



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 2

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Procurement Folder: 306413

SO Doc Code: CRFQ

Procurement Type: Central Purchase Order

SO Dept: 0804

Vendor ID: 000000163510

SO Doc ID: RMA1700000003

Legal Name: CLAYTON RAILROAD CONSTRUCTION

Published Date: 6/12/17

Alias/DBA:

Close Date: 6/22/17

Total Bid: \$314,649.00

Close Time: 13:30

Response Date: 06/21/2017

Status: Closed

Response Time: 16:49

Solicitation Description: Addendum 4-Bridge repair on 4 bridges on SBVR

Legal Name: CALSAPANE THERMITE WELDING LLC

Published Date: 6/12/17

Alias/DBA:

Close Date: 6/22/17

Total Bid: \$296,600.00

Total of Header Attachments: 2

Response Date: 06/21/2017

Total of All Attachments: 2

Solicitation Description: Addendum 4-Bridge repair on 4 bridges on SBVR



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

State of West Virginia
Solicitation Response

Proc Folder : 306413

Solicitation Description : Addendum 4-Bridge repair on 4 bridges on SBVR

Proc Type : Central Purchase Order

Date issued	Solicitation Closes	Solicitation Response	Version
	2017-06-22 13:30:00	SR 0804 ESR06211700000006496	1

VENDOR

000000163510

CLAYTON RAILROAD CONSTRUCTION

Solicitation Number: CRFQ 0804 RMA17000000003

Total Bid : \$314,649.00

Response Date: 2017-06-21

Response Time: 16:49:56

Comments:

FOR INFORMATION CONTACT THE BUYER

Jessica S Chambers

(304) 558-0246

jessica.s.chambers@wv.gov

Signature on File

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	Bridge 9.7				\$38,265.00

Comm Code	Manufacturer	Specification	Model #
72141603			

Extended Description :	Replace piles and stringers on BR 9.7 on SBVR
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	Bridge 10.0				\$9,654.00

Comm Code	Manufacturer	Specification	Model #
72141603			

Extended Description :	Replace piles on BR 10.0 on SBVR
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	Bridge 14.7				\$67,555.00

Comm Code	Manufacturer	Specification	Model #
72141603			

Extended Description :	Replace bridge deck, stringers and post on BR 14.7 on SBVR
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
4	Bridge 50.0				\$199,175.00

Comm Code	Manufacturer	Specification	Model #
72141603			

Extended Description :	Add rip-rap, replace wing-wall, replace bridge deck and replace stringers on BR 50.0 on SBVR
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ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: _____

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 checked="" type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input checked="" 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.

Clayton Railroad Construction, LLC
Company
Joe Mad
Authorized Signature
6/21/17
Date

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

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Clayton Railroad Construction, LLC
of 500 Lane Road, West Union, OH 45693, as Principal, and Lexon Insurance Company
10002 Shelbyville Road
of Suite 100, Louisville, KY 40223, a corporation organized and existing under the laws of the State of Texas
with its principal office in the City of Louisville, Kentucky, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the penal sum of Five Percent of Amount Bid (\$ 5% of Amount 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
RMA1700000003 - Bridge Repair on 4 Bridges on South Branch Valley Railroad

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 1st day of June, 20 17.

Principal Seal

Clayton Railroad Construction, LLC
(Name of Principal)

By [Signature]
(Must be President, Vice President, or
Duly Authorized Agent)

Manager
(Title)

Surety Seal

Lexon Insurance Company
(Name of Surety)

Leigh McCarthy
Leigh McCarthy, 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.

Acknowledgment by Principal if individual or Partnership

STATE OF _____,

COUNTY OF _____, to wit:

I, _____, a Notary Public in and for the county and state aforesaid, do hereby certify that _____, whose name is signed to the foregoing writing, has this day acknowledged the same before me in my said county.

Given under my hand this _____ day of _____, 20 _____.

(Notary Seal)

(Notary Public)

My commission expires on the _____ day of _____, 20 _____.

Acknowledgment by Principal if Corporation

STATE OF Ohio,

COUNTY OF Brown, to wit:

I, Samantha A. Clifton, a Notary Public in and for the county and state aforesaid, do hereby certify that James McAdams, who as, President signed the foregoing writing, for Clayton Railroad Construction, LLC, a corporation, has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.

Given under my hand this 1st day of June, 20 17.

Samantha A. Clifton
(Notary Public)

My commission expires on the 1st day of January, 20 20.

Acknowledgment by Surety

STATE OF Kentucky,

COUNTY OF Jefferson, to wit:

I, Barbara Duncan, a Notary Public in and for the county and state aforesaid, do hereby certify that Leigh McCarthy, who as, Attorney-in-Fact signed the foregoing writing, for Lexon Insurance Company, a corporation, has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.

Given under my hand this 1st day of June, 20 17.

Barbara Duncan
(Notary Public)

My commission expires on the 28th day of June, 20 20.

Attorney General

**Sufficiency in Form and Manner
of Execution Approved**

By _____
(Assistant Attorney General)

This _____ day of _____, 20 _____

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that **LEXON INSURANCE COMPANY**, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix, Leigh McCarthy, Rebecca M. Reid its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of **LEXON INSURANCE COMPANY** on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, **LEXON INSURANCE COMPANY** has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.



LEXON INSURANCE COMPANY

BY

David E. Campbell
David E. Campbell
President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of **LEXON INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR
Notary Public- State of Tennessee
Davidson County
My Commission Expires 07-08-19

BY

Amy Taylor
Amy Taylor
Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of **LEXON INSURANCE COMPANY**, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 1st Day of June, 20 17.



BY

Andrew Smith
Andrew Smith
Assistant Secretary

“WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.”