

Purchasing Divison 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130 State of West Virginia Request for Quotation 09 — Construction

Proc Folder: 623612

Doc Description: Addendum No. 1 Bldg 11 Chill Water Pump Replacement

Proc Type: Central Purchase Order

 Date Issued
 Solicitation Closes
 Solicitation No
 Version

 2019-10-08
 2019-10-16 13:30:00
 CRFQ
 0211 GSD2000000013
 2

BID RECEIVING LOCATION

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV

25305

RECEIVED

2019 OCT 16 PM 1: 06

VENDOR

US

Vendor Name, Address and Telephone Number:

Nitro Construction Services, Inc.

4300 First Avenue

Nitro, WV 25143

W PURCHASING DIVISION

FOR INFORMATION CONTACT THE BUYER

Melissa Pettrey (304) 558-0094

melissa.k.pettrey@wv.gov

Signature X

lane Ill

FEIN # 20-8844160

DATE 10-16-19

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

Page: 1

FORM ID: WV-PRC-CRFQ-001

ADDITIONAL INFORMATION:

Addendum No. 1

Addendum No. 1 is issued to publish and distribute the attached information to the vendor community.

Request For Quotation Construction

The West Virginia Purchasing Division is soliciting bids on behalf of the WV Department of Administration, General Services Division ("GSD," "Owner," or "Agency") to establish a contract to provide and install new, chilled water pump assemblies; #1 and #4, located at 218 California Avenue, Charleston, WV, per the attached bid requirements, Specifications, Project Plans and Terms and Conditions.

INVOICE TO		SHIP TO			
DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION		DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION BLDG 11 - CHILL	DEPARTMENT OF ADMINISTRATION GENERAL SERVICES DIVISION BLDG 11 - CHILLER PLANT		
112 CALIFORNIA AVENUE	, 5TH FLOOR	218 CALIFORNIA AVE			
CHARLESTON WV25305		CHARLESTON WV 25305			
US		US			

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Replace chilled water pump assemblies per attached specs	1.00000	LS		\$72,625.00

Comm Code	Manufacturer	Specification	Model #	
83101510				

Extended Description:

Replace chilled water pump assemblies per attached specs

	Document Phase	Document Description	Page 3
GSD200000013	Final	Addendum No. 1 Bidg 11 Chill Water Pump	of 3
		Replacement	

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

Subcontractor List Submission (Construction Contracts Only)

Bidder's Name: Nitro Construction Services, Inc. Check this box if no subcontractors will perform more than \$25,000.00 of work to complete the project.					

Attach additional pages if necessary

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.

Jamie Kuhn, Project Manager	
(Name, Title) Jamie Kuhn, Project Manager	The state of the s
(Printed Name and Title) 4300 First Avenue, Nitro, WV 25143	
(Address) 304-204-1500 / 304-204-1350	
(Phone Number) / (Fax Number) jkhun@nitrocs.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.

Nitro Construction Services, Inc.	
(Company)	
lans Ill	
(Authorized Signature) (Representative Name, Title)	
Jamie Kuhn, Project Manager	
(Printed Name and Title of Authorized Representative)	
10-16-19	
(Date)	
304-204-1500 / 304-204-1350	
(Phone Number) (Fax Number)	

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: GSD2000000013

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.

		Numbers Received: ox next to each addendum received.	ived	n		
(CHCCK III	U DC	A Heat to caon addendam 1000.	.,	,		
[√ j	Addendum No. 1	[]	Addendum No. 6	
]]	Addendum No. 2	[]	Addendum No. 7	
[]	Addendum No. 3	[]	Addendum No. 8	
[]	Addendum No. 4	[]	Addendum No. 9	
[]	Addendum No. 5	[]	Addendum No. 10	
further un discussion	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.					
			Ni	tro	Construction Services, Inc.	
					Company	
	lane the					
			-	7	Authorized Signature	
					10 - 16 - 19	
					Date	

