



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](http://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](http://WVPurchasing.gov) with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

## Header 2

[List View](#)

## General Information | Contact | Default Values | Discount | Document Information | Clarification Request

Procurement Folder: 1355886

Procurement Type: Central Purchase Order

Vendor ID: VS0000040140 

Legal Name: Kennedy Railroad Services, LLC

Alias/DBA: Kennedy Railroad Services, LLC

Total Bid: \$0.00

Response Date: 03/06/2024 

Response Time: 12:47

Responded By User ID: kennedyrailroad 

First Name: Andy

Last Name: Andreykovich

Email: andy@kennedyrailroad.co

Phone: 412 716 6904

SO Doc Code: CRFQ

SO Dept: 0810

SO Doc ID: DMT2400000004

Published Date: 2/27/24

Close Date: 3/6/24

Close Time: 13:30

Status: Closed

Solicitation Description: Construction  
Replace 5000 ties on SBVR, Gaging & Surfacing

Total of Header Attachments: 2

Total of All Attachments: 2



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:** 1355886  
**Solicitation Description:** Construction  
 Replace 5000 ties on SBVP Grading & Surfacing  
**Proc Type:** Central Purchase Order

Solicitation Closes	Solicitation Response	Version
2024-03-06 13:30	SR 0810 ESR03062400000004682	1

**VENDOR**  
 VS0000040140  
 Kennedy Railroad Services, LLC

**Solicitation Number:** CRFQ 0810 DMT2400000004  
**Total Bid:** 0  
**Response Date:** 2024-03-06  
**Response Time:** 12:47:51  
**Comments:** no percentage discounts

**FOR INFORMATION CONTACT THE BUYER**

David H Pauline  
 304-558-0067  
 david.h.pauline@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	Replace 5000 Ties and Tamp between MP 12.0 and MP 22.0	0.00000	EA	232.500000	0.00

Comm Code	Manufacturer	Specification	Model #
72141603			

**Commodity Line Comments:** delivery based on timing of contract 365 days to complete  
Unit price \$232.50 extended \$1,165,500.00 total line item

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.  
Replace 5000 ties and tamp area between MP 12.0 - 22.0 on SBVR

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	Additional Gaging between MP 12.0 & MP 22.0	0.00000	FT	11.000000	0.00

Comm Code	Manufacturer	Specification	Model #
72141603			

**Commodity Line Comments:** delivery based on timing of contract 365 days to complete  
unit price \$11.00 total extended \$52,800.00

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.  
Additional Gaging between MP 12.0 & MP 22.0 on SBVR

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	Continual Surfacing between MP 0-12 & MP 37-43	0.00000	MILE	5135.000000	0.00

Comm Code	Manufacturer	Specification	Model #
72141603			

**Commodity Line Comments:** delivery based on timing of contract 365 days to complete  
Line item price \$5,135.00 extended total \$92,430.00

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.  
Continual surfacing between MP 0-12 & MP 37-43 on SBVR

**CRFQ DMT24\*04 - Exhibit A**

Replace Crossties and Surface on the SBVR					
Line	Description	Unit of	Unit	Quantity	Extended
Item	Replace Crossties and Surfa	Measure	Cost	Needed	Cost
1.1.1	Replace 5,000 crossties between MP 12.0 and MP 22 (This includes tamping of this area)	Each	232.50	5,000	1,162,500.00
1.1.2	Additional Gaging between MP 12.0 & MP 22.0	Per Ft	11.00	4,800	52,800.00
1.1.4	Continual Surfacing between MP 0-12 & MP 37-43	Per Mile	5,135.00	18	92,430.00
<b>Total Bid Amount:</b>					<b>1,307,730.00</b>

52800



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**

<b>Proc Folder:</b> 1355886		<b>Reason for Modification:</b>	
<b>Doc Description:</b> Construction Replace 5000 ties on SBVR, Gaging & Surfacing		Addendum No. 1	
<b>Proc Type:</b> Central Purchase Order			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2024-01-22	2024-02-29 13:30	CRFQ 0810 DMT2400000004	2

**BID RECEIVING LOCATION**

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

**VENDOR**

**Vendor Customer Code:** VS0000040140  
**Vendor Name :** Kennedy Railroad Services LLC  
**Address :** 1550 North Bailey Road  
**Street :**  
**City :** North Jackson  
**State :** OH **Country :** USA **Zip :** 44451  
**Principal Contact :** ROB GARDNER Andrew Andreykovich  
**Vendor Contact Phone:** 330 720 0045 **Extension:**

**FOR INFORMATION CONTACT THE BUYER**

David H Pauline  
 304-558-0067  
 david.h.pauline@wv.gov

Vendor  
 Signature X

**FEIN#** 830905896

**DATE** 03/06/2024

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

**ADDITIONAL INFORMATION**

Addendum No. 1

To move the Mandatory Pre-Bid Meeting to February 15, 2024, at 10:30 am., est.  
 To move the Vendor Technical questions due date to February 22, 2024, at 11:00 am., est.  
 To move Bid Opening date to February 29, 2024 at 1:30 pm., est.

No other changes.

