



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 1

General Information

Contact

Default Values

Discount

Document Information

Procurement Folder: 629407

SO Doc Code: CRFQ

Procurement Type: Central Master Agreement

SO Dept: 0803

Vendor ID: 000000200284

SO Doc ID: DOT2000000054

Legal Name: CECIL I WALKER MACHINERY CO

Published Date: 11/20/19

Alias/DBA:

Close Date: 12/3/19

Total Bid: \$4,369,546.40

Close Time: 13:30

Response Date: 12/03/2019

Status: Closed

Response Time: 10:11

Solicitation Description: ADDENDUM 1 4WD TRACTOR
W/MID-MTD.18' BOOM MOWER

Total of Header Attachments: 1

Total of All Attachments: 1



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

**State of West Virginia
 Solicitation Response**

Proc Folder : 629407

Solicitation Description : ADDENDUM 1 4WD TRACTOR W/MID-MTD.18' BOOM MOWER (7020EC09)

Proc Type : Central Master Agreement

Date issued	Solicitation Closes	Solicitation Response	Version
	2019-12-03 13:30:00	SR 0803 ESR12021900000003363	1

VENDOR
000000200284 CECIL I WALKER MACHINERY CO

Solicitation Number: CRFQ 0803 DOT2000000054

Total Bid : \$4,369,546.40 **Response Date:** 2019-12-03 **Response Time:** 10:11:18

Comments:

FOR INFORMATION CONTACT THE BUYER
 Crystal G Hustead
 (304) 558-2402
 crystal.g.hustead@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	4WD TRACTOR MID-MTD. 18' BOOM MOWER/ROTARY HEAD	40.00000	EA	\$109,238.660000	\$4,369,546.40

Comm Code	Manufacturer	Specification	Model #
21101701			

Extended Description : FOUR-WHEEL DRIVE TRACTOR JOHN DEERE 5100M W/MID-MOUNT 18-FT TIGER BENGAL ARTICULATED BOOM MOWER W/TIGER 60-INCH ROTARY CUTTING HEAD OR EQUAL

Comments: 120 working days



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

State of West Virginia
 Request for Quotation
 13 - Equipment

Proc Folder: 629407

Doc Description: ADDENDUM 1 4WD TRACTOR WMID-MTD.18' BOOM MOWER (7020EC09)

Proc Type: Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2019-11-20	2019-12-03 13:30:00	CRFQ 0803 DOT2000000054	2

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:

Cecil I Walker Machinery
 1400 E Dupont Ave
 Belle WV 25015
 304-949-6400

FOR INFORMATION CONTACT THE BUYER

Crystal G Husted
 (304) 558-2402
 crystal.g.husted@wv.gov

Signature X

FEIN # 55-0352647

DATE 11-25-19

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

ADDITIONAL INFORMATION:

THE STATE OF WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, WEST VIRGINIA DIVISION OF HIGHWAYS, IS SOLICITING BIDS TO ESTABLISH AN OPEN-END CONTRACT FOR A WVDH CLASS 131 FOUR-WHEEL DRIVE UTILITY TRACTOR JOHN DEERE 5100M OR EQUAL WITH MID-MOUNTED 18 FOOT TIGER BENGAL ARTICULATED BOOM MOWER WITH 60-INCH CUTTING HEAD PER THE ATTACHED DOCUMENTS.

QUESTIONS REGARDING THE SOLICITATION MUST BE SUBMITTED IN WRITING TO CRYSTAL.G.HUSTEAD@WV.GOV PRIOR TO THE QUESTION PERIOD DEADLINE CONTAINED IN THE INSTRUCTIONS TO VENDORS SUBMITTING BIDS.

