



# West Virginia Purchasing Division

2019 Washington Street, East  
Charleston, WV 25305  
Telephone: 304-558-2306  
General Fax: 304-558-6026  
Bid Fax: 304-558-3970

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 | Discount | Document Information

Procurement Folder: 130937

SO Doc Code: CRFQ

Procurement Type: Central Purchase Order

SO Dept: 0608

Vendor ID: 000000172492 

SO Doc ID: COR1600000005

Legal Name: PIONEER PIPE INC

Published Date: 9/10/15

Alias/DBA:

Close Date: 9/17/15

Total Bid: \$460,633.00

Close Time: 13:30

Response Date: 09/17/2015 

Status: Closed

Response Time: 11:22

Solicitation Description: Addendum 1 Exterior Lighting Work 

Total of Header Attachments: 0

Total of All Attachments: 0



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

**State of West Virginia  
 Solicitation Response**

**Proc Folder :** 130937  
**Solicitation Description :** Addendum 1 Exterior Lighting Work  
**Proc Type :** Central Purchase Order

Date issued	Solicitation Closes	Solicitation No	Version
	2015-09-17 13:30:00	SR 0608 ESR09171500000001155	1

VENDOR
000000172492 PIONEER PIPE INC

**FOR INFORMATION CONTACT THE BUYER**  
 Crystal Rink  
 (304) 558-2402  
 crystal.g.rink@wv.gov

Signature X	FEIN #	DATE
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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	Infrastructure Improvements, Exterior Lighting Work				\$460,633.00

Comm Code	Manufacturer	Specification	Model #
72101500			

<b>Extended Description :</b>	Infrastructure Improvements, Exterior Lighting Work
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**RFQ # COR61766**

**ALL LABOR, MATERIALS, EQUIPMENT, AND SUPPLIES NECESSARY FOR  
THE COMPLETION OF THE INFRASTRUCTURE IMPROVEMENTS PROJECT  
EXTERIOR LIGHTING WORK**

**ST. MARYS CORRECTIONAL CENTER**

**PLEASANTS COUNTY, WV**

**BID FORM**

Bidder's Company Name: Pioneer Pipe, Inc.

Bidder's Address: 2021 Hanna Road

Marietta, OH 45750

Remittance Address: \_\_\_\_\_

(If different)

Phone Number: 740-376-2400

Fax Number: 740-373-8964

Email Address: picrelld@pioneerpipeinc.com

WV Contractor's License Number: WV001515

We, the undersigned, hereby propose to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding Documents.

Pioneer Pipe, Inc.  
Proposal of:

**COR61766 – EXTERIOR LIGHTING WORK**  
**ST. MARYS CORRECTION CENTER**  
**FORM OF PROPOSAL, CONTINUED**

<u>Item No.</u>	<u>Approx. Quantity</u>	<u>Unit</u>	<u>Description</u> <u>Unit Price in Words</u>	<u>Unit Price in Figures</u>	<u>Total Price in Figures</u>
9	1	LS	Mobilization  Forthy two thousand  Eighty Dollars  and 00 Cents	\$ 42,080.00	\$ 42,080.00
Div. 16A	1	LS	Installation of Two (2) – 100' Tall and One (1) – 60 Tall High Mast Lights, Concrete Foundations, Conduit, Controls and All Other Related Work Complete-in-Place  Two hundred ninety one thousand  Two hundred fifty Dollars  and 00 Cents	\$ 291,250.00	\$ 291,250.00
Div. 16B	1	LS	Installation of Replacement Fixtures for Five (5) Existing High-Mast Lighting Towers Converting From HPS to LED, and All Other Related Work Complete-in-Place  One hundred twenty seven thousand  Three hundred three Dollars  and 00 Cents	\$ 127,303.00	\$ 127,303.00
<b>Total Bid COR61766</b>				\$ 460,633.00	

Bidder understands that to the extent allowed by the West Virginia Code, the OWNER reserves the right to waive any informality or irregularity in any Bid, or Bids, and to reject any or all Bids in whole or in part; to reject a bid not accompanied by the required bid security or by other data required by the Bidding Documents; to reject any conditions of the bid by the Bidder that is in any way inconsistent with the requirements, terms, and conditions of the Bidding Documents; or to reject a bid that is in any way incomplete or irregular.

