



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

# Request for Quotation

RFQ NUMBER  
**DNR209186**

PAGE  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF  
**FRANK WHITTAKER  
 304-558-2316**

VENDOR

RFQ COPY  
 TYPE NAME/ADDRESS HERE

SHIP TO

DIVISION OF NATURAL RESOURCES  
 VALLEY FALLS STATE PARK  
 ATTN: PARK SUPERINTENDENT  
 ROUTE 6, BOX 244  
 FAIRMONT, WV  
 26554 363-3319

DATE PRINTED: <b>06/04/2009</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
BID OPENING DATE: <b>07/14/2009</b>		BID OPENING TIME <b>01:30PM</b>		

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		650-38		
<p>PLAYGROUND EQUIPMENT (NOT OTHERWISE CLASSIFIED)</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY. THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, IS SOLICITING BIDS FROM RESPONSIBLE VENDORS TO PROVIDE PLAYGROUND EQUIPMENT TO VALLEY FALLS STATE PARK.</p> <p>A MANDATORY PRE-BID MEETING WILL BE HELD 06/16/09 AT 1:00 PM AT THE VALLEY FALLS STATE PARK OFFICE. FAILURE TO ATTEND THE MANDATORY PRE-BID MEETING WILL RESULT IN BID DISQUALIFICATION. AN INDIVIDUAL MAY NOT REPRESENT MORE THAN ONE VENDOR AT THE PRE-BID MEETING.</p> <p>TECHNICAL QUESTIONS MUST BE SUBMITTED IN WRITING TO FRANK WHITTAKER IN THE PURCHASING DIVISION VIA FAX AT 304-558-4115 OR VIA EMAIL AT FRANK.M.WHITTAKER@WV.GOV. DEADLINE FOR TECHNICAL QUESTIONS IS 06/19/09 @ 4:30 PM. RESPONSE TO TECHNICAL QUESTIONS WILL BE ISSUED BY ADDENDUM AFTER THE DEADLINE.</p> <p>EXHIBIT 5</p> <p>WEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE WITH THE BID. THE ENCLOSED DRUG-FREE WORKPLACE AFFIDAVIT</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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**GENERAL TERMS & CONDITIONS**  
**REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)**

1. Awards will be made in the best interest of the State of West Virginia.
2. The State may accept or reject in part, or in whole, any bid.
3. All quotations are governed by the *West Virginia Code* and the *Legislative Rules* of the Purchasing Division.
4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
6. Payment may only be made after the delivery and acceptance of goods or services.
7. Interest may be paid for late payment in accordance with the *West Virginia Code*.
8. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
13. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
14. **HIPAA BUSINESS ASSOCIATE ADDENDUM:** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (<http://www.state.wv.us/admin/purchase/vrc/hipaa.htm>) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
15. **WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT:** If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworn statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Fails to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority false information regarding the contractor's drug-free workplace policy."

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**INSTRUCTIONS TO BIDDERS**

1. Use the quotation forms provided by the Purchasing Division.
2. **SPECIFICATIONS:** Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
3. Complete all sections of the quotation form.
4. Unit prices shall prevail in case of discrepancy.
5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
6. **BID SUBMISSION:** All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130



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 ATTN: PARK SUPERINTENDENT  
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BID OPENING DATE: **07/14/2009** BID OPENING TIME **01:30PM**

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<p><b>MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTICLE 1D, CHAPTER 21 OF THE WEST VIRGINIA CODE. FAILURE TO SUBMIT THE SIGNED DRUG-FREE WORKPLACE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID.</b></p> <p><b>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN XXXX CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</b></p> <p><b>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</b></p> <p><b>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR XXXXXXXXXXXX COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</b></p> <p><b>ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</b></p> <p><b>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.</b></p> <p><b>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</b></p>						

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**FAIRMONT, WV**  
**26554**                      **363-3319**

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<p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>( ) BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>( ) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</p> <p>REV. 11/00</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS &amp; STEEL IN PUBLIC WORKS PROJECTS</p>						

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<p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS.</p> <p>FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p>						

