



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

State of West Virginia  
 Request for Quotation  
 06 - Building Supply

Proc Folder: 258638

Doc Description: CONCRETE LAGGING

Proc Type: Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2016-12-16	2017-01-04 13:30:00	CRFQ 0803 DOT1700000024	1

**BID RECEIVING LOCATION:**  
 BID CLERK  
 DEPARTMENT OF ADMINISTRATION  
 PURCHASING DIVISION  
 2019 WASHINGTON ST E  
 CHARLESTON WV 25305  
 US

**VENDOR:**  
 Vendor Name, Address and Telephone Number:  
 Foster Supply  
 9374 T.V. Road  
 SCOTT DEPOT WV 25560  
 (304) 755-8241

12/23/16 09:52:12  
 WV Purchasing Division

**FOR INFORMATION CONTACT THE BUYER**  
 Misty Delong  
 (304) 558-8802  
 misty.m.delong@wv.gov

Signature X  FEIN # 62-125-7196 DATE 12-22-16

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

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

BOBBY BALAWN SALES  
(Name, Title)  
BOBBY BALAWN SALES  
(Printed Name and Title)  
9374 T.V. Road Scott Depot WV 26060  
(Address)  
304-755-8241 / 304-755-8280  
(Phone Number) / (Fax Number)  
BOBBYBALAWN@FOSTER-SUPPLY.COM  
(email address)

**CERTIFICATION AND SIGNATURE:** By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; that I understand the requirements, terms and conditions, and other information contained herein; that this bid, offer or proposal constitutes an offer to the State that cannot be unilaterally withdrawn; that the product or service proposed meets the mandatory requirements contained in the Solicitation for that product or service, unless otherwise stated herein; that the Vendor accepts the terms and conditions contained in the Solicitation, unless otherwise stated herein; that I am submitting this bid, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.

Foster Supply  
(Company)  
[Signature] SALES  
(Authorized Signature) (Representative Name, Title)  
BOBBY BALAWN SALES  
(Printed Name and Title of Authorized Representative)  
12-22-16  
(Date)  
304-755-8241 / 304-755-8280  
(Phone Number) (Fax Number)

**REQUEST FOR QUOTATION**  
**Precast Concrete Lagging**

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**6.6 Return Due to Agency Error:** Items ordered in error by the Agency will be returned for credit within 30 days of receipt, F.O.B. Vendor's location. Vendor shall not charge a restocking fee if returned products are in a resalable condition. Items shall be deemed to be in a resalable condition if they are unused and in the original packaging. Any restocking fee for items not in a resalable condition shall be the lower of the Vendor's customary restocking fee or 5% of the total invoiced value of the returned items.

**7. MISCELLANEOUS:**

- 7.1 No Substitutions:** Vendor shall supply only Contract Items submitted in response to the RFQ unless a contract modification is approved in accordance with the provisions contained in this Contract.
- 7.2 Vendor Supply:** Vendor must carry sufficient inventory of the Contract Items being offered to fulfill its obligations under this Contract. By signing its bid, Vendor certifies that it can supply the Contract Items contained in its bid response.
- 7.3 Reports:** Vendor shall provide quarterly reports and annual summaries to the Agency showing the Agency's items purchased, quantities of items purchased, and total dollar value of the items purchased. Vendor shall also provide reports, upon request, showing the items purchased during the term of this Contract, the quantity purchased for each of those items, and the total value of purchases for each of those items. Failure to supply such reports may be grounds for cancellation of this Contract.
- 7.4 Contract Manager:** During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract manager and his or her contact information below.

**Contract Manager:** Bobby Balwin  
**Telephone Number:** 304- 755- 8241  
**Fax Number:** 304- 755- 8280  
**Email Address:** Bobby.Balwin@FosterSupply.com

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: Foster Supply

Authorized Signature: [Signature] Date: 12-22-16

State of WV

County of Putnam, to-wit:

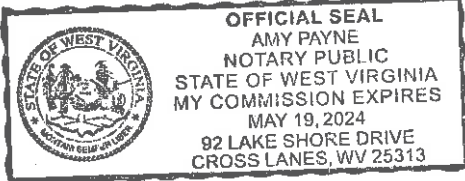
Taken, subscribed, and sworn to before me this 22 day of December, 2016

My Commission expires May 19, 2024, 20  .

