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S 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 style="text-align: right;">             SIGNATURE              COMPANY            9-19-11            DATE         </p> <p>NOTE: THIS ADDENDUM ACKNOWLEDGEMENT SHOULD BE SUBMITTED WITH THE BID.</p> <p>REV. 09/21/2009</p>						

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***** THIS IS THE END OF RFQ 03120084 ***** TOTAL:						<i>\$</i> <u>48,200</u>

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SIGNATURE <i>John R. Wellinger</i>	TELEPHONE 304-273-2323	DATE 9-19-11
TITLE OWNER	FEIN 550825695	ADDRESS CHANGES TO BE NOTED ABOVE

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## Specifications

Purpose: Professional installation of a NEW fence surrounding WVDOH property located at 627 Lubeck Avenue, in Parkersburg, WV.

### 1.0 DEFINITIONS

- A. The "Agency" shall be defined as the West Virginia Division of Highways
- B. The "Vendor" shall be defined as the successful bidder.
- C. The "Purchase Order" shall be defined as the binding agreement that is entered into between the State of West Virginia and the Vendor to provide the services as herein specified.
- D. "Mandatory Requirements: The terms "must", "will", "shall", "minimum", "maximum", or "is/are required" identify a mandatory item or factor. Decisions regarding compliance with any mandatory requirements shall be at the sole discretion of the State.

### 2.0 SCOPE OF WORK

The successful Vendor shall provide

- 2.1 Technical Requirements:
  - 2.1.1 Any Applicable Building Permits.
  - 2.1.2 Provide Contractor License.
  - 2.1.3 Reference Number for MUWV provided to WVDOH 48 hours prior to commencement of work to begin.
  - 2.1.4 All products installed to be Galvanized or Corrosion Resistant.
  - 2.1.5 All products installed to be schedule 40.
  - 2.1.6 Installation of approximately 3,400' x 6', 9 gauge, 2" mesh, Industrial Chain Linked Fence, with 3 strand barb-wire on top. Tension wire to be installed at the bottom of the mesh.
  - 2.1.7 (2) 6' x 13' Hinged Industrial Gates, with mounting Hardware and locking mechanism.
  - 2.1.8 Gate post to be minimum 4" x 10'.

2.1.9 Gate post to be set in bell shaped footer, Minimum diameter of 18"-30", Minimum depth 36"-42" Concrete filled to 4" below grade.

2.1.10 Line posts to be set min 8' apart but no more than 10' apart.

2.1.11 Line posts to be set for 6' Tall Fences: 2 ½" x Schedule 40, Set 3' Deep w/Concrete

2.1.12 Line Posts to be set in bell shaped footer, Minimum diameter of 18"-30", Minimum depth 36"-42" Concrete filled to 4" below grade.

2.1.13 Line Posts that must be driven in the ground and cannot be placed in a footer will be driven to a depth of 2 ½' deep and has been determined to be at drive way side of property. Located in Parkersburg, WV.

2.1.14 Line posts must be installed in dips and rises first to ensure a uniform and aesthetic look. All fencing components are in a highly populated area and visible to the general public.

2.1.15 Terminal Posts 3"x10' Schedule 40 Galvanized

2.1.16 Terminal Post to be set in bell shaped footer, Minimum diameter of 18"-30", Minimum depth 36"-42" Concrete filled to 4" below grade.

## 2.2 Freight

2.2.1 Anything shipped to or from the site is the sole responsibility of the Successful vendor.

2.2.2 Loading and unloading of materials may be coordinated with With approved DOH personnel.

## 2.3 Delivery

2.3.1 Delivery of items

WVDOH

627 Lubeck Avenue

Parkersburg, WV 26101

2.3.2 Items Delivered via UPS or Fed EX will be handled via a state agent provided during installation. Agent must be notified prior.

### **3.0 WARRANTY**

Successful bidder will provide a 2 year warranty on all parts  
And labor.

### **4.0 INVOICING**

#### **3.1 Payment**

3.1.1 The Vendor must send an invoice to:  
Beverly Myers  
624 Depot Street  
Parkersburg, WV 26101

### **5.0 PRE-BID MEETING**

Any Vendor wishing to submit a bid MUST attend a MANDATORY pre-bid meeting.

Date: September 6, 2011

Time: 9:00 A.M.

Location: WVDOH Property, 627 Lubeck Ave, Parkersburg, WV 26101

### **6.0 AWARD**

Vendor will be notified via mail with a notice to proceed.  
Vendor will have 60 days from receipt of notice to have project completed. Vendor not at mandatory pre-bid meeting will not be chosen.