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**5**

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LINE	QUANTITY	UQP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
REV. 3/88						
EXHIBIT 9						
<p>NOTICE FOR ISSUANCE &amp; ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p> <p>(1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.</p> <p>(2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID OPENING DATE.</p> <p>(3) ALL ADDENDA SHOULD BE FORMALLY ACKNOWLEDGED BY ALL BIDDERS AND SUBMITTED TO THE STATE PURCHASING DIVISION. THE SAME RULES AND REGULATIONS THAT APPLY TO THE ORIGINAL BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.</p>						
REV. 11/96						

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**6**

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EXHIBIT 10						
ADDENDUM ACKNOWLEDGEMENT						
I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.						
ADDENDUM NOS.:						
	NO. 1	.....				
	NO. 2	.....				
	NO. 3	.....				
	NO. 4	.....				
	NO. 5	.....				
I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.						
VENDOR MUST CLEARLY 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.						
					SIGNATURE	
					COMPANY	

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<p>.....DATE</p> <p>REV. 11/96</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: .....</p> <p>CONTRACTORS LICENSE NO.: .....</p> <p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING</p>						

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<p><b>DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</b></p> <p><b>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</b></p> <p><b>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER.</b></p> <p>REV. 5/2009</p> <p style="text-align: center;"><b>NOTICE</b></p> <p><b>A SIGNED BID MUST BE SUBMITTED TO:</b></p> <p style="text-align: center;"><b>DEPARTMENT OF ADMINISTRATION          PURCHASING DIVISION          BUILDING 15          2019 WASHINGTON STREET, EAST          CHARLESTON, WV 25305-0130</b></p> <p><b>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</b></p> <p><b>SEALED BID</b></p> <p><b>BUYER: 44</b></p> <p><b>REQ. NO.: DNR209186</b></p>						

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PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
-----						
PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:						
-----						
***** THIS IS THE END OF RFQ DNR209186 ***** TOTAL:						_____

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## WVDNR209186 Valley Falls State Park

To supply and install playground equipment to offer play activities for children ages five (5) to twelve (12 ) at Valley Falls State Park, Fairmont, West Virginia. Playground equipment will be purchased for two separate areas in the park. The award may be split if it is in the best interest of the West Virginia Division of Natural Resources. All items must be F.O.B. Destination. Freight or delivery charges must be included in the price of the goods. Delivery must be made within sixty (60) days of purchase order award.

### Shelter Area # 1 Playground

Playworld custom playmaker or equal. The structure must include the following components:

- Five (5) Playworld 5 inch OD x 132 inch steel post with riveted cap, Item #ZZPM0026, or equal.
- Seven (7) Playworld 5 inch OD x 144 inch steel post with riveted cap, Item #ZZPM0036, or equal.
- One (1) Playworld square coated deck assembly, Item #ZZPM0616, or equal.
- Two (2) Playworld triangular coated deck assembly, Item #ZZPM0617, or equal.
- Two (2) Playworld 45 degree tri-deck, Item #ZZPM0639, or equal.
- One (1) Playworld transfer station for a minimum 48 inch deck, Item #ZZPM2027, or equal.
- One (1) Playworld approach step for transfer station, Item #ZZUN2019, or equal.
- Two (2) Playworld single post seat, Item #ZZPM4577, or equal.
- One (1) Playworld arch bridge, Item #ZZPM6635, or equal. Bridge must have a coated surface and must be a minimum of 10 feet in length.
- One (1) Playworld rock blocks climbing wall, or equal. Climbing wall must include the following components:
  - One (1) Playworld minimum 24 inch deck to deck climber, Item #ZZPM6190, or equal.
  - One (1) Playworld cliff hanger with a minimum 60 inch deck, Item #ZZPM6977, or equal.
  - One (1) Playworld rockblocks deck access support for a minimum 36 inch to 48 inch deck, Item #ZZUN0167, or equal.
  - One (1) Playworld rockblocks Z support for a minimum 84 inch wall, Item #ZZUN0177, or equal.
  - One (1) Playworld rockblocks kinked wall a minimum of 84 inches, Item #ZZUN8357, or equal.
  - One (1) Playworld rockblocks end wall a minimum of 84 inches, Item #ZZUN8369, or equal.
- Two (2) Playworld ground to ground babble-on, Item #ZZPM4467, or equal.
- One (1) Playworld access gate, Item #ZZPM4288, or equal.

