



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

[List View](#)
[General Information](#) | [Contact](#) | [Default Values](#) | [Discount](#) | [Document Information](#) | [Clarification Request](#)
**Procurement Folder:** 834701

**Procurement Type:** Central Purchase Order

**Vendor ID:** VS0000037266 

**Legal Name:** SCR Spike

**Alias/DBA:** Birmingham Rail & Locomotive

**Total Bid:** \$43,690.00

**Response Date:** 02/16/2021 

**Response Time:** 12:32

**Responded By User ID:** Bhamrail 

**First Name:** Ryan

**Last Name:** Jenkins

**Email:** ryan.jenkins@birminghamhar

**Phone:** 205-424-7245

**SO Doc Code:** CRFQ

**SO Dept:** 0804

**SO Doc ID:** RMA2100000039

**Published Date:** 2/11/21

**Close Date:** 2/16/21

**Close Time:** 13:30

**Status:** Closed

**Solicitation Description:** ADDENDUM #1-Track Materials  
Delivered to SBVR & WVCR

**Total of Header Attachments:** 1

**Total of All Attachments:** 1



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

State of West Virginia  
Solicitation Response

**Proc Folder:** 834701  
**Solicitation Description:** ADDENDUM #1-Track Materials Delivered to SBVR & WVCR  
**Proc Type:** Central Purchase Order

Solicitation Closes	Solicitation Response	Version
2021-02-16 13:30	SR 0804 ESR02042100000005236	1

**VENDOR**  
VS0000037266  
SCR Spike

**Solicitation Number:** CRFQ 0804 RMA2100000039  
**Total Bid:** 43690  
**Response Date:** 2021-02-16  
**Response Time:** 12:32:15  
**Comments:**

**FOR INFORMATION CONTACT THE BUYER**  
Toby L Welch  
(304) 558-8802  
toby.l.welch@wv.gov

**Vendor**  
**Signature X** **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	132# RE Relay Rail (12 sticks)	12.00000	EA	880.000000	10560.00

Comm Code	Manufacturer	Specification	Model #
25121703			

**Commodity Line Comments:**

**Extended Description:**

132 # RE Relay Rail - 39' - 40' sticks with blank ends - Shipped to SBVR Qty Twelve (12) sticks

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	132# RE - #10 Frog casted Inserts	2.00000	EA	4100.000000	8200.00

Comm Code	Manufacturer	Specification	Model #
25121704			

**Commodity Line Comments:**

**Extended Description:**

New 132# RE - #10 Frog casted inserts - Shipped to SBVR

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	#8 - 122# - Complete Switch Package	1.00000	EA	24930.000000	24930.00

Comm Code	Manufacturer	Specification	Model #
25121701			

**Commodity Line Comments:** 136RE-#8 RBM turnout with the following:  
51A Stand complete with bow handle  
Flat Metal end plate with 1/2" x 1/2" x 1/2" x 1/2"

**Extended Description:**

#8 - 122# complete switch package - delivered to WVCR



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

**State of West Virginia  
Centralized Request for Quote  
Building Supply**

**Proc Folder:** 834701

**Doc Description:** ADDENDUM #1-Track Materials Delivered to SBVR & WVCB

**Reason for Modification:**

Addendum # 1 per the attached documentation

**Proc Type:** Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2021-02-09	2021-02-16 13:30	CRFQ 0804 RMA2100000039	2

**BID RECEIVING LOCATION**

BID CLERK  
DEPARTMENT OF ADMINISTRATION  
PURCHASING DIVISION  
2019 WASHINGTON ST E  
CHARLESTON WV 25305  
US

**VENDOR**

**Vendor Customer Code:**

**Vendor Name :** SCR SPIKE - DBA BIRMINGHAM RAIL & LOCOMOTIVE

**Address :**

**Street :** 5205 5TH AVENUE NORTH

**City :** LIPSCOMB

**State :** ALABAMA

**Country :** US

**Zip :** 35020

**Principal Contact :** RYAN JENKINS

**Vendor Contact Phone:** 205-424-7245

**Extension:**

**FOR INFORMATION CONTACT THE BUYER**

Toby L Welch  
(304) 558-8802  
toby.l.welch@wv.gov

**Vendor  
Signature X** *David Gerstner*

**FEIN#** 384091104

**DATE** 02/16/21

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

**ADDITIONAL INFORMATION**

Addendum #1 issued for the following reasons:

1. To modify the bid opening date and time to Tuesday, February 16, 2021, 1:30 p.m.
2. To modify the specifications sections 1 and 4.
3. To publish a copy of vendor questions with responses.

