

The following documentation is an electronicallysubmitted 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.

, Alisha S Pettit	Procurement Budgeting Accounts Receivable Accounts Payable Function: New Phase Final Modified by batch , 12/14/2017
tion Response(SR) Dept: 0803 ID: ESR12131700000002625 Ver.: 1 I	Function: New Phase: Final Modified by batch, 12/14/2017
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Procurement Folder: 314022	SO Doc Code: CRFQ
Procurement Type: Central Purchase Order	SO Dept: 0803
Vendor ID: 000000114774	SO Doc ID: DOT1800000030
Legal Name: Nitro Mechanical Services	Published Date: 12/6/17
	Close Date: 12/14/17
Alias/DBA:	Close Time: 13:30
Total Bid: \$0.00	
Response Date: 12/13/2017	Status: Closed
Response Time: 15:52	Solicitation Description: ADDENDUM_4: HVAC REPLACEMENT- HUNTINGTON WELCOME CENTER
	HONTINGTON WELCOME CENTER
	Total of Header Attachments: 1
	Interior Attachments. 1



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

#### State of West Virginia Solicitation Response

Proc Folder: 314022 Solicitation Description: ADDENDUM_4: HVAC REPLACEMENT- HUNTINGTON WELCOME CENTER Proc Type: Central Purchase Order						
Date issued	Solicitation Closes	Solicitation Response Version				
	2017-12-14 13:30:00	SR 0803 ESR1213170000002625	1			

#### VENDOR

00000114774

Nitro Mechanical Services

Solicitation N	umber:	CRFQ	0803	DOT1800000030				
Total Bid :	\$0.00			Response Date:	2017-12-13	Response Time:	15:52:25	
Comments:	-	Total Bid	\$185,68	5.28				

FOR INFORMATION CONTACT THE BUYER		
Mark A Atkins		
(304) 558-2307 mark.a.atkins@wv.gov		
Signature on File	FEIN #	DATE
All offers subject to all terms and conditions con	tained in this solicitation	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1 Pricing shall be completed on Exhibit A Pricing Page.					\$0.00
Comm Code	Manufacturer	Specification		Model #	
72151200					
Extended Des	•				
	Note: Vendor shall use Exh	ibit_A Pricing P	agefor bid pri	cing. \$0.00 in the Oasis	s commodity line

Inote: Vendor shall use Exhibit\_A Pricing Pagetor bid pricing. If vendor is submitting a bid online, Vendor should enter \$0.00 in the Oasis commodity line. Vendor shall enter pricing into the Exhibit\_A Pricing Page and must attach with bid.

Agency Purchasing Division REQ.P.O# CRFQ 0803 DOT 1800000030

#### **BID BOND**

	KNOW ALL MEN BY THESE PRE	ESENTS, That we,	the undersigned, Nitro Mecha	nical, Inc.	
of _	Nitro	_,W	/, as Principal, and	Philadelphia	Indemnity Insurance Company
of	Bala Cynwyd	PA	_, a corporation organized and		
PA	with its principal office in	the City ofB	ala Cynwyd, as Surety,	are held ar	nd firmly bound unto the State
of We	st Virginia, as Obligee, in the penal s	um of <u>Five Perce</u> i	nt of Amount Bid	\$5%	) for the payment of which,
well a	nd truly to be made, we jointly and se	verally bind oursel	ves, our heirs, administrators, ex	ecutors, su	ccessors 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 <u>HVAC Replacement - Huntington Welcome Center</u>

#### 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	I and Su	rety, exec	uted and sealed by	y a proper officer of	of Principal and
Surety, or by Principal individually if Principal is an individual, this_	29th	day of	November	2017	

Principal Seal

Surety Seal

Nitro Mechanical, Inc.
(Name of Principal)
By I mill him
(Must be President, Vice President, or
Duly Authorized Agent)
Tresident 1000
(Title)

Philadelphia Indemnity Insurance Company (Name of Surety) -Bv:

Kimberly L. Miles, Licensed WV Resident Agent 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.