INVOICE TO	SHIP TO
DIVISION OF HIGHWAYS EQUIPMENT DIVISION RT 33 83 BRUSHY ROAD CROSSING, PO BOX 610 BUCKHANNON WV26201 US	DIVISION OF HIGHWAYS EQUIPMENT DIVISION 83 BRUSHY FORK RD CROSSING BUCKHANNON WV 26201 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	4WD TRACTOR MID-MTD. 18' BOOM MOWER/ROTARY HEAD	40.00000	EA		

Comm Code	Manufacturer	Specification	Model #
21101701			

Extended Description :

FOUR-WHEEL DRIVE TRACTOR JOHN DEERE 5100M W/MID-MOUNT 18-FT TIGER BENGAL ARTICULATED BOOM MOWER W/TIGER 60-INCH ROTARY CUTTING HEAD OR EQUAL

SCHEDULE OF EVENTS

Line	Event	Event Date
1	MANDATORY PRE-BID MEETING	2019-11-06
2	VENDOR QUESTION DEADLINE	2019-11-15

SOLICITATION NUMBER: CRFQ DOT2000000054

Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as ("Solicitation") to reflect the change(s) identified and described below.

Applicable Addendum Category:

- Modify bid opening date and time
- Modify specifications of product or service being sought
- Attachment of vendor questions and responses
- Attachment of pre-bid sign-in sheet
- Correction of error
- Other

Description of Modification to Solicitation:

1. To provide answers to vendor questions
2. To publish the pre-bid meeting sign-in sheets
3. To provide Revised Exhibit A Pricing Page

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ATTACHMENT A

ADDENDUM 1

CRFQ 0803 DOT2000000054

4 WD Utility Tractor John Deere 5100M or Equal with Mid-Mounted 18 Foot Tiger Bengal Articulated Boom Mower

The original language in contract will be listed first with question and answer to follow below.

1. 3.1.1.4 The unit specified herein and offered shall be manufactured on or after January 1, 2020 and will be clearly identified and marked with date of manufacture.

Question # 1 : Request date of Manufacture for tractor changed to a 2019 or 2020 machine.

Question # 2: What if tractor is produced before Jan 1, 2020?

Answer: Question #1. Will accept.

Question #2. Will accept

2. 3.1.1.2 Wheelbase shall be 90 inches minimum.

Question: Will you accept Wheelbase of 88.6 inches?

Answer: Yes. Will accept.

3. 3.1.6.3 Shall have minimum 1200 cold cranking amp (CCA)

Question # 1: Is a battery with 140 Ah fine? Standard battery is only 800 CCA

Question # 2: This RFQ specifies that the state wants a four (4) Wheel Drive Tractor John Deere 5100M or Equal. We are requesting that the listed specification 3.1.6.3 be corrected to have a minimum 925 CCA battery, which more accurately describes the current model year 2020 production of the John Deere 5100M Tractor.

Answer: Question #1 No. Will change 3.1.6.3 to read shall have a minimum 900 Cold cranking amps (CCA) with matching Ah rating for battery size

Question #2 Will change 3.1.6.3 to read shall have a minimum 900 Cold cranking amps (CCA) with matching Ah rating for battery size.

4. 3.1.9.1 Unit shall have Whelen DX4AC liberty II LED amber and white lightbar or equal, mounted on the top rear center of cab protection.

Answer: The Equipment Division will be removing section 3.1.9.1, we will be installing our own light bar.

5. 3.1.11.2 Shall be equipped with a de-clutch button on gear shift lever, requiring no foot clutch usage while shifting range gears.

Question: Is a de-clutch button required?

Answer: Yes. Leave as written.

6. 3.1.12.1 Shall have power shift design, power shuttle provides powershifting through the gears of each range and must have a transmission that can be shifted on the go within the speed gears.

Question: Transmission - The RFQ specifies that the state wants a Four (4) Wheel Drive Utility Tractor John Deere 5100M or Equal. We are requesting that the listed specification 3.1.12.1 be corrected to include a John Deere PowrReverser Transmission, which more accurately describes the current model year 2020 production of the John Deere 5100M Tractor. The PowerReverser transmission has 4 ranges with partial synchronization between ranges and allows the speed gears to be shifted on the go within each range. See below for more details.

Answer: Will accept John deere PowerReverser transmission.

7. 3.1.19.1 Front tire shall be minimum 340/85R24 R1W radial or equal.

3.1.19.2 Rear tires shall be minimum 18.4R30 R1W radial or equal.

Question # 1: Are 13.6R28 front tires fine?