Mr. Neil Nichols  
D/3 Buildings and Grounds Supervisor  
Office: (304) 420-4652  
Cell : (304) 588-2185

### Cost Sheet

Item Number	Quantity/Location	Description*	Unit Price	Amount
1	3,400	LF, 6' Chainlink Fence with 3-Wire Barbed Wire, Posts, Gates and All Pertinent Material, Labor and Equipment		



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
03120084

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
PAUL REYNOLDS 304-558-0468

VENDOR

\*915125408      304-273-2323  
 J R FENCE SPECIALISTS  
 PO BOX 158  
 MILLWOOD WV 25262

SHIP TO

DIVISION OF HIGHWAYS  
 JOBSITE  
 SEE SPECIFICATIONS

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
09/13/2011				

BID OPENING DATE: **09/21/2011**      **BID OPENING TIME 01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 2		
				CHANGES TO THE SPECIFICATIONS AND ADDENDUM NO. 1		
				ADD: 2.1.17 TO THE SPECIFICATIONS		
				BID OPENING DATE REMAINS 09/21/11 @ 1:30 P.M.		
				NO OTHER CHANGES		
0001		LS		330-13		
				FENCING, CHAIN LINK		
				***** THIS IS THE END OF RFQ 03120084 *****		
				TOTAL:		<u>\$48,200</u>

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>John B. Mellinger</i>	TELEPHONE 304 273 2323	DATE 9-19-11
TITLE OWNER	FAX 550875695	ADDRESS CHANGES TO BE NOTED ABOVE

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

**ADDENDUM NO. 2****CHANGES TO SPECIFICATIONS AND ADDENDUM NO. 1****FROM:****2.1.6**

Installation of approximately 3400' x 6', 9 gauge, 2" mesh, Industrial Chain Linked Fence, with 3-strand barbed wire on top with top rail. Tension wire to be installed at the bottom of the mesh.

**2.1.7**

(2) 6'x13' Hinged Industrial Gates, with mounting hardware and locking mechanism.

**TO:****2.1.6**

Installation of approximately 1600' x 6', 9 gauge, 2" mesh, Industrial Chain Linked Fence, with 3-strand barbed wire on top with top rail. Tension wire to be installed at the bottom of the mesh.

**2.1.7**

(2) 6'x6' Hinged Industrial Gates, with mounting hardware and locking mechanism.

**ADD:****2.1.17**

(2) 16' Rolling Gates

**New D-3 Headquarters Fence (Former FOE Building/Lot)**

**Wood County**



Pre-Bid Conference  
**SIGN IN SHEET**

[Please Print]

Request for Proposal No.: 03120084 Date: 9/6/11

Firm & Representative Name	Mailing Address	Telephone & FAX Numbers
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1. Babcock Fence Co. Mike Babcock	1261 Laurel Ridge Rd Lowell, OH 45744	T: 7408962211 F: 7408962277
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2. L.L. Fence Spec. John McElwain	P.O. Box 158 Millwood, WV	T: 304-273-2323 F: 304-273-2323
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O.O.H

3. Boydman Ground Nest Nichols	624 Depot St Parkersburg	T: 1-304-588-2185 F: 1-804-420-4683
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4. _____	_____	T: _____ F: _____
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5. _____	_____	T: _____ F: _____
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6. _____	_____	T: _____ F: _____
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7. _____	_____	T: _____ F: _____
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8. _____	_____	T: _____ F: _____
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9. _____	_____	T: _____ F: _____
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10. _____	_____	T: _____ F: _____
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SEP 15 PM 1:39  
FENCE PROJECT

Please print or write legibly. The fax number is essential to contact the attendees in a timely manner.



RLI Insurance Company  
 P.O. Box 3967 Peoria IL 61612-3967  
 Phone: (309)692-1000 Fax: (309)683-1610

# BID BOND

Bond No. LSM0327042

KNOW ALL MEN BY THESE PRESENTS,

That We, JR Fence Specialists  
 of P.O. Box 158  
Millwood, WV 25262  
 as Principal, and RLI Insurance Company, of Peoria,  
Illinois, as Surety, an Illinois corporation duly licensed to  
 do business in the State of West Virginia, are held and firmly bound unto  
WV Division of Highways, as Obligee, in the penal sum of  
Three Thousand and 00/100 Dollars  
 ( \$ 3,000.00 ), for the payment of which the Principal and the Surety bind themselves, their heirs, executors,  
 administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, That whereas the Principal has submitted, or is about to submit, a  
 proposal or a bid to the Obligee on a contract for \_\_\_\_\_  
RFQ. NO.: 03120084  
Building Chain Link Fence