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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Replace 5000 Ties and Tamp between MP 12.0 and MP 22.0	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Replace 5000 ties and tamp area between MP 12.0 - 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Additional Gaging between MP 12.0 & MP 22.0	0.00000	FT		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Additional Gaging between MP 12.0 &amp; MP 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Continual Surfacing between MP 0-12 & MP 37-43	0.00000	MILE		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Continual surfacing between MP 0-12 & MP 37-43 on SBVR

**SCHEDULE OF EVENTS**

<u>Line</u>	<u>Event</u>	<u>Event Date</u>
1	Mandatory Pre-bid Meeting at 10:30 am., est.	2024-02-15
2	Vendor Technical Question Due By 11:00 am., est.	2024-02-22



**SOLICITATION NUMBER: CRFQ DMT2400000004**  
**Addendum Number: 1**

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The purpose of this addendum is to modify the solicitation identified as CRFQ DMT2400000004 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
- To respond to technical questions
- Attachment of pre-bid sign-in sheet
- Correction of error
- Other

**Additional Documentation:**

**To move the Mandatory Pre-Bid Meeting to February 15, 2024, at 10:30 am., est.**

**To move the Vendor Technical questions due date to February 22, 2024, at 11:00 am., est.**

**To move Bid Opening date to February 29, 2024, at 1:30 pm., est.**

**No other changes.**

**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.

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ DMT240000004**

**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 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.

Kennedy Railroad Services

Company



Authorized Signature

03/06/2024

Date

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



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

<b>Proc Folder:</b> 1355886		<b>Reason for Modification:</b>	
<b>Doc Description:</b> Construction Replace 5000 ties on SBVR, Gaging & Surfacing		Addendum No. 2	
<b>Proc Type:</b> Central Purchase Order			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2024-01-25	2024-02-29 13:30	CRFQ 0810 DMT2400000004	3

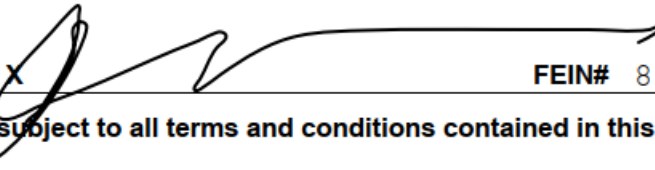
**BID RECEIVING LOCATION**

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

**VENDOR**

**Vendor Customer Code:** VS0000040140  
**Vendor Name :** Kennedy Railroad Services LLC  
**Address :** 1550 North Bailey Road  
**Street :**  
**City :** North Jackson  
**State :** OH **Country :** USA **Zip :** 44451  
**Principal Contact :** ROB GARDNER Andrew Andreykovich  
**Vendor Contact Phone:** 330 720 0045 **Extension:**

**FOR INFORMATION CONTACT THE BUYER**  
 David H Pauline  
 304-558-0067  
 david.h.pauline@wv.gov

Vendor Signature  FEIN# 830905896 DATE 03/06/2024

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

**ADDITIONAL INFORMATION**

Addendum No. 1

To provide documents, forms that were inadvertently omitted from the original solicitation documents.

- \* Please see the attached Bid Bond Instructions and form, as well as the
- \* Drug Free Workplace Affidavit.

The Mandatory Pre-bid Meeting remains February 15, 2024, at 10:30 am., est.

The Vendor Technical questions due date remains February 22, 2024, at 11:00 am., est.

The Bid Opening date remains February 29, 2024 at 1:30 pm., est.

No other Changes.

\*\*\*\*\*  
\*\*\*\*\*

Mandatory pre-bid meeting on 02/15/2024 at 10:30 am is located at 120 Water Plant Drive, Moorefield, WV 26836

\*\*\*\*\*

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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Replace 5000 Ties and Tamp between MP 12.0 and MP 22.0	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Replace 5000 ties and tamp area between MP 12.0 - 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Additional Gaging between MP 12.0 & MP 22.0	0.00000	FT		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Additional Gaging between MP 12.0 & MP 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Continual Surfacing between MP 0-12 & MP 37-43	0.00000	MILE		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Continual surfacing between MP 0-12 & MP 37-43 on SBVR

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Mandatory Pre-bid Meeting at 10:30 am., est.	2024-02-15
2	Vendor Technical Question Due By 11:00 am., est.	2024-02-22

**SOLICITATION NUMBER: CRFQ DMT2400000004**  
**Addendum Number: 2**

---

The purpose of this addendum is to modify the solicitation identified as CRFQ DMT2400000004 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.
- To respond to technical questions.
- Attachment of pre-bid sign-in sheet.
- Correction of error.
- Other.