Question # 2: Are 18.4R34 rear tires fine?

Question # 3: This front tire is larger than Tiger recommends and may cause a clearance issue. Will the state change the specification to allow 11.2x24 radial front tires to insure compatibility?

Question # 4: This rear tire is larger than Tiger recommends. Will the state change the specification to allow 16.9x30 radial rear tires to insure compatibility?

Question # 5: To ensure mower compatibility we are respectfully asking that the specification be changed to allow for 280/85R24 (11.2 x 24) R1W Radial front tires or a 320/85R24 (12.4R24) R1W front tire, whichever one is compatible with the boom mower.

Question # 6: To ensure mower compatibility we are respectfully asking that the specification be changed to allow for 420/85R30 (16.9 x 30) R1W Radial rear tires 460/85R30 (18.4 x 30) R1W radial rear tire, whichever one is compatible with the boom mower.

Question: 7: We are requesting that you change the minimum front tire code to 320/85R24 (12.4R24) so that the ratio matches the minimum 18.4R30 rear tire code in the next section (3.1.19.2)

Question # 8: 3.1.19.1 – In a boom mowing application, slight variations in front tire diameter can drastically affect the turning radius of the boom mowing package. Can 320/85R24 tires be supplied on the front tires to optimize turning radius, tread wear, and stability.

Answer: Will change 3.1.19.1 to read front tires shall be minimum 280/85R24 (11.2x24)R1W radial or equal.

Will change 3.1.19.2 to read tires shall be minimum 420/85R30 (16.9x30)

8. **3.1.20.9** Lift arm cylinders shall be mounted externally and be a min 68 millimeters diameter

Question: - Lift arm cylinders - The RFQ specifies that the state wants a Four (4) Wheel Drive Utility Tractor John Deere 5100M or Equal. We are requesting that the listed specification 3.1.20.9 be changed to EITHER (#1) Lift arm cylinders shall be mounted externally and be a min of 65mm or (#2) Lift Arm cylinders shall be mounted externally and shall have an AVERAGE minimum diameter of 68mm. This will more accurately describe the current model year 2020 production of the John Deere 5100M Tractor where one cylinder is 65mm and the other cylinder is 75mm, averaging 70mm.

Answer: Answer: Will revise 3.1.20.9 to read Lift arm cylinders shall be mounted externally.

9. **3.1.21.3** Cab shall have Poly-shield or equal on right side 1/2 inch thick minimum with anti-scratch coating on both sides, installed into the original cab manufactured door and side window. Windows shall be tinted at all locations.

Question: A. Industry standard for right hand polycarbonate windows on boom mowing tractors is 3/8-inch thick. Will 3/8-inch thickness be acceptable?

Answer: No. Leave as written.

10. **3.1.21.4** Cab unit shall be equipped with heater, defroster, air conditioning and standard AM/FM radio with Bluetooth and shall be installed by the manufacturer.

Question: We politely ask that you change the language to: Cab unit shall be equipped with heater, defroster, and air conditioning and shall be installed by the manufacturer. An AM/FM radio with Bluetooth shall be installed.

Answer: Yes. Will revise to read: Cab unit shall be equipped with heater, defroster, air conditioning installed by manufacturer. A Jensen SWJED1635BT or equal AM/FM radio with Bluetooth shall also be installed.

11. 3.1.21.8 Seat shall have a height and swivel adjustment and be heated.

Question: Is seat swivel required?

Answer: Yes. Leave as written.

12. 3.2.2.1 Frame shall be mid-mounted to underside of tractor utilizing a center weldment adequately bolted to the tractor and 3 ½-inch x 3 ½-inch x 1/8 inch- minimum dual rear axle braces for maximum stability and weight transfer.

Question: The dual axle braces for the Bengal 18' boom mower mounted on the John Deere 5100M are 3" x 3" x ¼". By using ½" smaller tubular steel and increasing the wall thickness from 1/8" to ¼" we obtain the required strength to support the main frame and the boom rest properly. A 3" x 3" x ¼" tube has a section modulus of 2.107 in³, which is greater than the section modulus of a 3-1/2" x 3-1/2" x 1/8" tube at 1.766 in³. Will the state change the specification to allow 3" x 3" x ¼" dual rear axle braces?