**AFFIX SEAL HERE**

**NOTARY PUBLIC** [Signature]

*Purchasing Affidavit (Revised 08/01/2015)*



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 Vendor Preference, if applicable.

1.  Application is made for 2.5% 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;  
 Bidder is a resident vendor partnership, association, or corporation with at least eighty percent of ownership interest of bidder held by another entity that meets the applicable four year residency requirement; 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% 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% vendor preference for the reason checked:  
 Bidder is a nonresident vendor that employs a minimum of one hundred state residents, or a nonresident vendor which has an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia and employs a minimum of one hundred state residents, and for purposes of producing or distributing the commodities or completing the project which is the subject of the bidder's bid and continuously over the entire term of the project, on average at least seventy-five percent of the bidder's employees or the bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years and the vendor's bid; or,
4.  Application is made for 5% 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% 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% 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.
7.  Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with *West Virginia Code* §5A-3-59 and *West Virginia Code of State Rules*.  
 Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

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) rescind the contract or purchase order; 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.

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: Fosina Supply Signed: [Signature]  
Date: 12-22-16 Title: Sales

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of District Ten West Virginia Division of Highways, 270 Hardwood Lane, Princeton, WV 24740 to establish an open-end contract for Four Inch (4"), Five Inch (5"), Six Inch (6") and Eight Inch (8") Solid Concrete Laggings.

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WV24740	DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WV 24740

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	6"X24"X69" SOLID CONCRETE LAGGING	500.00000	EA	\$ 85.46	\$ 42,725.00

Comm Code	Manufacturer	Specification	Model #
30103619			

Extended Description :  
SIX INCH (6") THICK BY TWENTY FOUR INCH (24") WIDE BY SIXTY NINE INCH(69") IN LENGTH SOLID CONCRETE LAGGING

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WV24740	DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WV 24740

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	8"X24"X69" SOLID CONCRETE LAGGING	100.00000	EA	\$ 100.51	\$ 10,051.00

Comm Code	Manufacturer	Specification	Model #
30103619			

Extended Description :  
EIGHT INCH (8") THICK BY TWENTY FOUR INCH (24") WIDE BY SIXTY NINE INCH(69") IN LENGTH SOLID CONCRETE LAGGING

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WV24740	DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WV 24740

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	6"X24"X45" SOLID CONCRETE LAGGING	400.00000	EA	\$ 56.90	\$ 22,760.00

Comm Code	Manufacturer	Specification	Model #
30103619			

Extended Description :

SIX INCH (6") THICK BY TWENTY FOUR INCH (24") WIDE BY FORTY FIVE INCH(45") IN LENGTH SOLID CONCRETE LAGGING

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WW24740	DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WW 24740

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
4	8"X24"X45" SOLID CONCRETE LAGGING	100.00000	EA	\$ 71.21	\$ 7121.00

Comm Code	Manufacturer	Specification	Model #
30103619			

Extended Description :

EIGHT INCH (8") THICK BY TWENTY FOUR INCH (24") WIDE BY FORTY FIVE INCH(45") IN LENGTH SOLID CONCRETE LAGGING

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WW24740	DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON US	WW 24740

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
5	4"X24"X45" SOLID CONCRETE LAGGING	200.00000	EA	\$ 48.32	\$ 9664.00

Comm Code	Manufacturer	Specification	Model #
30103619			

Extended Description :

FOUR INCH (4") THICK BY TWENTY FOUR INCH (24") WIDE BY FORTY FIVE INCH(45") IN LENGTH SOLID CONCRETE LAGGING

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON                      WV24740 US		DIVISION OF HIGHWAYS DISTRICT TEN 270 HARDWOOD LN PRINCETON                      WV 24740 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
6	5"X24"X45" SOLID CONCRETE LAGGING	100.00000	EA	\$ 58.37	\$ 5837.00

Comm Code	Manufacturer	Specification	Model #
30103619			

**Extended Description :**  
 FIVE INCH (5") THICK BY TWENTY FOUR INCH (24") WIDE BY FORTY FIVE INCH(45") IN LENGTH SOLID CONCRETE LAGGING

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Technical Questions Due	2016-12-23