**Additional Documentation:**

**To provide documents, forms that were inadvertently omitted from the original solicitation documents.**

- \* Please see the attached Bid Bond Instructions and form, as well as the**
- \* Drug Free Workplace Affidavit.**

**The Mandatory Pre-bid Meeting remains February 15, 2024, at 10:30 am., est.**

**The Vendor Technical questions due date remains February 22, 2024, at 11:00 am., est.**

**The Bid Opening date remains February 29, 2024, at 1:30 pm., est.**

**No other Changes.**

**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.

BID BOND PREPARATION INSTRUCTIONS

AGENCY (A) \_\_\_\_\_
RFQ/RFP# (B) \_\_\_\_\_

- (A) WV State Agency (Stated on Page 1 "Spending Unit")
(B) Request for Quotation Number (upper right corner of page #1)
(C) Your Business Entity Name (or Individual Name if Sole Proprietor)
(D) City, Location of your Company
(E) State, Location of your Company
(F) Surety Corporate Name
(G) City, Location of Surety
(H) State, Location of Surety
(I) State of Surety Incorporation
(J) City of Surety's Principal Office
(K) Minimum amount of acceptable bid bond is 5% of total bid. You may state "5% of bid" or a specific amount on this line in words.
(L) Amount of bond in numbers
(M) Brief Description of scope of work
(N) Day of the month
(O) Month
(P) Year
(Q) Name of Business Entity (or Individual Name if Sole Proprietor)
(R) Seal of Principal
(S) Signature of President, Vice President, or Authorized Agent
(T) Title of Person Signing for Principal
(U) Seal of Surety
(V) Name of Surety
(W) Signature of Attorney in Fact of the Surety

Bid Bond
KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned,
(C) of (D), (E),
as Principal, and (F) of (G),
(H), a corporation organized and existing under the laws
of the State of (I) with its principal office in the City of
(J), as Surety, are held and firmly bound unto The State
of West Virginia, as Obligee, in the penal sum of (K)
(\$ (L)) for the payment of which, well and truly to be made,
we jointly and severally bind ourselves, our heirs, administrators, executors,
successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the Department of Administration a certain bid or proposal, attached hereto and made a part hereof to enter into a contract in writing for
(M)

NOW THEREFORE

(a) If said bid shall be rejected, or
(b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated

The Surety for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of time within which the Obligee may accept such bid: and said Surety does hereby waive notice of any such extension.

NOTE 1: Dated Power of Attorney with Surety Seal must accompany this bid bond.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and Surety, or by Principal individually if Principal is an individual, the (N) day of (O), 20 (P).

Principal Seal (R) (Q) (Name of Principal)
By (S) (Must be President, Vice President, or Duly Authorized Agent)
(T) Title
Surety Seal (U) (V) (Name of Surety)
(W) Attorney-in-Fact

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.

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, \_\_\_\_\_  
\_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_, as Principal, and \_\_\_\_\_  
\_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_, a corporation organized and existing under the laws of the State of \_\_\_\_\_  
\_\_\_\_\_ with its principal office in the City of \_\_\_\_\_, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligee, in the penal sum of \_\_\_\_\_ (\$ \_\_\_\_\_) for the payment of which,  
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the  
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal  
attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform  
the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in  
full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no  
event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no  
way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby  
waive notice of any such extension.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and  
Surety, or by Principal individually if Principal is an individual, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Principal Seal

\_\_\_\_\_  
(Name of Principal)

By \_\_\_\_\_  
(Must be President, Vice President, or  
Duly Authorized Agent)

\_\_\_\_\_  
(Title)

Surety Seal

\_\_\_\_\_  
(Name of Surety)

\_\_\_\_\_  
Attorney-in-Fact

**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.**





**State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5**

I, \_\_\_\_\_, after being first duly sworn, depose and state as follows:

1. I am an employee of \_\_\_\_\_; and,  
(Company Name)
2. I do hereby attest that \_\_\_\_\_  
(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: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Company Name: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OF WEST VIRGINIA,

COUNTY OF \_\_\_\_\_, TO-WIT:

Taken, subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

By Commission expires \_\_\_\_\_

(Seal)

\_\_\_\_\_  
(Notary Public)



State of West Virginia

# **PURCHASING DIVISION**

## **Construction Bid Submission Review Form**

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*This list has been provided for informational purposes only and is not to be construed as a complete list of request for quotation or bidding requirements for any individual construction project. This list does not and cannot include every item, mistake or oversight that could cause a contractor's bid to be disqualified. Rather, this list is intended to draw attention to some of the most common problems that the Purchasing Division encounters in the bidding process for construction projects. All potential bidders must read the request for quotation, all additional documents, and all instructions relating thereto ("Bid Documents") in their entirety to identify the actual request for quotation and bidding requirements. Failure to read the Bid Documents in their entirety and comply with the stated requirements contained therein may result in bid disqualification.*

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### **Errors That Shall Be Reason for Immediate Bid Disqualification**

1. Failure to attend a mandatory pre-bid meeting
2. Failure to sign the bid
3. Failure to supply a valid bid bond or other surety approved by the state of West Virginia
4. Failure to meet any mandatory requirement of the solicitation
5. Failure to submit bid prior to the bid opening date and time
6. Federal debarment
7. State of West Virginia debarment or suspension