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

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 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 Construction Services, Inc.	
Authorized Signature:	Date: 10-16-19
State of West Virginia	
County of Putnam to-wit:	
Taken, subscribed, and sworn to before me this 16 day of 00	tober , 20 <u>19</u> .
My Commission expires	o <u>24</u> .
AFF SEAL BERE OFFICIAL SEAL NOTAR NOTARY PUBLIC Jennifer L Kelly 11 Lynn Ln Scott Depot, WV 25560 My Commission Expires May 5, 2024	Purchasing Affidavit (Revised 01/19/2018)



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. Doug Jarrett _____, after being first duly sworn, depose and state as follows: I am an employee of Nitro Construction Services, Inc. 1. (Company Name) I do hereby attest that <u>Nitro Construction Services</u>, Inc. 2. (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: Doug Jarrett Signature: Title: Corporate Safety Director Company Name: Nitro Construction Services, Inc. Date: Taken, subscribed and sworn to before me this 16 day of 000 bev , 2019. By Commission expires __ (Sea) OFFICIAL SEAL STATE OF WEST VIRGINIA NOTARY PUBLIC Jennifer L Kelly 11 Lynn Ln Scott Depot, WV 25560 My Commission Expires May 5, 2024 OFFICIAL SEAL

Rev. July 7, 2017



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

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.

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).

PRODUCER Willis of Pennsylvania, Inc. c/o 26 Century Blvd P.O. Box 305191 Nashville, TN 372305191 USA	CONTACT NAME: PHONE (A/C, No, Ext): 1-877-945-7378 E-MAIL ADDRESS: certificates@willis.com			
	INSURER(S) AFFORDING COVERAGE	NAIC#		
	INSURER A: Arch Insurance Company	11150		
INSURED Nitro Construction Services, Inc 4300 1st Avenue Nitro, WV 25143	INSURER B: XL Specialty Insurance Compar	ny 37885		
	INSURER C: Western World Insurance Compa	any 13196		
	INSURER D :			
	INSURER E :			
	INSURER F:			

COVERAGES CERTIFICATE NUMBER: W9626003 REVISION NUMBER:

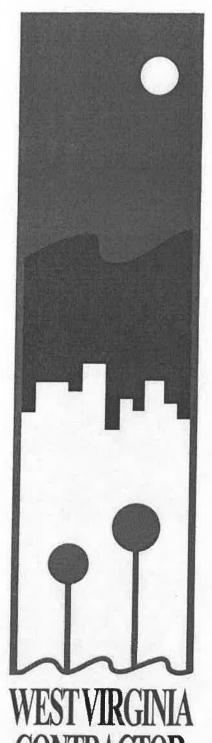
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

NSR LTR	TYPE OF INSURANCE	ADDL SUBR	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMIT	s
	X COMMERCIAL GENERAL LIABILITY					EACH OCCURRENCE	\$ 2,000,000
	CLAIMS-MADE X OCCUR		ZAGLB9222202			PREMISES (Ea occurrence)	\$ 2,000,000
A						MED EXP (Any one person)	\$ 5,000
Ì				01/01/2019	01/01/2020	PERSONAL & ADV INJURY	\$ 2,000,000
- 1	GEN'L AGGREGATE LIMIT APPLIES PER:					GENERAL AGGREGATE	\$ 4,000,000
	POLICY X PRO-			l .		PRODUCTS - COMP/OP AGG	\$ 4,000,000
	OTHER:						\$
	AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT (Ea accident)	\$ 2,000,000
	X ANY AUTO				01/01/2020	BODILY INJURY (Per person)	\$
A	OWNED SCHEDULED AUTOS		ZACAT9243302 01/01/2019 (01/01/2019		BODILY INJURY (Per accident)	\$
	→ HIRED → NON-OWNED					PROPERTY DAMAGE (Per accident)	\$
	AUTOS ONLY AUTOS ONLY				Tr dr doddding	\$	
	X UMBRELLA LIAB X OCCUR					EACH OCCURRENCE	\$ 10,000,000
В	EXCESS LIAB CLAIMS-MADE		US00077260LI19A	01/01/2019	01/01/2020	AGGREGATE	\$ 10,000,000
ľ	DED X RETENTION \$ 10,000						\$
	WORKERS COMPENSATION					× PER OTH-	
113	AND EMPLOYERS' LIABILITY ANYPROPRIETOR/PARTNER/EXECUTIVE				/ /	E.L. EACH ACCIDENT	\$ 1,000,000
	OFFICER/MEMBEREXCLUDED? [Mandatory in NH]	N/A	ZAWCI9402602 01/01/2019 01/0		01/01/2020 E.L. DISE	E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
- li	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - POLICY LIMIT	\$ 1,000,000
-	Auto Buffer		GLX1000037-01	01/01/2019	01/01/2020	Each Occurrence:	\$1,000,000
	Occurrence Basis					Aggregate:	\$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER	CANCELLATION
	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE
Evidence of Insurance	Ciaj Plen