No other changes

INVOICE TO	SHIP TO
STATE RAIL AUTHORITY 120 WATER PLANT DR  MOOREFIELD WV 26836 US	STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DR MOOREFIELD WV 26836 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	132# RE Relay Rail (12 sticks)	12.00000	EA		

Comm Code	Manufacturer	Specification	Model #
25121703			

**Extended Description:**

132 # RE Relay Rail - 39' - 40' sticks with blank ends - Shipped to SBVR Qty Twelve (12) sticks

INVOICE TO	SHIP TO
STATE RAIL AUTHORITY 120 WATER PLANT DR  MOOREFIELD WV 26836 US	STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DR MOOREFIELD WV 26836 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	132# RE - #10 Frog casted Inserts	2.00000	EA		

Comm Code	Manufacturer	Specification	Model #
25121704			

**Extended Description:**

New 132# RE - #10 Frog casted inserts - Shipped to SBVR

INVOICE TO			SHIP TO		
STATE RAIL AUTHORITY 120 WATER PLANT DR			STATE RAIL AUTHORITY (DBA) SOUTH BRANCH VALLEY RAILROAD 120 WATER PLANT DR		
MOOREFIELD	WV	26836	MOOREFIELD	WV	26836
US			US		

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	#8 - 122# - Complete Switch Package	1.00000	EA		

Comm Code	Manufacturer	Specification	Model #
25121701			

**Extended Description:**

#8 - 122# complete switch package - delivered to WVCR

**SCHEDULE OF EVENTS**

<u>Line</u>	<u>Event</u>	<u>Event Date</u>
1	Technical Questions due by 4:00 p.m EST	2021-02-04

## SOLICITATION NUMBER: RMA210000000039

### Addendum Number: 1

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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:

Addendum #1 issued for the following reasons:

1. To modify the bid opening date and time to Tuesday, February 16, 2021, 1:30 p.m.
2. To modify the specifications sections 1 and 4.
3. To publish a copy of vendor questions with responses.

No other changes

**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

CRFQ RMA210000000039

Vendor Questions

Q.1 Line Item #2 – “132 RE - #10 Frog Casted Inserts”

Please confirm that this is to be a 132 RE #10 Rail Bound Manganese Frog. Standard Length would be 16’6” overall with ends drilled 3-1/2x6x6. We do not sell just inserts alone for RMB Frogs.

**A.1 We are only bidding the inserts. We will award multiple lines, so if you can’t bid on this item, please bid on other lines. Low bid for each line item will be awarded.**

Q.2 Line Item #3 – “#8 – 122# - Complete Switch” A “switch package” would consist of a pair of 16’6” points, heel blocks, #1 and #2 switch rods, and slide plates and braces from tip of point through the hook twin tie plates behind the heel It would not include a frog, guard rails, any rail, standard tie plates, joint bars, track spikes or rail anchors. Is this what is to be quoted? We cannot supply a 122 CB frog of any kind.

**A.2 To clarify, we will bid on a complete turnout package. We will accept bids for #8 132#RE or #8 136#RE if 122# is not available. The lowest bid per item of any of these sizes will be awarded.**

Q.3 We need to confirm that this RFQ will be awarded as a line-by-line basis, not as a complete package, as we are not able to quote all line items.

**A.3 Multiple lines will be awarded based on the lowest bid for each item.**

Q.4 Regarding Line item #2- #10 Frog casted inserts- Does this material have any Buy America provisions?