### **Errors that May Be Reason for Bid Disqualification Before Contract Award**

1. Failure to acknowledge receipt of Addenda (only if stipulated as mandatory)
2. Debt to the state or political subdivision (must be cured prior to award)
3. Workers' Compensation or Unemployment Compensation delinquency (must be cured prior to award)
4. Not registered as a vendor with the state of West Virginia (must be cured prior to award)
5. Failure to obtain required bonds and/or insurance
6. Failure to provide the sub-contractor listing within one business day of bid opening or one business day of the request to do so by the Purchasing Division
7. Failure to supply West Virginia contractor's license number with bid or within one day of Purchasing Division request to do so
8. Failure to supply a signed drug-free workplace affidavit with bid or within one day of Purchasing Division request to do so
9. Failure to use the provided solicitation form (only if stipulated as mandatory)

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ DMT2400000004**

**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.

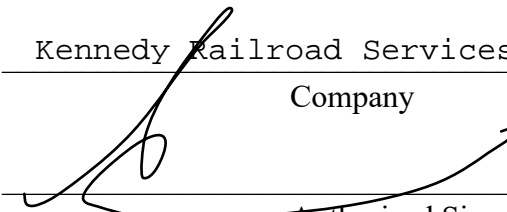
**Addendum Numbers Received:**

(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 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.

Kennedy Railroad Services LLC  
\_\_\_\_\_  
Company

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

03/06/2024  
\_\_\_\_\_  
Date

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



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

<b>Proc Folder:</b> 1355886			<b>Reason for Modification:</b> Addendum No. 3
<b>Doc Description:</b> Construction Replace 5000 ties on SBVR, Gaging & Surfacing			
<b>Proc Type:</b> Central Purchase Order			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2024-02-26	2024-03-06 13:30	CRFQ 0810 DMT2400000004	4

**BID RECEIVING LOCATION**

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

**VENDOR**

**Vendor Customer Code:** VS0000040140  
**Vendor Name:** Kennedy Railroad Services LLC  
**Address:** 1550 North Bailey Road  
**Street:**  
**City:** North Jackson  
**State:** OH **Country:** USA **Zip:** 44451  
**Principal Contact:** ROB GARDNER Andrew Andreykovich  
**Vendor Contact Phone:** 330 720 0045 **Extension:**

**FOR INFORMATION CONTACT THE BUYER**

David H Pauline  
 304-558-0067  
 david.h.pauline@wv.gov

Vendor  
 Signature X

FEIN# 830905896

DATE 03/06/2024

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

**ADDITIONAL INFORMATION**

Addendum No. 3

To provide copy of the Mandatory Pre-bid Meeting sign-in sheets, see attached.

To provide responses to the Vendor Technical questions, see attached.

To provide a revised Exhibit "A" Pricing Page, see attached.

To move the Bid Opening date to March 6, 2024 at 1:30 pm., est.

No other Changes.

**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  
US

MOOREFIELD WV  
US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Replace 5000 Ties and Tamp between MP 12.0 and MP 22.0	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Replace 5000 ties and tamp area between MP 12.0 - 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Additional Gaging between MP 12.0 & MP 22.0	0.00000	FT		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Additional Gaging between MP 12.0 & MP 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Continual Surfacing between MP 0-12 & MP 37-43	0.00000	MILE		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Continual surfacing between MP 0-12 & MP 37-43 on SBVR

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Mandatory Pre-bid Meeting at 10:30 am., est.	2024-02-15
2	Vendor Technical Question Due By 11:00 am., est.	2024-02-22

**SOLICITATION NUMBER: CRFQ DMT2400000004**  
**Addendum Number: 3**

---

The purpose of this addendum is to modify the solicitation identified as CRFQ DMT2400000004 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.
- To respond to technical questions.
- Attachment of pre-bid sign-in sheet.
- Correction of error.
- Other.

**Additional Documentation:**

**To provide a copy of the Mandatory Pre-bid Meeting sign-in sheet, see attached.**

**To provide responses to the Vendor Technical questions, see attached.**

**To move the Bid Opening date to March 6th, 2024, at 1:30 pm., est.**

**To attach revised Exhibit "A" Pricing Page, see attached.**

**No other Changes.**

**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.

# Pre-Bid Sign-In Sheet

Solicitation Number: 0810 CRQF-DMT2400000004

Date of Pre-Bid Meeting: 2/15/2024

Location of Prebid Meeting: State Rail Office - Moorefield, WV

**Please Note:**

Vendors must sign-in on this sheet to verify attendance at the Pre-Bid meeting.  
 Failure to legibly sign in may grounds for declaring a vendor ineligible to bid.  
 For further verification, please also provide a business card if possible.

<u>Firm Represented:*</u>	<u>Rep Name (Printed):</u>	<u>Firm Address:</u>	<u>Telephone #:</u>	<u>Fax #:</u>	<u>Email:</u>
Amtrak	Bob Matthews	9436 EARLEY DR HAGERSTOWN, MD	3017973730		RmMATTHEWS@ AMTRACMD.COM
Amtrak	Eleanor Garcia-Hernandez	9436 Earley Drive Hagerstown, MD	240-695-8533		egarcia-hernandez@ amtrakmd.com
KRS	James Shreve	1550 N Jackson OH	304-815-2050		JTBKennedyRail.com
Rhineland Railroad	John Wharton	1600 Annside Rd Fallston, Maryland 21047	304-674-5113 410-874-1322		Johnnywharton@rhineland.com
Frontier Railroad services	Robert Simpson	100 Brady Place Suite 200 New Stanton Pa. 15672	724-925-1210 M-724-953-6800	724-925-9847	RSimpson@Frontier railroad.com
Morgan Rail Service	Tim Sanders	10152 Hedgesville RD Hedgesville WV 25427	304-258-2354		Tim@morganRailService.com

**\*One Vendor Per Representative** - No one individual is permitted to represent more than one vendor at the pre-bid meeting. Any individual that does attempt to represent two or more vendors will be required to select one vendor to which the individual's attendance will be attributed. The vendors not selected will be deemed to have not attended the pre-bid meeting unless another individual attended on their behalf.