RESPECTFULLY SUBMITTED:

DATE: 9/17/2015

WV VENDOR NO.: 84-020193 (3)

CONTRACTOR LICENSE NO.: WV001515

BY: Matthew W. Hilverding /Matthew W. Hilverding

(SIGNATURE, IN INK)

TITLE: CFO

FIRM NAME: Pioneer Pipe, Inc.

(CORPORATE SEAL  
IF APPLICABLE)

ADDRESS: 2021 Hanna Road, Marietta, OH 45750

**END OF BID FORM for COR61766**



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

STATE OF WEST VIRGINIA,

COUNTY OF Pleasants, TO-WIT:

I, Matthew W. Hilverding, after being first duly sworn, depose and state as follows:

1. I am an employee of Pioneer Pipe, Inc.; and,  
(Company Name)
2. I do hereby attest that Pioneer Pipe, Inc.  
(Company Name)

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

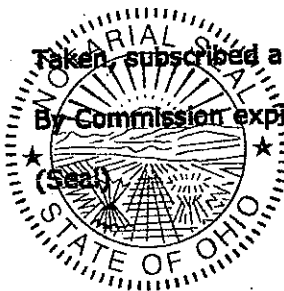
The above statements are sworn to under the penalty of perjury.

By: Matthew W. Hilverding /Matthew W. Hilverding

Title: CFO

Company Name: Pioneer Pipe, Inc.

Date: 9/17/2015



Taken, subscribed and sworn to before me this 4 day of Sept, 2015.

By Commission expires Jan 21, 2019

My Commission Expires  
January 21, 2019

Melissa Warden  
(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.**



**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ COR160000005**

**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.

Pioneer Pipe, Inc.

\_\_\_\_\_  
Company

Matthew W. Hilverding /Matthew W. Hilverding  
\_\_\_\_\_  
Authorized Signature

9/17/2015

\_\_\_\_\_  
Date

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

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 §81-5-3) 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: Pioneer Pipe, Inc.

Authorized Signature: Matthew W. Hilverding / Matthew W. Hilverding Date: 9/17/2015

State of Ohio

County of Washington to-wit:

Taken, subscribed, and sworn to before me this 4 day of Sept, 2015

My Commission expires Jan 21, 2019 2019



Melissa D Warden  
Notary Public State of Ohio  
My Commission Expires  
January 21, 2019

NOTARY PUBLIC

Melissa Warden

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, PIONEER PIPE INC.  
of Marietta, OH, as Principal, and Western Surety Co.  
of Sioux Falls SD., a corporation organized and existing under the laws of the State of SD.  
with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligee, in the penal sum of 5% of Bid (\$ 5% of Bid ) 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  
St. Marys Correctional Center, Infrastructure Improvement Project,  
Exterior Lighting Work

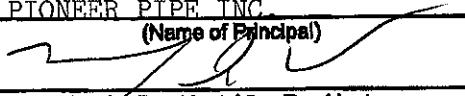
**NOW THEREFORE,**

(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.

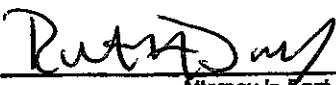
The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no  
way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby  
waive notice of any such extension.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and  
Surety, or by Principal individually if Principal is an individual, this 17 day of September, 2015.

Principal Seal

PIONEER PIPE INC.  
(Name of Principal)  
By   
(Must be President, Vice President, or  
Duly Authorized Agent)  
President & CEO  
(Title)

Surety Seal

WESTERN SURETY COMPANY  
(Name of Surety)  
  
Robert H Donnell  
Attorney-in-Fact

**IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance, must affix its seal, and must attach a power of attorney with its seal affixed.**

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**William H Donnelly, Robert H Donnelly, Individually**

of Marietta, OH, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 13th day of June, 2014.