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: That PHILADELPHIA INDEMNITY INSURANCE COMPANY (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint <u>Douglas P. Tavlor, Andrew K. Teeter, Kimberly L. Miles, Kimberly S. Burdette, and Jaime L. Carpenter of USI Insurance Services, LLC</u> its true and lawful Attorney-in-fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed <u>\$100,000,000.00</u>.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY on the 14<sup>th</sup> of November, 2016.

**RESOLVED:** That the Board of Directors hereby authorizes the President or any Vice President of the Company: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

#### FURTHER

**RESOLVED**:

That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEALTO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 14<sup>TH</sup> DAY OF NOVEMBER, 2016.



(Seal)

Robert D. O'Leary Jr., President & CEO Philadelphia Indemnity Insurance Company

On this 14<sup>th</sup> day of November, 2016, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.

COMMONWEALTH OF PENHSYLVANEA Notarial Saal Nora Koward, Nothry Public ower Herion Twp., Montgomery County Ny Commission Expires Jan. 8, 2018		non Howard
THEFE HENDYLVEN ALLONGATION OF MILTARES	Notary Public:	More Noward
	residing at:	Bala Cynwyd, PA
(Notary Seal)	My commission expires:	January 8, 2018

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and this Power of Attorney issued pursuant thereto on this 14<sup>th</sup> day of November, 2016 are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY,

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 29th day of November, 2017



Edward Sayago, Corporate Secretary PHILADELPHIA INDEMNITY INSURANCE COMPANY



Proc Folder: 314022 Doc Description: ADDENDUM_4: HVAC REPLACEMENT- HUNTINGTON WELCOME CENTER							
Pi Date issued	roc Type: Central Purch Solicitation Closes	ase Order Solicitation No	Version				
2017-12-06	2017-12-14 13:30:00	CRFQ 0803 DOT1800000030	5				

BID RECEIVING LOCATION	A TOTAL CONTRACT		
BID CLERK			
DEPARTMENT OF ADMINISTRA	TION		
PURCHASING DIVISION			-
2019 WASHINGTON ST E			
CHARLESTON	Ŵ	25305	
US			

VENDOR	
Vendor Name, Address and Nitro Mechanical	Telephone Number:
4300 1st Avenue	
Nitro WV 25143	
304-204-1500	

FOR INFORMATION CONTACT THE BUYER		
Mark A Atkins		
(304) 558-2307		
mark.a.atkins@wv.gov		
A VL		
	in # 208844160	DATE 12/13/17
All offers subject to all terms and conditions contained in this soli	citation	
V	Page: 1	

FORM ID : WV-PRC-CRFQ-001

#### ADDITIONAL INFORMAITON:

ADDENDUM\_4: Is being issued for the following: 1. To move the bid opening date from 12/08/2017 to 12/14/2017 at 1:30pm EST. 2. To publish a supplemental drawing to Exhibit\_C Project Plan Drawings revising page drawing number SK1-M520.

No other changes made.

The West Virginia Purchasing Division is soliciting bids on behalf of West Virginia Division of Highways (WVDOH), District Two (D-2), to establish a one-time contract for HVAC Replacement at the Huntington Welcome Center located at I-64 Eastbound, Mile Marker 10 Huntington, WV 25701 per attached documents.

MANDATORY PRE-BID MEETING: DATE: 10/23/2017 TIME: 10:00am EST LOCATION: Huntington Welcome Center

I-64 Eastbound, Mile Marker 10 Huntington, WV 25701

INVOICE TO		SHIP TO		
DIVISION OF HIGHWAYS DISTRICT TWO		STATE OF WEST VIR JOBSITE - SEE SPEC		
801 MADISON AVE				
HUNTINGTON	WV25704	No City	WV g	99999
US		US		
Line Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price	
1	Pricing shall be completed on Exhibit A Pricing Page.	0.00000			\$185,685.28	

Comm Code	Manufacturer	Specification	Model #
72151200			

#### **Extended Description :**

HVAC REPLACEMENT HUNTINGTON WELCOME CENTER:

Note: Vendor shall use Exhibit\_A Pricing Pagefor bid pricing. If vendor is submitting a bid online, Vendor should enter \$0.00 in the Oasis commodity line. Vendor shall enter pricing into the Exhibit\_A Pricing Page and must attach with bid. See section 18 of Instructions to Bidders.

