

**SEALED BID: Railroad Weathered Steel
Superstructure Unit**

BUYER: Toby.L.Welch@WV.gov

SOLICITATION NO. CRFQ RMA2200000001

BID OPENING DATE: Thursday August 12, 2021

BID OPENING TIME: 1:30 PM

FAX NUMBER: 304-558-4115

3910

BID RECEIVED LATE

BUYER *Toby L Welch Buyer*

WITNESS *Paul J. ... Senior Buyer*

DISQUALIFIED

RECEIVED
08/12/21 13:39:00
WV PURCHASING DIVISION

(9 PAGES)



Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 90130
Charleston, WV 25308-0130

State of West Virginia
Centralized Request for Quote
Building Supply

Proc Folder: 909507

Doc Description: Railroad Weathered Steel Super Structure Unit

Reason for Modification:

Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2021-07-22	2021-08-05 13:30 <i>12</i>	CRFQ 0804 RMA2200000001	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: FRANCIS ENTERPRISES, INC.

Address: PO BOX 2284

Street: 20 MONONGAHELA AVENUE

City: WESTOVER

State: WV

Country: USA

Zip:

Principal Contact: JUDY C. SCULL

Vendor Contact Phone: 304-296-8381

Extension: 224

FOR INFORMATION CONTACT THE BUYER

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

Vendor
Signature X

FEIN# 55-0647197-001 DATE 8-11-21

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

ADDITIONAL INFORMATION

The West Virginia Purchasing Division for the Agency, The WV Rail Authority is soliciting bids from qualified vendors to establish a contract for one-time purchase for a Railroad Weathered Steel Superstructure Unit per the Specifications, Terms & Conditions and bid requirements as attached.

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

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Railroad Weathered Steel Super Structure UNIT	1.00000	LS	\$790,824.48	\$790,824.48

Comm Code	Manufacturer	Specification	Model #
95121601			

Extended Description:

Railroad Weathered Steel Superstructure Unit for Trout Run Bridge:

Bid must meet or exceed the requirements listed on Exhibit B and must include all shipping costs. Enter a Lump Sum amount for all materials and related costs.

SCHEDULE OF EVENTS

Line	Event	Event Date
1	Technical Questions are due by 4:00 p.m.	2021-07-29

	Document Phase	Document Description	Page
RMA2200000001	Draft	Railroad Weathered Steel Super Structure Unit	3

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

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.

Judy C. Scull / Secretary
 (Name, Title)
JUDY C. SCULL / SECRETARY
 (Printed Name and Title)
PO BOX 2284
 (Address)
304-296-8331 x224 304-296-8339
 (Phone Number) (Fax Number)
judy@pent-us
 (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.

FRANCIS ENTERPRISES, INC.
 (Company)
Judy C. Scull / Secretary
 (Authorized Signature) (Representative Name, Title)
JUDY C. SCULL / SECRETARY
 (Printed Name and Title of Authorized Representative)
8-11-21
 (Date)
304-296-8331 x224 304-296-8339
 (Phone Number) (Fax Number)

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 §61-6-3) 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: FRANCIS ENTERPRISES, INC.

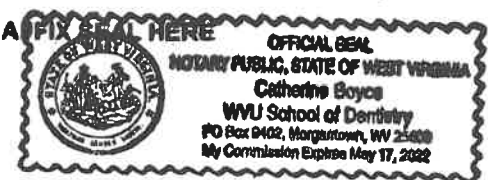
Authorized Signature: [Signature] Date: 8-11-21

State of West Virginia

County of Mingo to-wit:

Taken, subscribed, and sworn to before me this 11 day of August, 2021

My Commission expires May 17, 2022



NOTARY PUBLIC [Signature]
Purchasing Affidavit (Revised 01/10/2018)

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: CRFQ RMA2200000001

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.

Francis Enterprises, Inc.
Company

Mark F. Cybert, President
Authorized Signature

12 August 2021
Date

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

CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number: WV025701

Classification:
GENERAL BUILDING

FRANCIS ENTERPRISES INC
DBA FRANCIS ENTERPRISES INC
PO BOX 2284
WESTOVER, WV 26502-2284

Date Issued:

Expiration Date

JUN 22 2021	JUN 22 2022
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Mark F. Copeland
Authorized Company Signature

Jan [Signature]
Chair, West Virginia Contractor
Licensing Board

**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.