Answer: Yes. Will accept.

13. 3.2.2.2 Unit shall be counterweighted to maintain the most possible ground pressure of tires on opposite side of mower during all reach out, up, and down operations of boom with specified head. Rear tire that holds counterweight shall be filled with beet juice, water or calcium filled will not be accepted.

Question: Will you accept windshield washer fluid to replace beet juice?

Answer: No. Leave as written.

14. 3.2.4.2 An axle boom stow system constructed of minimum ¼-inch x 4-inch x 4-inch square tubing minimum with water drain holes and shall be mounted to the mower frame with frame member extending to the axle mounts. 3-point hitch system shall function normally.

Question: Due to the fact that the 5100M is a smaller framed tractor and the 18 ft. boom does not require a 4" x 4" x ¼" square tubing to adequately support the boom when in the stow position, Tiger uses a 3" x 3" x ¼" tubing, which will have sufficient support and structure for this shorter boom mower. Will the state change the specification to allow a 3" x 3" x ¼" 3OS design boom stow system?

Answer: Yes. Will accept.

15. 3.2.5.1 Boom shall be minimum two (2) piece design, with all hinge points of the arm and mast shall have minimum 2-inch diameter steel pins with greaseable, replaceable steel bushings. Kingpost or Turret style mounting is acceptable.

Question # 1: The Bengal 18' boom mower Tiger offers a 2 ½" Vertical pin for the boom swivel bracket and has 1 ½" pins for the boom pivot points. Will the state change the specification to allow for 2 ½" vertical swivel bracket pin and 1 ½" steel boom pivot pin?

Question # 2: Please change the pin diameter to minimum 1 1/2 inch as we build our pins out of AISI 1045 steel with a Brinell Hardness ranging between 170 and 210 which is higher than conventional ASTM A36 carbon steel.

**Answer: Question #1. Will accept.
Question #2. Will accept.**

16. 3.2.5.4 Dipper boom shall be made of 6-inch x 4-inch x 1/4-inch steel tubing minimum, with a 50,000 lb. per square inch minimum yield strength.

Question: Please include 5-inch x 5-inch x ¼-inch steel tubing as an alternate material. We construct our dipper booms out of ASTM A500 GR.50 structural tubing that meets the 50,000 psi minimum yield strength requirement and features a minimum tensile strength of 62,000 psi. Furthermore, the equilateral shape provides greater strength in the vertical plane than a 6" x 4" tube.

Answer: Will accept.

17. 3.2.5.5 All hinge points shall be T-1 steel reinforcement.

Question: Since T-1 is a trade name, could you consider rewriting the specification to read, All hinge points shall include High Strength Low Alloy (HSLA) steel reinforcement.

Answer: Yes. Will change to read: All hinge points shall be high strength low alloy steel reinforced.

18. 3.2.6.2 Top deck shall be A606 alloy steel 10 gauges or equal.

Question: Will the state change the specification as follows to allow for this rotary deck?

Note: This is the same verbiage used in CRQF 20*53, 3.2.6.2

Top deck shall be 110,000 PSI yield Domex® or equal 1/8-inch thick minimum, continuously welded for strength.

Answer: Yes. Will accept.

19. 3.2.6.3 Side skirts shall be a minimum of 3/8-inch steel.

Question: Will the state change the specification as follows to allow for ¼" side skirt?

Note: This is the same verbiage used in CRQF 20*53, 3.2.6.3

Side Skirts shall be a minimum of 1/4 inch steel.

Bengal boom mower side skirts are constructed of 110,000 PSI yield Domex® steel ¼" thick side skirts.

Answer: Yes. Will accept.

20. 3.2.6.6 Spindle bearings shall be tapered roller type in a sealed housing, to support 4 ½-inch minimum diameter spindle drive shaft.

Question: Will the state change the specification as follows to allow this spindle?

Note: This is the same verbiage used in CRQF 20*53, 3.2.6.6

The 60" rotary mower deck has a one piece forged and heat-treated spindle. It has an integral 7 ¼" O.D. drive hub.