SCHEDUL	E OF EVENTS		
Line	Event	Event Date	
1	Mandatory Pre-Bid Meeti	ng @ 10:00am EST2017-10-23	
2	Technical Questions due	by 2:00pm EST: 2017-10-30	

#### ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: CRFQ 0803 DOT1800000030

**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)

[x]	Addendum No. 1	[	]	Addendum No. 6
[x]	Addendum No. 2	[	]	Addendum No. 7
[x]	Addendum No. 3	[	]	Addendum No. 8
[ x ]	Addendum No. 4	[	]	Addendum No. 9
[]	Addendum No. 5	[	]	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 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.

	Company
Jani 12	
/	Authorized Signature
12/13/17	
12/13/17	Date

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

#### EXHIBIT\_A PRICING PAGE

#### CRFQ 0803 DOT1800000030 HVAC REPLACEMENT HUNTINGTON WELCOME CENTER WVDOH Project No. N081-BLD/GR-0.00

Name of Vendor:	NITRO MECHANICAL	
Address of Vendor:	4300 1st AVENUE NITRO WV 25143	
Phone Number and email of Vendor:	304-204-1500 jkuhn@nitromechanical.com	
WV Contractors License No.	WV/042601	

#### Total Bid Amount

The Total Bid Amount shall consist of removal & replacement of HVAC System for the Huntington Welcome Center as detailed by the contract documents. The total of all items shall be summarized as the Total Bid Amount in the space indicated below.

Total Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents, **written in numbers**.

\$185,685.28

Total Base Bid: Lump sum for all labor, materials, and equipment as stipulated in the Bidding Documents, **written in words**.

One Hundred Eighty Five Thousand Six Hundred Eight Five and Twenty Eight Cents

The contract award shall be based on the lowest Total Bid Amount meeting mandatory requirements and specifications.

EXHIBIT\_A PRICING PAGE

CRFQ 0803 DOT1800000030 HVAC REPLACEMENT HUNTINGTON WELCOME CENTER WVDOH Project No. N081-BLD/GR-0.00

We, the undersigned, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby proposes to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding documents.

12/29/2017 SIGNED: DATE: Jamie Kuhn TITLE: Project Manager PRINT:

## STATE OF WEST VIRGINIA Purchasing Division PURCHASING AFFIDAVIT

**CONSTRUCTION CONTRACTS:** Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

ALL OTHER CONTRACTS: 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 exceed 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: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, 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: Nitro Mechanical	
Authorized Signature:	Date: <u>12/29/2017</u>
State of	
County of Putnam, to-wit:	
Taken, subscribed, and sworn to before me th	nis <u>29</u> day of <u>November</u> , 20 <u>17</u> .
My Commission expires <u>May 5</u>	. 2017.
AFFIX SEAL HERE STATE OF WEST VIRGINIA NOTARY PUBLIC Jennifer L Kelly 11 Lynn Ln Scott Depot, WV 25560 My Commission Expires May 5, 2024	



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

#### STATE OF WEST VIRGINIA,

COUNTY OF Putnam, TO-WIT:

I, Nicholas Kay , after being first duly sworn, depose and state as follows:

1. I am an employee of <u>Nitro Mechanical</u>; and, (Company Name)

2. I do hereby attest that <u>Nitro Mechanical</u>

(Company Name)

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

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

Printed Name: Nicholas Kay
Signature: Kay
Title: Corporate Safety Director
Company Name: Nitro Mechanical
Date:11/29/2017