**CRFQ RMA210000000039**

**Vendor Questions**

**A.4 No**

**Q.5 Regarding Line item #2- #10 Frog casted inserts- Are only the inserts required, or do you require complete frogs?**

**A.5 Only the inserts are required**

**Q.6 Regarding Line item #3- #8-122 complete switch package-Does this material have and Buy America provisions?**

**A.6 No**

**Q.7 Regarding Line item #3- #8-122 complete switch package- Can you confirm the rail section, is 122# package correct?**

**A.7 The rail section is 122#, however, we will accept 132#RE or 136#RE**

**Q.8 Regarding Line item #3- #8-122 complete switch package- Can you Please confirm what is required with the switch package – type of frog, points, plating, stand, etc.**

**A.8 To clarify, we are bidding a complete turnout package. We will accept 132#RE or 136#RE if 122# is not available.**

**Q.9 Regarding Line item #3- #8-122 complete switch package- Is any of this material required to be new? if 122lb this material is no longer manufactured**

**A.9 No (see A2 & A8) Relay is acceptable**

**Q. 10 What if 122lb material is no longer manufactured?**

**A.10 See A2 & A8**

CRFQ RMA210000000039

Vendor Questions

Q.11 Can you provide delivery addresses for both locations?

**A.11 This is stated in the RFQ.**

**Frog inserts and 132RE Relay rail sticks will be delivered to the South Branch Valley Railroad, 120 Water Plant Drive, Moorefield, WV 26836**

**#8 Complete Turnout Package (122#, 132# or 136# any will be accepted) will be delivered to West Virginia Central RR, C/O JF Allen Quarry, 3105 Harrison Avenue, Elkins, WV 26241.**

Q.12 Does all items have to be bid for the bid to be valid?

**A.12 No – See A3. We will award on a line-by-line basis. The lowest bid for each item. A modified copy of the specifications is attached, see Sections 1 & 4.**

REQUEST FOR QUOTATION  
[Rail, Frog Inserts, and Switch package]

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**SPECIFICATIONS**

**1. PURPOSE AND SCOPE:** The West Virginia Purchasing Division is soliciting bids on behalf of the WV State Rail Authority (SRA) to establish a contract for the one-time purchase of rails, frog inserts, and a complete switch package delivered to the South Branch Valley Railroad (SBVR) and the West Virginia Central Railroad (WVCR) as found on section 6.1 of these specifications. This contract may be awarded to multiple vendors.

**2. DEFINITIONS:** The terms listed below shall have the meanings assigned to them below. Additional definitions can be found in section 2 of the General Terms and Conditions.

**2.1 “AREMA”** means the American Railway Engineering and Maintenance-of-Way Association. ([www.arema.org](http://www.arema.org))

**2.2 “Contract Item”** means rail, frog inserts, switch package and switch ties as more fully described by these specifications.

**2.3 “SBVR”** means the South Branch Valley Railroad.

**2.4 “Solicitation”** means the official notice of an opportunity to supply the State with goods or services that is published by the Purchasing Division.

**2.5 “SRA”** means the State Rail Authority.

**2.6 “WVCR”** means the West Virginia Central Railroad

**3. GENERAL REQUIREMENTS:**

**3.1 Mandatory Contract Item Requirements:** Contract Item must meet or exceed the mandatory requirements listed below. Delivered to South Branch Valley Railroad

**3.1.1 Qty Twelve (12) 132-# -RE Steel Rail shipped to South Branch Valley Railroad-120 Water Plant Drive, Moorefield, WV 26836**

**3.1.1.1** 132-RE, Relay Rail, must come in lengths of a minimum of 39’ and no longer than 40’

**3.1.1.2** 132-RE, Relay Rail, must come with blank ends.

REQUEST FOR QUOTATION  
[Rail, Frog Inserts, and Switch package]

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**3.1.1.3** Rails must conform to all requirements specified in the AREMA standards for relay rails which can be found at [www.arena.org](http://www.arena.org)

