



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

Solicitation

NUMBER
PHB00031

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
GUY NISBET 304-558-8802

VENDOR

RFQ COPY
 TYPE NAME/ADDRESS HERE

Hager Construction LLC
 5192 Braley Rd.
 Huntington, WV 25705

SHIP TO

BOARD OF PHARMACY
 236 CAPITOL STREET

 CHARLESTON, WV
 25301 558-0558

DATE PRINTED
02/26/2013

BID OPENING DATE: 04/16/2013 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		968-42		
GENERAL CONSTRUCTION						
REQUEST OF QUOTATION (RFQ)						
THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA BOARD OF PHARMACY, IS SOLICITING BIDS FROM QUALIFIED VENDORS TO RENOVATE THE AGENCY'S OFFICE BUILDING ON KANAWHA BLVD. PER THE TERMS AND CONDITIONS, CONTRACT DOCUMENTS AND SPECIFICATIONS.						
PLANS AND SPECIFICATIONS MAY BE OBTAINED FROM: THRASHER ENGINEERING, INC. 30 COLUMBIA BLVD. CLARKSBURG, WV. 26301 TELEPHONE: 304.624.4108						
REFERENCE: PROJECT NO. 060-0389 FEE: \$125.00 FOR PRINTED DOCUMENTS \$ 50.00 FOR ELECTRONIC CD VERSION						
04/16/13 01:17:46 PM West Virginia Purchasing Division						
***** THIS IS THE END OF RFQ PHB00031 ***** TOTAL: _____						
WV010261						

SIGNATURE		TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	

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

**WEST VIRGINIA BOARD OF PHARMACY
KANAWHA COUNTY, WEST VIRGINIA
PROPOSED
WEST VIRGINIA BOARD OF PHARMACY NEW OFFICE RENOVATIONS**

BID

TOTAL BASE BID -

In general, the work consists of all labor, materials, equipment, taxes, fees, insurance, bonds, licenses, and permits required for the renovation of a 7,065 SF residential structure for use as business occupancy.

Seven hundred fourteen thousand Dollars (\$ *714,000.00*)
Dollars & ⁰⁰/₁₀₀

(Amounts are to be shown in both words and figures. In case of discrepancy, the amount shown in words will govern.)

NOTE: Bids shall include all applicable taxes and fees.

METHOD OF AWARD

If at the time this contract is to be awarded, the lowest base bid submitted by a qualified, responsible Bidder does not exceed the amount of funds then estimated by the Owner, as available to finance the contract, the construction contract will be awarded. If such bids exceeds such amount, the owner may reject all bids. The Owner may award the contract on the base bid submitted by a qualified responsible bidders, less the amounts of the deductive alternates subtracted in numerical order, as listed in contract to produce the lowest bid within the funds available for financing.

DEDUCTIVE ALTERNATE BID ITEMS

Deductive Alternate Bid Item #1 – Delete removal and replacement of existing raised sidewalk and tile inlay.

Deduct the sum of Twenty six hundred Dollars (\$ 2600.00)
dollars & zero cents

Deductive Alternate Bid Item #2 – Delete removal and replacement of full width driveway.

Deduct the sum of ninety three hundred Dollars (\$ 9300.00)
dollars & zero cents

Deductive Alternate Bid Item #3 – Delete replacement windows for attic areas and repair existing windows.

Deduct the sum of Twenty six thousand Dollars (\$ 26,000.00)
dollars & zero cents

Deductive Alternate Bid Item #4 – Delete new French door replacements and refit and refinish existing doors.

Deduct the sum of Twelve thousand dollars Dollars (\$ 12,000.00)
& zero cents

Deductive Alternate Bid Item #5 – Delete exterior painting.

Deduct the sum of Eight thousand dollars & Dollars (\$ 8000.00)
zero cents

Deductive Alternate Bid Item #6 – Delete ramp and railing working including replacement of Door #106.

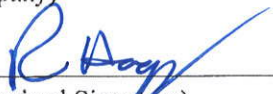
Deduct the sum of thirty three thousand Dollars (\$ 33,000.00)
dollars & $\frac{00}{100}$

(Amounts are to be shown in both words and figures. In case of discrepancy, the amount shown in words will govern.)