Taken, subscribed and sworn to before me this <u>29th</u>day of <u>November</u>, <u>2017</u>

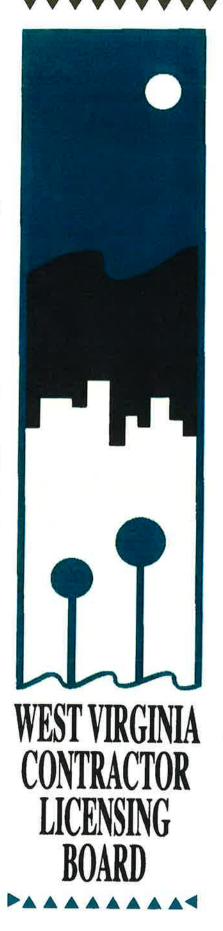
(Seal) OFFICIAL SEAL STATE OF WEST VIRGINIA NOTARY PUBLIC Jennifer L Kelly 11 Lynn Ln Scott Depot, WV 25560 My Commission Expires May 5, 2024

Vay

By Commission expires

(Notary Publi

Rev. July 7, 2017



# **CONTRACTOR LICENSE**

Authorized by the

# West Virginia Contractor Licensing Board

Number:

WV042601

#### **Classification:**

ELECTRICAL HEATING, VENTILATING & COOLING PIPING LOW VOLTAGE SYSTEMS SPRINKLER AND FIRE PROTECTION

> NITRO ELECTRIC COMPANY INC DBA NITRO MECHANICAL SERVICES 4300 1ST AVE #2 NITRO, WV 25143-1001

**Date Issued** 

**Expiration Date** 

JUNE 13, 2017

uthorized Company Signature

JUNE 13, 2018

Chair, 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.



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 12/29/2016

	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.											
If	IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).											
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		c/o 26 Cent	- '				PHONE	o. Ext): 1-877	-945-7378	FAX	1-888	-467-2378
		Р.О. Вож 30							cates@willi			
		Nashville,	TN 372305191	USA			ADDRE					NAIC #
									nsurance Co			11150
INSI	IRED	Nitro Electri	c Company, Inc.	_	_					rance Company		37885
		4300 1st Ave								y Insurance Company		13551
		Nitro, WV 2	25143				INSURE		on special	y institutes company		10001
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co	VER	RAGES	CER	TIFIC	CATE	NUMBER: W1876587	linoon			REVISION NUMBER:		
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A										MED EXP (Any one person)	\$	5,000
						ZAGLB9222200		01/01/2017	01/01/2018	PERSONAL & ADV INJURY	\$	1,000,000
	GEI	GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE	\$	2,000,000	
		POLICY × PRO								PRODUCTS - COMP/OP AGG	\$	2,000,000
		OTHER:									\$	
	AUT	TOMOBILE LIABILITY								COMBINED SINGLE LIMIT (Ea accident)	\$	1,000,000
	×	ANY AUTO							01/01/2018	BODILY INJURY (Per person)	\$	
A		OWNED AUTOS ONLY	AUTOS			ZACAT9243300		01/01/2017		BODILY INJURY (Per accident)	\$	
	×	HIRED AUTOS ONLY	× NON-OWNED AUTOS ONLY		1 1				PROPERTY DAMAGE (Per accident)	\$		
_				_	_						\$	
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		ndatory In NH) s, describe under								E.L. DISEASE - EA EMPLOYEE	\$	1,000,000
-	DES	CRIPTION OF OPER	ATIONS below		_			01 /04 /004 -	04 /04 /001 -	E.L. DISEASE - POLICY LIMIT	\$	1,000,000
С		o Buffer				AHSFF110414-00		01/01/2017		Each Occurrence:	\$2,000	· .
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		ton, WV 25305	-0000					Cij Ol	Khinan .			
								© 19	88-2015 AC	ORD CORPORATION.	All righ	ts reserved

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