



The following documentation is an electronically-submitted vendor response to an advertised solicitation from the *West Virginia Purchasing Bulletin* within the Vendor Self-Service portal at ***wvOASIS.gov***. As part of the State of West Virginia's procurement process, and to maintain the transparency of the bid-opening process, this documentation submitted online is publicly posted by the West Virginia Purchasing Division at ***WVPurchasing.gov*** with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

Header

List View

General Information

Contact

Default Values

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Document Information

Procurement Folder: 22612

SO Doc Code: CRFQ

Procurement Type: Central Contract - Fixed Amt

SO Dept: 1300

Vendor ID: 000000104395

SO Doc ID: STO1500000002

Legal Name: SOFTCHOICE CORP

Published Date: 8/14/14

Alias/DBA:

Close Date: 8/19/14

Total Bid: \$30,215.16

Close Time: 13:30

Response Date: 08/19/2014

Status: Closed

Response Time: 11:46

Solicitation Description: STO1500000002 Addendum No. 1 for VMware vSphere Software

Total of Header Attachments: 0

Total of All Attachments: 0



Purchasing Division
2019 Washinton Street East
Post Office Box 50130
Charleston, WV 25305-0130

**State Of West Virginia
Solicitation Response**

Proc Folder : 22612

Solicitation Description : STO1500000002 Addendum No. 1 for VMware vSphere Software

Proc Type : Central Contract - Fixed Amt

Date issued	Solicitation Closes	Solicitation No	Version
	2014-08-19 13:30:00	SR 1300 ESR08191400000000091	1

VENDOR

000000104395

SOFTCHOICE CORP

FOR INFORMATION CONTACT THE BUYER

Alberta Kincaid
(304) 341-0723
alberta.kincaid@wvsto.com

Signature X

FEIN #

DATE

All offers subject to all terms and conditions contained in this solicitation

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Software maintenance and support	2.00000	EA	\$1,171.49	

Comm Code	Manufacturer	Specification	Model #
81112200	VMWARE		

Extended Description :	Production Support Coverage VMware vCenter Server 5 VCS5-STD-P-SSS-C (FOR 1 YEAR)
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	Software maintenance and support	34.00000	EA	\$819.77	

Comm Code	Manufacturer	Specification	Model #
81112200	VMWARE		

Extended Description :	1 yr coverage of Production Support VMware vSphere 5 VS5-ENT-PL-PSSS-C
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SOLICITATION NUMBER: STO1500000002

Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as ("Solicitation") to reflect the change(s) identified and described below.

Applicable Addendum Category:

- ☐ | Modify bid opening date and time
- ☐ | Modify specifications of product or service being sought
- ☒ | Attachment of vendor questions and responses
- ☐ | Attachment of pre-bid sign-in sheet
- ☐ | Correction of error
- ☐ | Other

Description of Modification to Solicitation:

1. To provide responses to vendor questions submitted regarding this solicitation.
2. To provide Addendum Acknowledgment form.

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ATTACHMENT A

ADDENDUM # 1

(Questions and Responses)

Solicitation #: CRFQ 1300 STO1500000002

VMware vSphere Software Support & Maintenance

- Q. 1 Can you provide us with the current contract numbers that are being renewed? When we contacted VMware, they stated that they cannot find any licenses under the State Treasurer's Office.

Answer: see attached document

- Q. 2 I am working on putting the information together and my Distributor is asking for this information which we have some, but not all:

END-USER INFORMATION	
End User EA # (VMware Entitlement Account #):	
End User Company Name:	
End User Physical Address ("Ship-To"):	
End User Contact Name:	
End User Phone Number:	
End User Email Address:	

CONTRACT-SPECIFIC INFORMATION	
Quote Duration (1, 2, or 3 Year):	
Co-Term Date (if needed):	
Support Level (Production [24x7] or Basic [12x5]):	

LICENSE IDENTIFICATION INFORMATION - MUST PROVIDE AT LEAST ONE	
Contract Number(s):	
Serial Key(s):	
Instance Number(s):	

GENERAL	
Any other information, notes, or comments:	

Answer: see attached document

- Q. 3 Can you please provide me with the Entitlement Account number and the instance numbers you are requesting be renewed?

Answer: see attached document

- Q. 4 We need the instance number and vmware EA number.

Answer: see attached document

VMware vSphere Software Support and Maintenance Information

(In support of questions received for RFQ# CRFQ 1300 STO1500000002)

End User EA#: 116456682

End User Company Name Listed: West Virginia Department of Treasury

(Note: this needs to be identified in the future as WV State Treasurer's Office)

End User Physical Address: Bldg. 1, Suite E-145, 1900 Kanawha Blvd. E, Charleston, WV 25305

End User Contact Name: Brian Hively

End User Contact Number: (304) 341-0748

End User E-mail Address: brian.hively@wvsto.com

Quote Duration: 1 Year

Co-term Date: N/A

Support Level: Production (24x7)

Contract Number(s): 30028499

Instance Number(s) for vSphere 5 Enterprise Plus: Based on last years' acquisition, the following 'instance' numbers are listed, with various quantities with each one: 103785049, 103698279, 103716392, 103648093, 103767694, and 103669699

Instance Number(s) for vCenter Server 5 Standard for vSphere 5: Based on last years' acquisition, the following 'instance' numbers are: 103876776

Additional Information/Comments/Clarifications:

The items on the current contract, 30028499, differ from the items the WV State Treasurer's Office (WV STO) is requesting support for in the Solicitation due to the fact that we are dropping maintenance on previous years' 10-pack VMware View license and on our Site Recovery Manager licenses of 40 count. The WV STO is only requesting to maintain support on the VMware vCenter Server Standard Edition and VMware vSphere Enterprise Plus.

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: STO1500000002

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 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.

Softchoice Corporation

Company

Craig Glover - Deputy Contracts Manager, SLED

Authorized Signature

8/19/2014

Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.
Revised 6/8/2012

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: Softchoice CorporationAuthorized Signature: [Signature] Date: 02/10/2014State of IllinoisCounty of Cook, to-wit:Taken, subscribed, and sworn to before me this 10 day of February, 2014.My Commission expires April 1, 2017.**AFFIX SEAL HERE****NOTARY PUBLIC** [Signature]

Purchasing Affidavit (Revised 07/01/2012)



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: Softchoice Corporation

Signed: _____

Date: 8/6/2014

Title: Deputy Contracts Manager

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