Answer: Yes. Will accept.

21. 6.1 Delivery Time: Delivery Time: A completed pilot model for inspection must be provided within 120 working day(s) after receipt of the pilot model order, by the successful vendor. Vendor shall deliver standard orders within 180 working days after orders are received Working day is defined as any week day, Monday thru Friday, excluding Federal and State Holidays. Vendor shall ship all orders until a minimum delivery quantity is met.

Question # 1: Is this 180 working days after the Pilot is accepted?

Question # 2: We would ask that the delivery be extended by 30 working days, so 150 working days for the pilot model and 210 working days for the balance.

Answer: Question #1. After the pilot is accepted you have 180 days to fill orders placed.
Question #2. Yes. Will accept

22. Terms & Conditions: 15. PREFERENCE: Vendor Preference may be requested in purchases of motor vehicles or construction and maintenance equipment and machinery used in highway and other infrastructure projects. Any request for preference must be submitted in writing with the bid, must specifically identify the preference requested with reference to the applicable subsection of West Virginia Code § 5A-3-37, and should include with the bid any information necessary to evaluate and confirm the applicability of the requested preference. A request form to help facilitate the request can be found at: <http://www.state.wv.us/admin/purchase/vrc/Venpref.pdf>.

Question: Will vendor preference be used when determining these bids?

Answer: Yes, to comply with applicable subsection of West Virginia Code § 5A-3-37

23. Exhibit A Pricing Page

Inadvertently left off estimated quantity, Please see attached Exhibit A.

REVISED EXHIBIT A

VENDOR: <u>Cecil I Walker Machinery</u> Class 131 4WD TRACTOR- MNT. 18' ARTICULATED BOOM MOWER WITH 60-INCH CUTTING HEAD					
CRFQ DOT2000000054					
Item No.	Description:	Model & Part Number Being Bid	Estimated Unit Quantity	Unit Price	Item Total Cost
1	John Deere 5100M with Tiger bengal with 60-inch rotary head or equal	Massey Ferguson 5711D	40	\$109,238.66	\$4,369,546.40
Total Bid Amount					\$4,369,546.40
Contract will be awarded to the lowest responsible bidder					

Vendor Information	
Company Name:	Cecil I Walker Machinery
Contract Manager:	Zach Peters
Address:	1400E Dupont Ave Belle WV 25015
Phone:	740-285-6495
Fax:	740-286-6040
Email:	zpeters@walker-cat.com
Signature:	

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DOT2000000054

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.

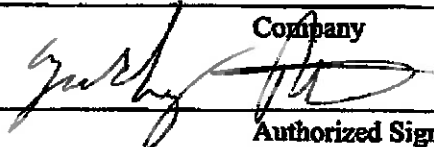
Addendum Numbers Received:

(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.

Cecil I Walker Machinery

Company


Authorized Signature

11-25-19

Date

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



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

State of West Virginia
 Request for Quotation
 13 - Equipment

Proc Folder: 629407

Doc Description: 4WD TRACTOR W/MID-MTD.18' BOOM MOWER (7020EC09)

Proc Type: Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2019-10-18	2019-12-03 13:30:00	CRFQ 0803 DOT2000000054	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:

Cecil I Walker Machinery
 1400 E Dupont Ave
 Belle WV 25015
 304-949-6400

FOR INFORMATION CONTACT THE BUYER

Crystal G Husted
 (304) 558-2402
 crystal.g.husted@wv.gov

Signature X

FEIN #55-0352647

DATE 11-25-19

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

ADDITIONAL INFORMATION:

THE STATE OF WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, WEST VIRGINIA DIVISION OF HIGHWAYS, IS SOLICITING BIDS TO ESTABLISH AN OPEN-END CONTRACT FOR A WVDOH CLASS 131 FOUR-WHEEL DRIVE UTILITY TRACTOR JOHN DEERE 5100M OR EQUAL WITH MID- MOUNTED 18 FOOT TIGER BENGAL ARTICULATED BOOM MOWER WITH 60-INCH CUTTING HEAD PER THE ATTACHED DOCUMENTS.