# Pre-Bid Sign-In Sheet

Solicitation Number: 0810 CRQF-DMT2400000004

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 For further verification, please also provide a business card if possible.

<u>Firm Represented:*</u>	<u>Rep Name (Printed):</u>	<u>Firm Address:</u>	<u>Telephone #:</u>	<u>Fax #:</u>	<u>Email:</u>
Railworks	Bill Bakos	2101 S. Capleton St Chicago IL 60608 <small>2nd Floor</small>	315-681-5745		WBakos@railworks.com

**\*One Vendor Per Representative** - No one individual is permitted to represent more than one vendor at the pre-bid meeting. Any individual that does attempt to represent two or more vendors will be required to select one vendor to which the individual's attendance will be attributed. The vendors not selected will be deemed to have not attended the pre-bid meeting unless another individual attended on their behalf.

## Responses to Vendor Technical Questions – Solicitation CRFQ DMT24\*04

Question # 1. Are prevailing wages a requirement?

Answer # 1. No

Question # 2. Is the RR/State of WV requiring tie disposal tickets from the landfill for proper disposal?

Answer # 2. No

Question # 3. Will there be additional work other than what is on the original request for quotation?

Answer # 3. Yes. In addition to the 5,000 ties for disposal in the original request for quotation, there will be an additional estimated 300 used ties at Vanderlip for disposal. Please see the updated cost sheet.

Question # 4. **Item 6 Bid Submission** says, “Vendors can submit bids electronically through wvOASIS, in paper form deliver to the Purchasing Division at the address listed below either in person or by courier, or in facsimile form by faxing to the Purchasing Division at the number listed below.” Please confirm that all three of these options are available.

Answer # 4. This submission is correct.

Question # 5. **Item 16. TAXES says:** The Vendor shall pay any applicable sales, use, personal property or any other taxes arising out of this Contract and the transactions contemplated thereby. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes. Is the project exempt from State Sales Tax and will we receive an exemption certificate?

Answer # 5. Our agency is exempt from state sales tax, but our vendors are not exempt from state sales tax. Vendors will not receive an exemption certificate. Vendors will not be reimbursed for sales tax.

Question # 6. Specifications say All debris and trash will be removed from the railroad and disposed of by the Vendor. Are we only responsible for ties and or debris that we generate?

Answer # 6. Vendors will be responsible for removing any debris and trash that they generate. The vendor will be responsible for the removal of the 5,000 used ties that are being replaced and the additional estimated 300 used ties that we are adding to the specs at Vanderlip. In addition, as specifications state, spikes will be picked up and put in a designated location.

Question # 7. Neither box is checked under the Davis Bacon Pay requirements. Are prevailing wages and or certified payrolls required for this project?

Answer # 7. No

Question # 8. It appears that there is a total of 28 Miles of Surfacing on this project even though the bid quantity of surfacing is 18 miles. The cost for the 10 miles of Surfacing in the Tie Changeout area is to be included in the unit price and incidental to this item. Please confirm.

Answer # 8. This is correct. There is a total of 28 miles of surfacing. This includes the tie changeout area between MP 12.0 and MP 22, between MP 0-MP 12, and between MP 37- MP 43.

Question # 9. Is Railroad Protect Required for this project? If so, please state limits, number of trains per day and train speed.

Answer # 9. Yes, an SBVR employee will provide protection. Normally one freight train per day Monday-Friday. The excursion train will start May 1 and runs on Saturdays and Sundays at 1:00 p.m. departure running from Romney to Moorefield (MP14.5 – 32.0) and back. Exception is the last Saturday of every month with a 10:00 departure running from Romney to Petersburg (MP 14.5 – 51.2) and back and the last Sunday of every month running from Romney to Green Spring (MP 14.5 – MP 0) and back. Excursion trains run every day in October, do not plan on any work during this month. Our maximum train speed is 20 MPH.

Question # 10. What siding and locations along the way are we permitted to tie up and store equipment?

Answer # 10. Contractor may leave equipment at the turnout at Vanderlip MP 17.0

Question # 11. What percentage of ties will be changed out in curves that are 2 degrees or less?

Answer # 11. 40%

Question # 12. What percentage of ties will be changed out in curves that are over 2 degrees?

Answer # 12. 60%

Question # 13. What is the track footage of regauging in curves that are 2 degrees or less?

Answer # 13. Approximately 1,000

Question #14. What is the track footage of regauging in the curves that are over 2 degrees?

Answer # 14. Approximately 1,000

Question # 15. Will the gauge areas be marked prior to changing ties in tie changeout area?