WESTERN SURETY COMPANY

*Paul T. Bruflat*

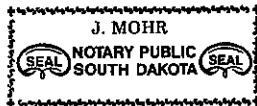
Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 13th day of June, 2014, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015



*J. Mohr*

J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 17 day of September, 2015.



WESTERN SURETY COMPANY

*L. Nelson*

L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. 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, and 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.

# West Virginia Offices of the Insurance Commissioner



## Certificate of Authority

Whereas, **WESTERN SURETY COMPANY**, domiciled in the State of **SOUTH DAKOTA**, has complied with all the requirements of the laws of this State so as to entitle it to transact its appropriate business in the State of West Virginia,

Therefore, I the undersigned, Insurance Commissioner of the State of West Virginia, pursuant to the authority vested in me by the laws of this State, do hereby authorize it to transact the business of insurance as defined in Chapter 33

CASUALTY - ARTICLE 1, SECTION 10(e)  
SURETY - ARTICLE 1, SECTION 10(f) (1)  
SURETY - ARTICLE 1, SECTION 10(f) (2)  
SURETY - ARTICLE 1, SECTION 10(f) (3)

of the 1931 Code of West Virginia as amended, in the State of West Virginia in accordance with the laws thereof until midnight on the 31st day of May, 2016, unless this license be sooner revoked. Pursuant to W. Va. Code §33-3-2(c), the above authorization does not allow the insurer to transact a kind of insurance in this State unless duly authorized or qualified to transact such insurance in the state or country of its domicile.

In Testimony Whereof, I have hereunto set my hand and affixed my seal of office at the City of Charleston this 1st day of June, 2015.

Handwritten signature of Michael D. Riley in cursive script.

Michael D. Riley  
Insurance Commissioner

NAIC # 13188  
WV File # 0798

**WESTERN SURETY COMPANY**  
**Sioux Falls, South Dakota**  
**Statement of Net Admitted Assets and Liabilities**  
**December 31, 2014**

ASSETS

Bonds	\$1,824,951,414
Stocks	23,975,582
Cash, cash equivalents, and short-term investments	51,536,164
Investment income due and accrued	22,267,675
Premiums and considerations	41,696,249
Amounts recoverable from reinsurers	(11,221,508)
Federal and foreign income taxes recoverable	7,401,709
Net deferred tax asset	20,261,713
Receivable from parent, subsidiaries, and affiliates	17,380,167
Other assets	3,799
<b>Total Assets</b>	<u><u>\$1,998,252,964</u></u>

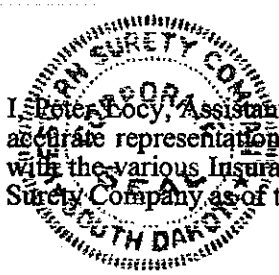
LIABILITIES AND SURPLUS

Losses	\$302,997,505
Reinsurance payable on paid losses and loss adjustment expenses	(15,267,712)
Loss adjustment expense	64,134,995
Contingent and other commissions payable	6,099,306
Unearned premiums	259,011,845
Advance premiums	5,321,610
Payable to parent, subsidiaries and affiliates	107,843
Other liabilities	7,821,458
<b>Total Liabilities</b>	<u><u>\$630,226,850</u></u>

Surplus Account:

Capital paid up	\$4,000,000	
Gross paid in and contributed surplus	280,071,837	
Unassigned funds	<u>1,083,954,277</u>	
Surplus as regards policyholders		<u>\$1,368,026,114</u>
<b>Total Liabilities and Capital</b>		<u><u>\$1,998,252,964</u></u>

I, Peter Eocoy, Assistant Vice President of Western Surety Company hereby certify that the above is an accurate representation of the financial statement of the Company dated December 31, 2014, as filed with the various Insurance Departments and is a true and correct statement of the condition of Western Surety Company as of that date.

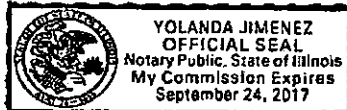


Western Surety Company

By *Peter Eocoy*  
Assistant Vice President

Subscribed and sworn to me this 19th day of March, 2015

My commission expires:



*Yolanda Jimenez*  
Notary Public