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CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number:

WV042601

Classification:

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

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

Date Issued

Expiration Date

JUNE 13, 2019

JUNE 13, 2020

Authorized Company Signature

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.

BID BOND

		PRESENTS, That we, the under	ersigned, Nitro Construction Services, Inc.
of	Nitro	,WV	as Principal, and Philadelphia Indemnity Insurance Company
of	Bala Cynwyd ,,	, a cor	poration organized and existing under the laws of the State of
PA	with its principal offic	e in the City of Bala Cyr	nwyd, as Surety, are held and firmly bound unto the State
of Wes	st Virginia, as Obligee, in the pen	al sum of Five Percent of Am	nount Bid (\$ 5%) for the payment of which,
well ar	nd truly to be made, we jointly and	d severally bind ourselves, our	heirs, administrators, executors, successors and assigns.
	The Condition of the above of	obligation is such that wherea	as the Principal has submitted to the Purchasing Section of the
Depart			to and made a part hereof, to enter into a contract in writing for
Chill \	Water Pump Replacement, C	Charleston, WV	· · · · · · · · · · · · · · · · · · ·
	771		
	NOW THEREFORE,		
	(a) (finally bld abolt be not	antad an	
	(a) If said bid shall be rej(b) If said bid shall be a		all enter into a contract in accordance with the bid or proposal
attache	ed hereto and shall furnish any o	ther bonds and insurance requ	aired by the bid or proposal, and shall in all other respects perform
			tion shall be null and void, otherwise this obligation shall remain in liability of the Surety for any and all claims hereunder shall, in no
	exceed the penal amount of this		issuity of the curety for any and an ordine hereafted chan, in he
wav im			rees that the obligations of said Surety and its bond shall be in no the Obligee may accept such bid, and said Surety does hereby
	notice of any such extension.		and during the may decope out the bid, and during duties noticely
	MUTHEOD HE CHELL I		
		•	d Surety, executed and sealed by a proper officer of Principal and
Surety,	, or by Principal individually if Prin	cipal is an individual, this16	Sth_day ofOctober, 2019
			Nitro Countries Countries Inc.
Princip	al Seal		Nitro Construction Services, Inc. (Name of Principal)
			2 (Name of Fincipal)
			(Must be President, Vice President, or
			(wast be President, Vice President, or Duly Authorized Agent)
			Executive Vice President
			(Title)
			(1.05)
Surety	Seal		Philadelphia Indemnity Insurance Company
Ť			(Name of Surety)
			By: (must () Miles
			Kimberly L. Miles, Licensed WV Resident Agent Attorney-in-Fact
			1/

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.

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100 Bala Cynwyd, PA 19004-0950

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. Taylor, Andrew K. Teeter, Kimberly L. Miles, Kimberly S. Burdette, Jaime L. Carpenter and Tammy S. Selbe of USI Insurance Services, LLC 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 \$50,000,000.00.</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 14th 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 27^{TH} DAY OF OCTOBER, 2017.



(Seal)

RoundoH

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

On this 27th day of October, 2017, 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 PENNSYLVANIA NOTARYAL SEA! Morgan Krapp, Notary Fubile Lower Merinn Sup., Montgornen County My Cammission Engine Sept. 35, 2021 14 0413 Perspectania ASSESSIANO DENGANES

Notary Public:

residing at:

Moreyan Knopp

(Notary Seal)

My commission expires:

September 25, 2021

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and the Power of Attorney issued pursuant thereto on the 27th day of October, 2017 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 16th day of October , 20 19

Bala Cynwyd, PA



Edward Sayago, Corporate Secretary

PHILADELPHIA INDEMNITY INSURANCE COMPANY