NOW, THEREFORE, if the aforesaid principal shall be awarded the contract, the said principal will within the period specified  
 therefore, or if no period be specified, within ten (10) days after the notice of such award enter into a contract and give bond for  
 the faithful performance of the contract, then this obligation shall be null and void, otherwise the principal and the surety will  
 pay unto the obligee the difference in money between the amount of the bid of said principal and the amount for which the  
 obligee may legally contract with another party to perform the work if the latter amount be in excess of the former, in no event  
 shall the liability hereunder exceed the penal sum hereof.

PROVIDED AND SUBJECT TO THE CONDITION PRECEDENT, that any suits at law or proceedings in equity brought or to  
 be brought against the Surety to recover any claim hereunder must be instituted and service had upon the Surety within ninety  
 (90) days after the acceptance of said bid of the Principal by the Obligee.

SIGNED, SEALED AND DATED this 20th day of September, 2011.



JR Fence Specialists  
 Principal  
 By: [Signature]

RLI Insurance Company  
 By: Ambra L. Castro  
 Ambra L. Castro Attorney In Fact



RLI Insurance Company  
 P.O. Box 3967 Peoria IL 61612-3967  
 Phone: (309)692-1000 Fax: (309)683-1610

# POWER OF ATTORNEY

**RLI Insurance Company**

Bond No. LSM0327042

**Know All Men by These Presents:**

That the RLI Insurance Company, a corporation organized and existing under the laws of the State of Illinois, and authorized and licensed to do business in all states and the District of Columbia does hereby make, constitute and appoint: Ambra L. Castro in the City of Ripley, State of West Virginia, as Attorney In Fact, with full power and authority hereby conferred upon him/her to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds, undertakings, and recognizances in an amount not to exceed One Million and 00/100 ( \$ 1,000,000.00 ) for any single obligation, and specifically for the following described bond.

**Principal:** JR Fence Specialists  
**Obligee:** WV Division of Highways  
**Type Bond:** Public Bid Bond  
**Bond Amount:** \$ 3,000.00

The RLI Insurance Company further certifies that the following is a true and exact copy of a Resolution adopted by the Board of Directors of RLI Insurance Company, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the RLI Insurance Company has caused these presents to be executed by its Vice President with its corporate seal affixed this 20th day of September, 2011.

ATTEST:

Cynthia S. Dohm Assistant Secretary Roy C. Die Vice President  


On this 20th day of September, 2011 before me, a Notary Public, personally appeared Roy C. Die and Cynthia S. Dohm, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said RLI Insurance Company, and acknowledged said instrument to be the voluntary act and deed of said corporation.

Jacqueline M. Bockler Notary Public





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

STATE OF WEST VIRGINIA

COUNTY OF JACKSON, TO-WIT:

I, JOHN MULLINGER, after being first duly sworn, depose and state as follows:

1. I am an employee of J.R. FENCE SPECIALISTS; and,  
(Company Name)
2. I do hereby attest that J.R. FENCE SPECIALISTS  
(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.

J.R. FENCE SPECIALISTS  
(Company Name)

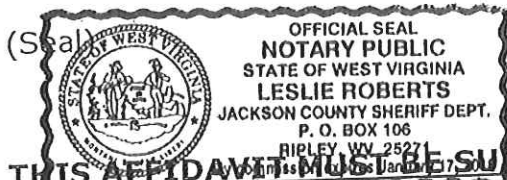
By: John R. Mullinger

Title: OWNER

Date: 9-20-11

Taken, subscribed and sworn to before me this 20 day of September 2011.

By Commission expires January 17, 2018



Leslie Roberts  
(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.**

RFQ No. 03120084

STATE OF WEST VIRGINIA  
Purchasing Division

**PURCHASING AFFIDAVIT**

West Virginia Code §5A-3-10a states: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

**DEFINITIONS:**

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, Limited Liability Company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

**EXCEPTION:** The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

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.

**WITNESS THE FOLLOWING SIGNATURE**

Vendor's Name: J. R. FENCE SPECIALISTS

Authorized Signature: [Signature] Date: 9-20-11

State of WEST VIRGINIA

County of JACKSON, to-wit:

Taken, subscribed, and sworn to before me this 20 day of September 20 11

My Commission expires January 17, 20 18

AFFIX SEAL HERE

NOTARY PUBLIC [Signature]