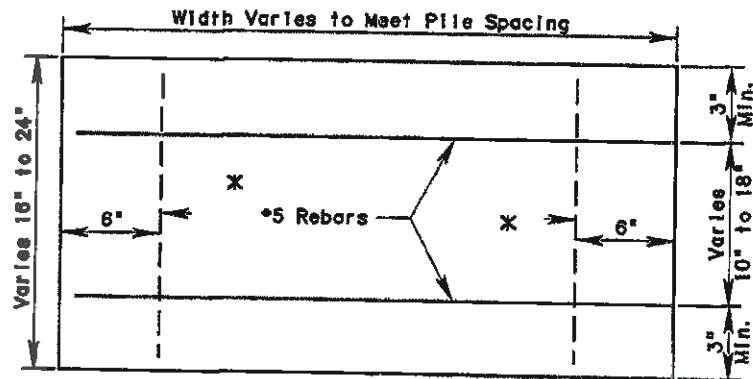


<b>DOT1700000024</b>	<b>Document Phase</b> Draft	<b>Document Description</b> CONCRETE LAGGING	<b>Page 5</b> of 5
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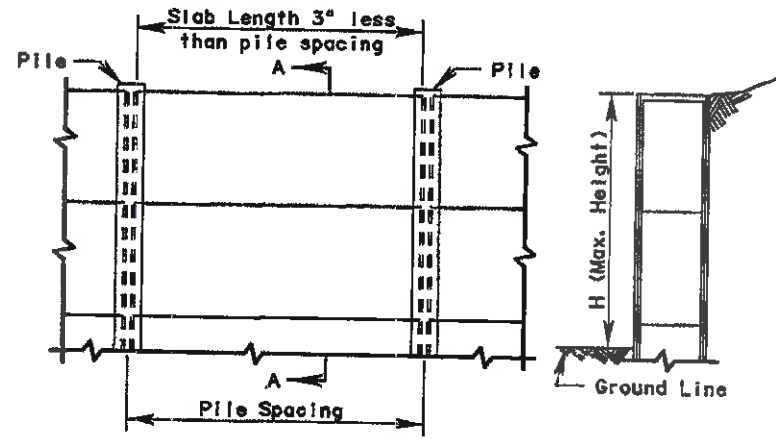
**ADDITIONAL TERMS AND CONDITIONS**

**See attached document(s) for additional Terms and Conditions**

**EXHIBIT B**

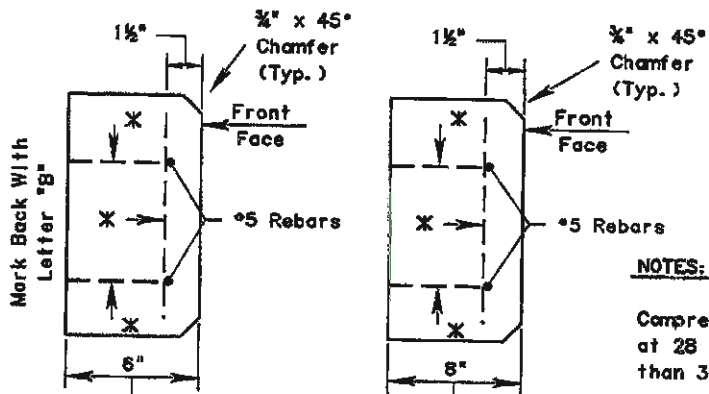


**ELEVATION VIEW**



**ELEVATION OF WALL**

**SECTION A-A**



**END VIEW**

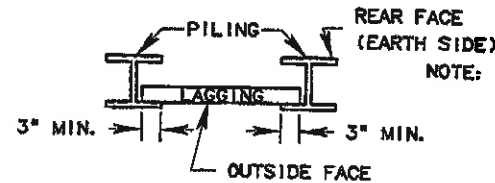
**SOLID CONCRETE LAGGING**

**NOTES:**

Compressive strength of concrete, at 28 days, (f'c) shall not be less than 3000 p.s.i.

All concrete is to be Air-entrained 7% not to exceed ±2.5%.  
Cure in Accordance To M-189.

X Optional Rebars  
For Use In Fabrication



**DETAIL 'A-A'**

**TYPICAL DETAILS FOR CONCRETE LAGGING**

THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION DIVISION OF HIGHWAYS

**PRECAST CONCRETE LAGGING**

Public Roads Div.	State Dist. No.	State Project No.	Federal Project No.	County
W. V.				