CERTIFICATION AND SIGNATURE PAGE

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

Hager Construction, LLC
(Company)


(Authorized Signature)

Ruford Hager, Member
(Representative Name, Title)

(304)302-7885 - (304)302-7895
(Phone Number) (Fax Number)

4/16/13
(Date)

ADDENDUM ACKNOWLEDGEMENT FORM

SOLICITATION NO.: PHB00031

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:
(Check the box next to each addendum received)

- | | |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6 |
| <input checked="" type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further 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.

Hager Construction, LLC

 Company



 Authorized Signature

4/16/13

 Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.



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

STATE OF West Virginia

COUNTY OF Cabell, TO-WIT:

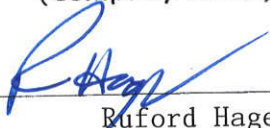
I, Ruford Hager, after being first duly sworn, depose and state as follows:

- 1. I am an employee of Hager Construction, LLC; and,
(Company Name)
- 2. I do hereby attest that Hager Construction, LLC
(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.

Hager Construction, LLC
(Company Name)

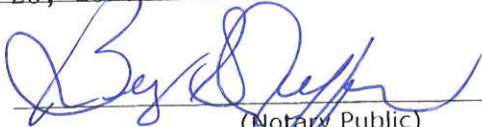
By: 
Ruford Hager

Title: Member

Date: 4/16/13

Taken, subscribed and sworn to before me this 16th day of April 2013.

By Commission Expires February 26, 2020
OFFICIAL SEAL
STATE OF WEST VIRGINIA
NOTARY PUBLIC
Beverly S Jeffers
Hager Construction LLC
5192 Braley Rd
Huntington, WV 25705
My Commission Expires Feb. 26, 2020


(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. _____

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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 exceeds five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:

Vendor's Name: Hager Construction, LLC

Authorized Signature:  Date: 4/16/13
Ruford Hager

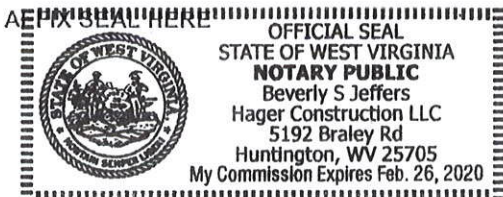
State of WV

County of Cabell, to-wit:

Taken, subscribed, and sworn to before me this 16 day of April, 2013.

My Commission expires February 26, 2020

NOTARY PUBLIC 
Purchasing Affidavit (Revised 07/01/2012)



ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor.

West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name:

Contractor's License No.

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a purchase order/contract.

2. **DRUG-FREE WORKPLACE:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit, or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid.
3. **AIA DOCUMENTS:** All construction contracts that will be completed in conjunction with architectural services procured under Chapter 5G of the West Virginia Code will be governed by the AIA A101-2007 and A201-2007 or the A107-2007 documents, as amended by the Supplementary Conditions for the State of West Virginia, in addition to the terms and conditions contained herein.
4. **SUBCONTRACTOR LIST SUBMISSION:** In accordance with W. Va. Code § 5-22-1, The apparent low bidder on a contract for the construction, alteration, decoration, painting or improvement of a new or existing building or structure valued at more than \$500,000.00 shall submit a list of all subcontractors who will perform more than \$25,000.00 of work on the project including labor and materials. This provision shall not apply to any other construction projects, such as highway, mine reclamation, water or sewer projects.

c. **Required Information.** The subcontractor list shall contain the following information:

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Hager Construction, LLC
of Huntington, West Virginia, as Principal, and Companion Property and Casualty Insurance Company
of Reynoldsburg, Ohio, a corporation organized and existing under the laws of the State of South Carolina
with its principal office in the City of Atlanta, GA, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the penal sum of Forty Five Thousand and No/100 (\$ 45,000.00) 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
PHB00031 - WV Board of Pharmacy New Office Renovations

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
16th day of April, 2013.