**3.1.2 Qty Two (2) Frog Inserts shipped to South Branch Valley Railroad-120 Water Plant Drive, Moorefield, WV 26836**

**3.1.2.1** 132# RE #10 Frog casted inserts must be new.

**3.1.2.2** Frog inserts must conform to all requirements specified in the AREMA standards which can be found at [www.arena.org](http://www.arena.org)

**3.1.3 Qty One (1) Switch Package shipped to West Virginia Central Railroad – C/O JF Allen Quarry, 3105 Harrison Ave, Elkins WV 26241**

**3.1.3.1** #8 – 122# complete switch package must be new

**3.1.3.2** Switch package must Conform to all requirements specified in the AREMA standards which can be found at [www.arena.org](http://www.arena.org)

#### **4. CONTRACT AWARD:**

**4.1 Contract Award:** The Contract is intended to provide Agency with a purchase price for the Contract Items. The Contract shall be awarded to the Vendor that provides the Contract Items meeting the required specifications for the lowest cost per line item as shown on the commodity lines in wvOASIS and may be awarded to multiple vendors.

**4.2 Pricing Page:** Vendor should complete the Pricing Page by entering a unit price (price per each item) into the appropriate area electronically in wvOASIS and the system will sum the extended price automatically. Vendors submitting paper bids should enter the price per each item in the commodity line of the solicitation document, and multiply the quantity needed to get the extended price for all items requested. Item price must include Delivery to the sites listed in section 6.1 of these specifications.

Vendor should type or electronically enter the information into the Pricing Page correctly to prevent errors in the evaluation.

REQUEST FOR QUOTATION  
[Rail, Frog Inserts, and Switch package]

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**5. PAYMENT:**

**5.1 Payment:** Vendor shall accept payment in accordance with the payment procedures of the State of West Virginia.

**6. DELIVERY AND RETURN:**

**6.1 Shipment and Delivery:** Contract Items #1, 2 delivered for the South Branch Valley Railroad, 120 Water Plant Drive, Moorefield, WV 26836.

Contract Items #3 delivered for the West Virginia Central Railroad, C/O JF Allen Quarry, 3105 Harrison Ave., Elkins, WV 26241.

**6.2 Delivery Payment/Risk of Loss:** Vendor shall deliver the Contract Items F.O.B. destination to the Agency's locations.

**6.3 Return of Unacceptable Items:** If the Agency deems the Contract Items to be unacceptable, the Contract Items shall be returned to Vendor at Vendor's expense and with no restocking charge. Vendor shall either make arrangements for the return within five (5) days of being notified that items are unacceptable or permit the Agency to arrange for the return and reimburse Agency for delivery expenses. If the original packaging cannot be utilized for the return, Vendor will supply the Agency with appropriate return packaging upon request. All returns of unacceptable items shall be F.O.B. the Agency's location. The returned product shall either be replaced, or the Agency shall receive a full credit or refund for the purchase price, at the Agency's discretion.

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

**7 VENDOR DEFAULT:**

**7.1** The following shall be considered a vendor default under this Contract.

**REQUEST FOR QUOTATION**  
**[Rail, Frog Inserts, and Switch package]**

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- 7.1.1** Failure to provide Contract Items in accordance with the requirements contained herein.
- 7.1.2** Failure to comply with other specifications and requirements contained herein.
- 7.1.3** Failure to comply with any laws, rules, and ordinances applicable to the Contract Services provided under this Contract.
- 7.1.4** Failure to remedy deficient performance upon request.

**7.2** The following remedies shall be available to Agency upon default.

- 7.2.1** Immediate cancellation of the Contract.
- 7.2.2** Immediate cancellation of one or more release orders issued under this Contract.
- 7.2.3** Any other remedies available in law or equity.



**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: RMA2100000039**

**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 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.

BIRMINGHAM RAIL & LOCOMOTIVE

\_\_\_\_\_  
Company

*David Gerstner*

\_\_\_\_\_  
Authorized Signature

02/16/21

\_\_\_\_\_  
Date

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

Revised 6/8/2012