QUESTIONS REGARDING THE SOLICITATION MUST BE SUBMITTED IN WRITING TO CRYSTAL.G.HUSTEAD@WV.GOV PRIOR TO THE QUESTION PERIOD DEADLINE CONTAINED IN THE INSTRUCTIONS TO VENDORS SUBMITTING BIDS.

INVOICE TO	SHIP TO
DIVISION OF HIGHWAYS EQUIPMENT DIVISION RT 33 83 BRUSHY ROAD CROSSING, PO BOX 610 BUCKHANNON WV26201 US	DIVISION OF HIGHWAYS EQUIPMENT DIVISION 83 BRUSHY FORK RD CROSSING BUCKHANNON WV 26201 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	4WD TRACTOR MID-MTD. 18' BOOM MOWER/ROTARY HEAD	40.00000	EA		

Comm Code	Manufacturer	Specification	Model #
21101701			

Extended Description :

FOUR-WHEEL DRIVE TRACTOR JOHN DEERE 5100M W/MID-MOUNT 18-FT TIGER BENGAL ARTICULATED BOOM MOWER W/TIGER 60-INCH ROTARY CUTTING HEAD OR EQUAL

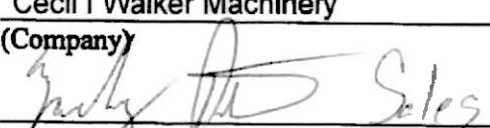
SCHEDULE OF EVENTS

Line	Event	Event Date
1	MANDATORY PRE-BID MEETING	2019-11-06
2	VENDOR QUESTION DEADLINE	2019-11-15

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.

Zach Peters, Sales
(Name, Title)
Zach Peters, Sales
(Printed Name and Title)
1400E Dupont Ave Belle WV 25015
(Address)
740-285-6495, 740-286-6040
(Phone Number) / (Fax Number)
zpeters@walker-cat.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.

Cecil I Walker Machinery
(Company)

(Authorized Signature) (Representative Name, Title)

Zach Peters, Sales
(Printed Name and Title of Authorized Representative)

11-25-19
(Date)

740-285-6495, 740-286-6040
(Phone Number) (Fax Number)

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: CRFQ DOT2000000054

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:

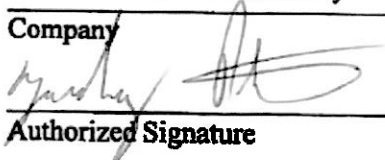
(Check the box next to each addendum received)

- | | |
|--|--|
| <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.

Cecil I Walker Machinery

Company


Authorized Signature

11-25-19

Date

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

VENDOR: Cecil I Walker Machinery		Class 131 4WD TRACTOR- MNT. 18' ARTICULATED BOOM MOWER WITH 60-INCH CUTTING HEAD			
CRFQ DOT2000000054					
Item No.	Description:	Model & Part Number Being Bid	Estimated Unit Quantity	Unit Price	Item Total Cost
1	John Deere 5100M with Tiger bengal with 60-inch rotary head or equal	See Addendum			
Total Bid Amount					
Contract will be awarded to the lowest responsible bidder					

Vendor Information	
Company Name:	Cecil I Walker Machinery
Contract Manager:	Zach Peters
Address:	1400E Dupont Ave Belle WV 25015
Phone:	740-285-6495
Fax:	740-286-6040
Email:	zpeters@walker-cat.com
Signature:	

West Virginia Ethics Commission



Disclosure of Interested Parties to Contracts

Pursuant to *W. Va. Code* § 6D-1-2, a state agency may not enter into a contract, or a series of related contracts, that has/have an actual or estimated value of \$1 million or more until the business entity submits to the contracting state agency a Disclosure of Interested Parties to the applicable contract. In addition, the business entity awarded a contract is obligated to submit a supplemental Disclosure of Interested Parties reflecting any new or differing interested parties to the contract within 30 days following the completion or termination of the applicable contract.

For purposes of complying with these requirements, the following definitions apply:

"Business entity" means any entity recognized by law through which business is conducted, including a sole proprietorship, partnership or corporation, but does not include publicly traded companies listed on a national or international stock exchange.