Principal Corporate Seal

Hager Construction, LLC
(Name of Principal)
By [Signature]
(Must be President or Vice President)
Member
(Title)

Surety Corporate Seal

Companion Property and Casualty Insurance Company
(Name of Surety)

[Signature]
Attorney-in-Fact
Andrew C. Heaner

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.

COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY

P.O. Box 100165 (29202)
51 Clemson Road
Columbia, SC 29229

GENERAL POWER OF ATTORNEY

Know all men by these Presents, that the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY ("Companion") had made, constituted and appointed, and by these presents does make, constitute and appoint Andrew C. Heaner of Atlanta, Georgia; Richard L. Shanahan of Atlanta, Georgia; Stefan E. Tauger of Parker, Colorado; Arthur S. Johnson of Atlanta, Georgia; Martha G. Ross of Charlotte, North Carolina; James E. Feldner of West Lake, Ohio; Jeffery L. Booth of Parma, Ohio; Stephen E. Lallier of Reynoldsburg, Ohio; Patricia E. Martin of Lutz, Florida; Melanie J. Stokes of Atlanta, Georgia; Garry W. Black of Murfreesboro, Tennessee; David R. Brett of Columbia, South Carolina; Scott E. Stoltzner of Birmingham, Alabama; Diane L. McLain of Fitchburg, Wisconsin; Brian A. O'Neal of Parker, Colorado; Jason S. Centrella of Jacksonville, Florida; Kelley E.M. Nys of Decatur, Georgia; Michael K. Thompson of Atlanta, GA; or Brian Clark of Charlotte, North Carolina, EACH as its true and lawful attorney for it and its name, place and stead to execute on behalf of the said company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount of the sum of **\$1,000,000 (One Million Dollars)** including but not limited to consents of surety for the release of retained percentages and / or final estimates on construction contracts or similar authority requested by the Department of Transportation, **State of Florida** and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of the presents, shall be binding upon the Company as if they had been duly signed by the president and attested by any officer of the company in their own proper persons.

In Witness Whereof, the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY has caused its official seal to be hereto affixed, and these presents to be signed by its President and attested by its Vice President and Chief Underwriting Officer this 27th day of July, 2012.

Attest:

Ron Carlson, VP and Chief Underwriting Officer

COMPANION PROPERTY AND CASUALTY
INSURANCE COMPANY

By:

George P. Reeth, Jr. President

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

On this 27th day of July, 2012, before me personally came George P. Reeth, Jr., to me known, who being by me duly sworn, did depose and say that he resides in Columbia, in the County of Richland, State of SC, at Columbia; that he is the President of COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed and that he signed his name thereto pursuant to due authorization.



Notary Public, State of SC, Qualified in Richland County Commission Expires: 7/16/14

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

I, the undersigned, an Officer of COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, a South Carolina Corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and, furthermore, that the Resolution of the Executive Committee of the Board of Directors set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Columbia, Dated the 16th day of April, 2013.

George P. Reeth, Jr. President

Companion Property & Casualty Insurance Company

NAIC Company Code: 12157

NAIC Group Code: 661

Statutory Financial Statement Summary

As of December 31, 2011

<u>Assets</u>		<u>Liabilities</u>	
Bonds:	\$ 277,575,475	Reserves for:	
Stocks:	\$ 95,622,580	a) Losses & LAE	\$ 177,304,129
Cash & Short-term Investments:	\$ 70,282,985	b) Unearned Premiums:	\$ 141,727,363
Uncollected Premium & Agents Balance in Course of Collection	\$ 41,987,559	c) Expenses, Tax, Licenses & Fees:	\$ 15,512,261
Deferred Premiums & Commissions Not Yet Due:	\$ 61,023,883	Reinsurance Payables:	\$ 42,355,059
Funds Held by, Due from Reinsured Companies	\$ 11,122,243	Payables to Parents, Subsidiaries, Affiliates:	\$ 6,829,243
<u>Other Assets:</u>		Advanced Premiums:	\$ 32,909
Other Invested Assets:	\$ 12,685,307	Other Liabilities	\$ 37,158,960
Notes Received:	\$ -	Remittances & Items not Allocated	\$ 693,874
Current Federal & Foreign income tax recoverable:	\$ 118,000	Total Liabilities:	\$ 421,613,798
Investment Income Due & Accrued:	\$ 3,378,386		
Net Deferred Tax Asset:	\$ 12,747,994	Policyholder Surplus	
Guaranty Funds Receivable or On Deposit:	\$ 1,255,098	Common Stock:	\$ 4,200,000
Electronic Data Processing Equipment:	\$ 76,777	Gross Paid-in & Contributed Surplus:	\$ 122,369,422
Recoverables from Parent, Subsidiaries:	\$ 2,148,289	Unassigned Funds:	\$ 70,355,512
Aggregate Write-ins for Other than Invested Assets:	\$ 28,514,156	Total Policyholder Surplus:	\$ 196,924,934
Total NET Admitted Assets:	\$ 618,538,732	Total Liabilities & Policyholder Surplus:	\$ 618,538,732

