



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
 Equipment

10/14/21 09:48:47
 WV Purchasing Division

Proc Folder: 948341			Reason for Modification:
Doc Description: Hydraulic Components Repairs/Rebuilds for District 8			
Proc Type: Central Purchase Order			
Date Issued	Solicitation Closes	Solicitation No	Version
2021-10-08	2021-10-20 13:30	CRFQ 0803 DOT2200000059	1

BID RECEIVING LOCATION

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

VENDOR

Vendor Customer Code:

Vendor Name: MOUNTAINEER Hyos MACHINE SHOP INC
Address: PO BOX 206
Street: 602 RAILROAD ST.
City: SHINNSTON
State: WV 26431 **Country:** USA **Zip:** 26431
Principal Contact: Lou DeMarco
Vendor Contact Phone: 304-592-2468 **Extension:**

FOR INFORMATION CONTACT THE BUYER

John W Estep
 304-558-2566
 john.w.estep@wv.gov

Vendor Signature X *Lou DeMarco* FEIN# 55-0715686 **DATE** 10-12-21

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

ADDITIONAL INFORMATION

REQUEST FOR QUOTATION:
The West Virginia Purchasing Division is soliciting bids on behalf of West Virginia Division of Highways (WVDOH), District Eight (D-8) to establish an open-end contract for the repair of hydraulic components. Per the Bid Requirements, Specifications, Terms and Conditions attached to this Solicitation.

INVOICE TO	SHIP TO
DIVISION OF HIGHWAYS DISTRICT EIGHT - ALL LOCATIONS PO BOX 1516 ELKINS WV US	DIVISION OF HIGHWAYS DISTRICT EIGHT - HEADQUARTERS 1101 N. RANDOLPH AVE. ELKINS WV US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Hydraulic Component Repairs/Rebuilds	0.00000	LS		

Comm Code	Manufacturer	Specification	Model #
25172800			

Extended Description:
Hydraulic Component Repairs/Rebuilds

SCHEDULE OF EVENTS

Line	Event	Event Date
1	Tech Questions due by 10:00am	2021-10-14

	Document Phase	Document Description	Page
DOT2200000059	Final	Hydraulic Components Repairs/ Rebuilds for District 8	3

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

District Eight (D-8) Hydraulic Component Repair

Exhibit A Pricing Page

Labor Costs	Hourly Rate	Labor Hours	Total Cost for Labor
	\$ 18.00	1	\$18.00
Parts Costs	Markup Multiplier	Vendor Cost of Parts	Total Cost for Parts
	1.10	\$ 1.00	\$1.10
Total Cost			\$19.10

*Vendor Parts Costs is the amount paid by Vendor to the manufacturer or supplier and does not include Vendor overhead, stocking fees, delivery charges or other fees that are not direct payment for parts.

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: MOUNTAINCREEK HYDRA-MACHINE SHOP INC

Authorized Signature: Louis M. DeMuro, PRES Date: 10-12-21

State of West Virginia

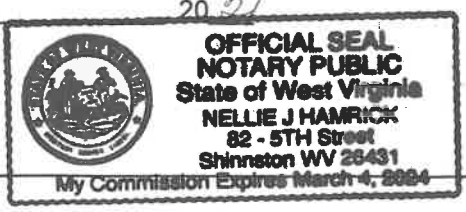
County of Harrison, to-wit:

Taken, subscribed, and sworn to before me this 12 day of October

My Commission expires March 4, 2024.

AFFIX SEAL HERE

NOTARY PUBLIC



**REQUEST FOR QUOTATION
HYDRAULIC PARTS REPAIRS**

- 10.2.1 Contract Number
- 10.2.2 Release Order Number
- 10.2.3 Vendor FEIN
- 10.2.4 Vendor Address
- 10.2.5 Description or Repair (Must include Identification of Hydraulic Component repaired)
- 10.2.6 Name of agency submitting repair request
- 10.2.7 Date Hydraulic Component picked up
- 10.2.8 Date Hydraulic Component returned to Agency
- 10.2.9 Listing of labor hours required to complete repair
- 10.2.10 Total cost of labor
- 10.2.11 Per part listing of all parts required to complete the repair (Must include Vendor cost and markup separately for Agency review purposes)
- 10.2.12 Total cost of parts required to complete repair
- 10.2.13 Total invoice amount to be paid

11. REPORTS AND CONTRACT ADMINISTRATION

- 11.1 **Reports.** Vendor shall submit any and all documentation required for Agency to verify that billing information is accurate. This may include, but is not limited to, employee time sheets, parts invoices from manufacturer or supplier, etc. Vendor shall also submit reports detailing work performed for various agencies when requested by the Agency or the Purchasing Division.
- 11.2 **Contract Manager.** During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should identify the contact manager in the space provided on the Pricing Page.

Contract Manager: Lou DeMARCO
Telephone Number: 304-592-2468
Fax Number: 304-592-5608
Email Address: MTNRHYD@YAHOO.COM

12. MISCELLANIOUS

- 12.1 **No Substitutions:** Vendor shall supply only Contract Items submitted in response to the Solicitations unless a contract modification is approved in accordance with the provisions contained in the Contract.

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.

Louis M. DeMarco, PRES
(Name, Title)
Louis M. DeMarco, Pres
(Printed Name and Title)
PO BOX 206 SHINNSTON, WV 26431
(Address)
304-592-2468 / 304-592-5608
(Phone Number) / (Fax Number)
MTNRH10@YAHOO.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.

By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law.

MOUNTAINEER HOES & MACHINE SHOP INC
(Company)

Louis M. DeMarco, PRES
(Authorized Signature) (Representative Name, Title)

LOU DEMARCO, PRES
(Printed Name and Title of Authorized Representative)

10-12-21
(Date)

304-592-2468 / 304-592-5608
(Phone Number) (Fax Number)

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: ; website:

West Virginia Ethics Commission
Disclosure of Interested Parties to Contracts

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: MOUNTAINEER HPA Address: PO BOX 206
& MACHINE SHOP INC 602 RAILROAD ST.

Name of Authorized Agent: Lou DeMARCO Address: SHINNSTON, WV 26431

Contract Number: 948341 Contract Description: HPA Component Repair
DIST 8

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: Louis M. De Marco, PRES

Date Signed: 10-12-21

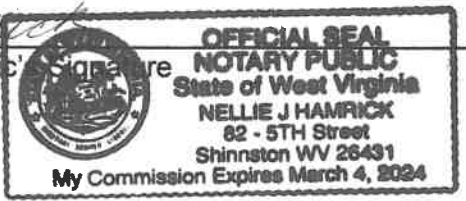
Notary Verification

State of West Virginia, County of Harrison:

I, Nellie J Hamrick, 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.

Taken, sworn to and subscribed before me this 12 day of October, 2021

Nellie J Hamrick
Notary Public



To be completed by State Agency:
Date Received by State Agency: _____
Date submitted to Ethics Commission: _____
Governmental agency submitting Disclosure: _____