"Interested party" or "Interested parties" means:

- (1) A business entity performing work or service pursuant to, or in furtherance of, the applicable contract, including specifically sub-contractors;
- (2) the person(s) who have an ownership interest equal to or greater than 25% in the business entity performing work or service pursuant to, or in furtherance of, the applicable contract. (This subdivision does not apply to a publicly traded company); and
- (3) the person or business entity, if any, that served as a compensated broker or intermediary to actively facilitate the applicable contract or negotiated the terms of the applicable contract with the state agency. (This subdivision does not apply to persons or business entities performing legal services related to the negotiation or drafting of the applicable contract.)

"State agency" means a board, commission, office, department or other agency in the executive, judicial or legislative branch of state government, including publicly funded institutions of higher education: Provided, that for purposes of *W. Va. Code* § 6D-1-2, the West Virginia Investment Management Board shall not be deemed a state agency nor subject to the requirements of that provision.

The contracting business entity must complete this form and submit it to the contracting state agency prior to contract award and to complete another form within 30 days of contract completion or termination.

This form was created by the State of West Virginia Ethics Commission, 210 Brooks Street, Suite 300, Charleston, WV 25301-1804. Telephone: (304)558-0664; fax: (304)558-2169; e-mail: ethics@wv.gov; website: www.ethics.wv.gov.

West Virginia Ethics Commission Disclosure of Interested Parties to Contracts

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: Cecil I Walker Machinery Address: 1400E Dupont Ave Belle WV 25015

Name of Authorized Agent: Zach Peters Address: 1400E Dupont Ave Belle WV 25015

Contract Number: _____ Contract Description: _____

Governmental agency awarding contract: _____

Check here if this is a Supplemental Disclosure

List the Names of Interested Parties to the contract which are known or reasonably anticipated by the contracting business entity for each category below (attach additional pages if necessary):

1. Subcontractors or other entities performing work or service under the Contract

Check here if none, otherwise list entity/individual names below.

2. Any person or entity who owns 25% or more of contracting entity (not applicable to publicly traded entities)

Check here if none, otherwise list entity/individual names below.

3. Any person or entity that facilitated, or negotiated the terms of, the applicable contract (excluding legal services related to the negotiation or drafting of the applicable contract)

Check here if none, otherwise list entity/individual names below.

Signature: Zach Peters

Date Signed: 11-25-19

Notary Verification

State of Ohio, County of Jackson:

I, Zach Peters, the authorized agent of the contracting business entity listed above, being duly sworn, acknowledge that the Disclosure herein is being made under oath and under the penalty of perjury.



NOTARY PUBLIC
STATE OF OHIO
My Commission Expires
February 26, 2022

Taken, sworn to and subscribed before me this 25 day of November, 2019

Sharon Ann

Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: _____

Date submitted to Ethics Commission: _____

Governmental agency submitting Disclosure: _____

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 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 §81-6-3) 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: Cecil I Walker Machinery

Authorized Signature: [Handwritten Signature]

Date: 11-25-19

State of Ohio

County of Jackson, to-wit:

I have taken, subscribed, and sworn to before me this 25 day of November, 2019

SHANNON M. CANTRELL
My Commission expires 2022

NOTARY PUBLIC
STATE OF OHIO

My Commission Expires
February 26, 2022

NOTARY PUBLIC [Handwritten Signature]



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.

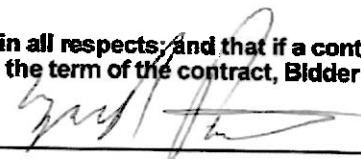
1. **Application is made for 2.5% vendor preference for the reason checked:**
Bidder is an individual resident vendor and has resided continuously in West Virginia, or bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia, for four (4) years immediately preceding the date of this certification; or,
 - 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.
8. **Application is made for reciprocal preference.**
Bidder is a West Virginia resident and is requesting reciprocal preference to the extent that it applies.

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: Cecil I Walker Machinery

Signed: 

Date: 11-25-19

Title: Sales

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