NOTES: Bonds & Stocks are valued in accordance with the basis adopted by the NAIC.

CERTIFICATION:

The Officers of this reporting entity being duly sworn, each depose and say that they are the described officers of said reporting entity, and that on the reporting period stated above, all herein described assets were the absolute property of the said reporting entity, free and clear from any liens or claims thereon, except as herein stated, and that this statement, together with related exhibits, schedules and explanations therein contained, annexed or referred to, is a full and true statement of all assets and liabilities and of the condition and affairs of the said reporting entity as of the reporting period stated above, and of its income and deductions therefrom for the period ended and have been completed in accordance with the NAIC Annual Statement instructions and Accounting Practices and Procedures Manual except that 1) State Law may differ; or 2) that State rules or regulations require differences in reporting not related to accounting practices and procedures according to the best of their information, knowledge and belief, respectively.

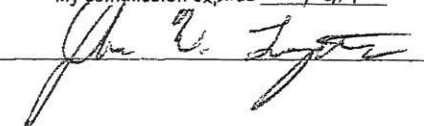
NOTARIZED:

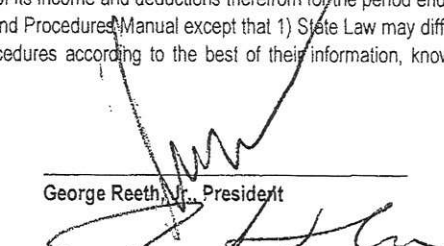
State of South Carolina

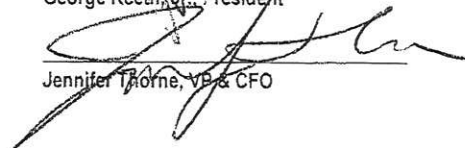
County of Richland

on the 26 day of March, 2012

My commission expires 7/16/14




George Reeth, Jr., President


Jennifer Thorne, VP & CFO

CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number: WV010261

Classification:

GENERAL BUILDING	ROOFING
MULTIFAMILY	CONCRETE
PLUMBING	
RESIDENTIAL	
SPECIALTY	
EXCAVATION	
DRYWALL	
MASONRY	
SIDING	

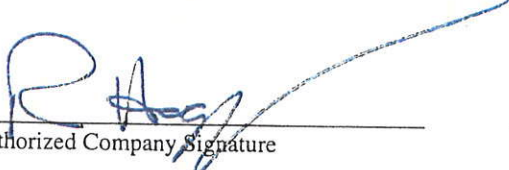
HAGER CONSTRUCTION LLC
DBA HAGER CONSTRUCTION LLC
5192 BRALEY RD
HUNTINGTON, WV 25705


Date Issued

SEPTEMBER 10, 2012

Expiration Date

SEPTEMBER 10, 2013


Authorized Company Signature


Chair, West Virginia Contractor
Licensing Board

**WEST VIRGINIA
CONTRACTOR
LICENSING
BOARD**

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

DESCRIPTIONS (Continued from Page 1)

Any cancellation or material changes adversely affecting the Government's interest shall not be effective for such period as the laws of the State in which this contract is to be performed prescribe, or until thirty (30) calendar days after the insurer or contractor gives written notice to the Contracting Officer, whichever period is longer. Ten (10) days written notice will be provided for non-payment of premium.