Answer # 15. Yes. Gauge area and ties for replacement will be marked.

Question # 16. Will ballast be dumped on the track prior to surfacing in the areas where the ballast is light?

Answer # 16. Yes, SBVR will spread ballast after tie installation so production tamping will need to be scheduled no sooner than one month after the completion of tie installation to allow time for ballast to be spread as required.

Question # 17. Will the private stone crossings be surfaced through? If so, will the contractor be responsible for removing and furnishing material for reinstalling them?

Answer # 17. No, the contractor will not be responsible for removing, reinstalling, or furnishing materials for private stone crossings.

Question # 18. What sidings (Mile Post) can be used to tie down the track equipment at the end of the workday?

Answer # 18. Please see question/answer # 10

Question # 19. Will the resurfacing in the tie changeout area be bid in the tie changeout item? It doesn't specifically say resurfacing. It just says tamping, not sure if that means tamping the new ties up tight.

Answer # 19. Yes, contractors should include tamping/resurfacing in the bid amount for the tie changeout area.

Question # 20. Will a signal maintainer work with the surfacing gang during the surfacing through the towns?

Answer # 20. If they are not working with the surfacing gang, someone will be available if needed.

Question # 21. What is the anticipated start date?

Answer # 21. After the Purchasing Division has all the required paperwork and a completed the purchase order is awarded, a notice to proceed will be issued by the DMT/WV State Rail Authority then the contractor can start work.

Question # 22. What is the anticipated completion date?

Answer # 22. The contractor will have three hundred sixty-five days (365) from the notice to proceed date to complete the work.

Question # 23. Who is furnishing the 5,000 new ties and track spikes?

Answer # 23. The vendor will supply 5,000 new ties, track spikes and tie plugs.

Question # 24. If the owner is furnishing the material, where will the material be stored?

Answer # 24. As stated above the contractor will be responsible for furnishing the materials. The materials may be stored at the yard in Moorefield that has a locked gate. Materials may be delivered there also. The contractor must coordinate with the SBVR for material delivery.

Question # 25. If the contractor is furnishing the material, please provide material specifications.

Answer # 25. Please see Exhibit B – Project Plans from original request for quote. Material specifications were provided in Exhibit B – Project Plans.

Question # 26. What is the anticipated track time the contractor will have to perform the work?

Answer # 26. See question/answer # 9

Question # 27. Are prevailing wages required?

Answer # 27. No

Question # 28. Will ballast be required for surfacing or is there enough ballast to pull up from the shoulders?

Answer # 28. The SBVR will provide and place any ballast where it may be needed.

Question # 29. If ballast is required, who will furnish the ballast?

Answer # 29. The DMT/SBVR will provide and place any ballast where it may be needed.

Question # 30. What amount of lift is required in the surface track areas?

Answer # 30. Per Exhibit B, vendor is to surface entire track and establish best fit for curves including appropriate spirals per AREMA specifications. Degree of curves is listed on attached charts and curves will be set to 15 MPH.

Question # 31. Who will furnish the tie plugs for the regauging areas?

Answer # 31 The contractor is responsible for furnishing the tie plugs.

Question # 32. If the contractor furnishes any material, will material sales tax be required?

Answer # 32. The contractor is required to pay any sales tax on materials unless their company is tax exempt.

Question # 33. Will railroad flagman be provided by the SBV Railroad?

Answer # 33. Yes

Question # 34. Please provide the number of equipment clear up sidings within the work areas along with MP #'s.

Answer # 34. Only siding within the work area is at Vanderlip MP 17.1

Question # 35. Since we are surfacing and tamping the tie replacement area, MP 0 to MP 12, will the newly installed ties require tamping after installation?

Answer # 35. See specifications, ties will be installed firmly against the rail. As long as they are firm, tamping will not be required during changeout. Tamping will be required as production tamping once everything is complete.

Question # 36. Can ties be delivered by rail and will there be a charge by Omnitrax/SBVR to spot cars at various locations?

Answer # 36. Yes, ties may be delivered by rail and there will be no charge to spot the cars.

Question # 37. Can Kopper Nap (QNAP) Ties be used?

Answer # 37 Yes

Question # 38. The 5% Bid Bond should list the State of West Virginia as the owner with an address of 2019 Washington Street East, Charleston, WV 25305-0130 – is this correct?

Answer # 38. Please see Addendum #2 which has attached the Bid Bond instructions on how to complete as well as the Bid Bond.

Question # 39. Is there a specific Bid Bond form that needs to be used?

Answer # 39. Yes, see Addendum 2 attached bid bond form.

Question # 40. I did not see the Drug Free Workplace Affidavit enclosed with the bid documents – can you please forward this form so we can include this requirement in our submission?

Answer # 41. Yes, please see Addendum 2 the Drug Free Workplace Affidavit attached.

**Exhibit "A"**

**Price Sheet**

<b>Replace Crossties and Surface on the SBVR</b>					
<b>Line</b>	<b>Description</b>	<b>Unit of</b>	<b>Unit</b>	<b>Quantity</b>	<b>Extended</b>
<b>Item</b>	<b>Replace Crossties and Surfacing on SBVR</b>	<b>Measure</b>	<b>Cost</b>	<b>Needed</b>	<b>Cost</b>
1.1.1	Replace 5,000 crossties between MP 12.0 and MP 22. (Include disposing of 300 used ties at Vanderlip with extended cost for Line Item 1.1.1)	Each	0.00	5,000	0.00
	(This includes tamping of this area)				
1.1.2	Additonal Gaging between MP 12.0 & MP 22.0	Per Ft	0.00	4,800	0.00
1.1.4	Continual Surfacing between MP 0-12 & MP 37-43	Per Mile	0.00	18	0.00
<b>Total Bid Amount:</b>					<b>0.00</b>

**Will be submitted per the excel document updated  
per bidding instructions**



**SOLICITATION NO.: CRFQ DMT240000004**

**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.

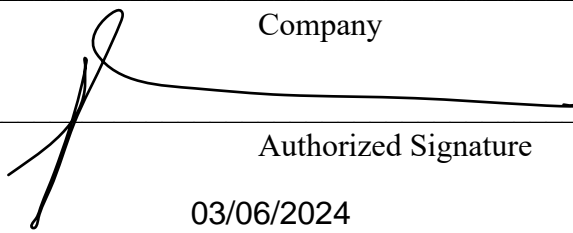
**Acknowledgment:** I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

**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 checked="" 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 |

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Kennedy Railroad Services  
\_\_\_\_\_  
Company  
  
\_\_\_\_\_  
Authorized Signature  
03/06/2024  
\_\_\_\_\_  
Date

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



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

<b>Proc Folder:</b> 1355886		<b>Reason for Modification:</b>	
<b>Doc Description:</b> Construction Replace 5000 ties on SBVR, Gaging & Surfacing		Addendum No. 4	
<b>Proc Type:</b> Central Purchase Order			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2024-02-27	2024-03-06 13:30	CRFQ 0810 DMT2400000004	5

**BID RECEIVING LOCATION**

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

**VENDOR**

**Vendor Customer Code:** VS0000040140  
**Vendor Name:** Kennedy Railroad Services LLC  
**Address:** 1550 North Bailey Road  
**Street :**  
**City:** North Jackson  
**State:** OH **Country:** USA **Zip:** 44451  
**Principal Contact:** ROB GARDNER Andrew Andreykovich  
**Vendor Contact Phone:** 330 720 0045 **Extension:**

**FOR INFORMATION CONTACT THE BUYER**

David H Pauline  
 304-558-0067  
 david.h.pauline@wv.gov

Vendor  
 Signature X

FEIN# 830905896

DATE 03/06/2024

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

**ADDITIONAL INFORMATION**

Addendum No. 4

To provide a response to a Vendor Technical question that was inadvertently omitted from previous addendums, see attached.

The Bid Opening date remains March 6, 2024 at 1:30 pm., est.

No other Changes.

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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Replace 5000 Ties and Tamp between MP 12.0 and MP 22.0	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Replace 5000 ties and tamp area between MP 12.0 - 22.0 on SBVR

INVOICE TO		SHIP TO	
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MOOREFIELD	WV	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Additional Gaging between MP 12.0 & MP 22.0	0.00000	FT		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Additional Gaging between MP 12.0 &amp; MP 22.0 on 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	MOOREFIELD	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Continual Surfacing between MP 0-12 & MP 37-43	0.00000	MILE		

Comm Code	Manufacturer	Specification	Model #
72141603			

**Extended Description:**

See attached Exhibit "A" Pricing Pages to input pricing which should be completed in their entirety.

Continual surfacing between MP 0-12 & MP 37-43 on SBVR

**SCHEDULE OF EVENTS**

<u>Line</u>	<u>Event</u>	<u>Event Date</u>
1	Mandatory Pre-bid Meeting at 10:30 am., est.	2024-02-15
2	Vendor Technical Question Due By 11:00 am., est.	2024-02-22

# SOLICITATION NUMBER: CRFQ DMT2400000004

## Addendum Number: 4

---

The purpose of this addendum is to modify the solicitation identified as CRFQ DMT2400000004 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.
- To respond to technical questions.
- Attachment of pre-bid sign-in sheet.
- Correction of error.
- Other.

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**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ DMT2400000004**

## **CRFQ DMT24\*04 WVRA SBVR Ties and Surfacing**

**Question: Are air-dried ties acceptable to WVSRA and SBVR?**

**Answer: Yes, we will accept air-dried ties. Material specifications in the original request for quotation states the ties should be 100% end-plated, mixed hardwoods and oak.**

**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.

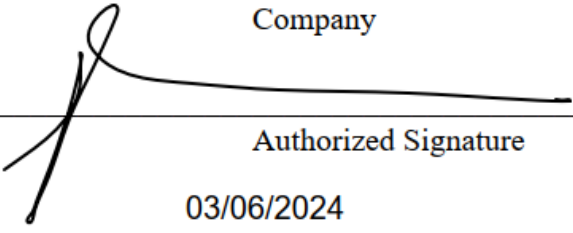
**Acknowledgment:** I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

**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 checked="" type="checkbox"/> | Addendum No. 3 | <input type="checkbox"/> | Addendum No. 8  |
| <input checked="" 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 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.

Kennedy Railroad Services  
\_\_\_\_\_  
Company  
  
\_\_\_\_\_  
Authorized Signature  
03/06/2024  
\_\_\_\_\_  
Date

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




**State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5**

I, Rob Gardner, after being first duly sworn, depose and state as follows:

- 1. I am an employee of Kennedy Railroad Services; and,  
(Company Name)
- 2. I do hereby attest that Kennedy Railroad Services  
(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.

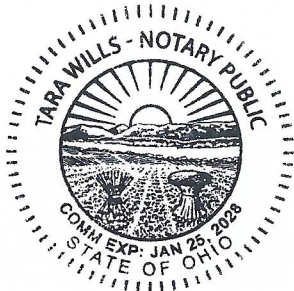
Printed Name: Rob Gardner  
 Signature:   
 Title: Vice President  
 Company Name: Kennedy Railroad Services  
 Date: March 6, 2024

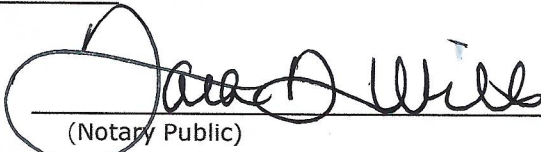
~~STATE OF WEST VIRGINIA,~~  
 COUNTY OF Geauga ~~CUYAHOGA~~, TO-WIT:

Taken, subscribed and sworn to before me this 6th day of March, 2024.

By Commission expires JAN 25, 2028

(Seal)



  
 (Notary Public)



**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Kennedy Railroad Services, LLC  
of 1550 N Bailey Rd, North Jackson, OH 44451, as Principal, and West Bend Mutual Insurance  
Company of 1900 S 18th Ave, West Bend, WI 53095, a corporation organized and existing under the laws of the State of Wisconsin  
with its principal office in the City of West Bend, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligee, in the penal sum of Five Percent of Amount Bid (\$5%) for the payment of which,  
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the  
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for  
Replace 5000 Ties on South Branch Valley Railroad, Gaging & Surfacing

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal  
attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform  
the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in  
full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no  
event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no  
way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby  
waive notice of any such extension.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and  
Surety, or by Principal individually if Principal is an individual, this 22nd day of February, 2024.

Principal Seal

Kennedy Railroad Services, LLC  
(Name of Principal)  
By Rob Caplan  
(Must be President, Vice President, or  
Duly Authorized Agent)  
VICE  
President  
(Title)

Surety Seal

West Bend Mutual Insurance Company  
(Name of Surety)  
[Signature]  
Attorney-in-Fact

**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.**

**POWER OF ATTORNEY**

Know all men by these Presents, That West Bend Mutual Insurance Company, a corporation having its principal office in the City of West Bend, Wisconsin does make, constitute and appoint:

**JEREMY CLARK**

lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf as surety and as its act and deed any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of:

Twenty Million Dollars (\$20,000,000)

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 West Bend Mutual Insurance Company at a meeting duly called and held on the 21<sup>st</sup> day of December, 1999.

*Appointment of Attorney-In-Fact. The president or any vice president, or any other officer of West Bend Mutual Insurance Company may appoint by written certificate Attorneys-In-Fact to act on behalf of the company in the execution of and attesting of bonds and undertakings and other written obligatory instruments of like nature. The signature of any officer authorized hereby and the corporate seal may be affixed by facsimile to any such power of attorney or to any certificate relating therefore and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the company, and any such power 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 or other writing obligatory in nature to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any said officer at any time.*

In witness whereof, the West Bend Mutual Insurance Company has caused these presents to be signed by its president undersigned and its corporate seal to be hereto duly attested by its secretary this 17th day of August, 2021.

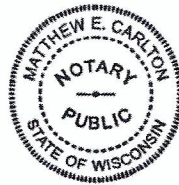
Attest Christopher C. Zwygart  
Christopher C. Zwygart  
Secretary



Kevin A. Steiner  
Kevin A. Steiner  
Chief Executive Officer/President

State of Wisconsin  
County of Washington

On the 17th day of August, 2021, before me personally came Kevin A. Steiner, to me known being by duly sworn, did depose and say that he resides in the County of Washington, State of Wisconsin; that he is the President of West Bend Mutual Insurance Company, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that is was so affixed by order of the board of directors of said corporation and that he signed his name thereto by like order.



Matthew E. Carlton  
Matthew E. Carlton  
Senior Corporate Attorney  
Notary Public, Washington Co., WI  
My Commission is Permanent

The undersigned, duly elected to the office stated below, now the incumbent in West Bend Mutual Insurance Company, a Wisconsin corporation authorized to make this certificate, Do Hereby Certify that the foregoing attached Power of Attorney remains in full force effect and has not been revoked and that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at West Bend, Wisconsin this 22nd day of February, 2024.



Heather A. Dunn  
Heather Dunn  
Vice President – Chief Financial Officer

Notice: Any questions concerning this Power of Attorney may be directed to the Bond Manager at West Bend Mutual Insurance Company.