**WVDNR209186**  
**Valley Falls State Park**

- One (1) Playworld 6' horizontal loop ladder with access ladder, Item #ZZPM5780, or equal.
- One (1) Playworld overhead even access ladder for a minimum 36 inch deck, Item #ZZPM5970, or equal.
- One (1) Playworld minimum 24" deck to deck climber, Item #ZZPM6190, or equal.
- One (1) Playworld slither slide entry/exit, Item #ZZPM3136, or equal.
- Three (3) Playworld slither slide right section, Item #ZZUN3157, or equal.
- One (1) Playworld slither slide support leg a minimum 2'-6in, Item #ZZUN3176, or equal.
- One (1) Playworld playseat, Item #ZZPM4570, or equal.
- One (1) Playworld steering wheel (pipe wall mount), Item #ZZUN4300, or equal.
- One (1) Playworld centerline pipe wall barrier, Item #ZZPM4090, or equal.
- One (1) Playworld twist-n-shout slide with a minimum 48" deck, Item #ZZPM2727, or equal.
- One (1) Playworld cliff hanger with a minimum 60 inch deck, Item #ZZPM6977, or equal.
- One (1) Playworld rock climber, Item #ZZPM7439, or equal.

Playworld turbo tower, Item #ZZXX0399, or equal. Tower must accommodate nine (9) children ages six (6) to fourteen (14) at one time.

Playworld single post swing, Item #SWING-SP8, or equal. Swing must include a minimum of 5" OD posts and a minimum of a 3.5" OD top rail.

Playworld add a bay, Item #SWING-SP8ADD, or equal.

Playworld swing package including belt seat and vinyl coated chain, Item #0278, or equal.

Playworld swing package including infant seat with vinyl chain, Item #0280, or equal.

Playworld accessible swing seat for 8', Item #0244, or equal.

Playworld playground rules sign, Item #ZZXX0195, or equal. Sign must be made of a minimum of ¼" fiberglass-reinforced plastic and mounted to a minimum of a 2 3/8 inch diameter steel frame.

Playworld custom in ground bench with custom back & seat with "Valley Falls" name, Item #ZZXX1431, or equal. Bench must be a minimum of 8' in length.

Installation of all the above referenced items for the Shelter Area #1 Playground. Prevailing heavy wage rates must be paid for Marion County, West Virginia

(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Installation must be complete within sixty (60) days of purchase order award.

## **WVDNR209186**

### **Valley Falls State Park**

#### **Head of 1<sup>st</sup> Falls Area Playground**

Playworld turbo tower, Item #ZZXX0399, or equal. Tower must accommodate nine (9) children ages six (6) to fourteen (14) at one time.

Playworld rock blocks, Item #RB-315, or equal. Rockblocks must include the following components:

- Three (3) Playworld rockblocks Z support for a minimum 60 inch wall, Item #ZZUN0177, or equal.
- One (1) Playworld rockblocks tri ladder for a minimum 84 inch wall, Item #ZZUN8356, or equal.
- Three (3) rockblocks 90 degree wall for a minimum 84 inch to 60 inch wall, Item #ZZUN8358, or equal.
- Three (3) Playworld rockblocks end wall for a minimum 60 inch wall, Item #ZZUN8360, or equal.

Playworld single post swing, Item #SWING-SP8, or equal.

Playworld swing package including belt seat and vinyl coated chain, Item #0278, or equal.

Playworld custom in ground bench with custom back & seat with "Valley Falls" name, Item #1431, or equal. Bench must be a minimum of 8' in length.

Installation of all the above referenced items for the Head of 1<sup>st</sup> Falls Area Playground.

Prevailing heavy wage rates must be paid for Marion County, West Virginia  
(<http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf>.)

Installation must be complete within sixty (60) days of purchase order award.

## **WVDNR209186 Valley Falls State Park**

All playground equipment and engineered wood fiber must meet the following requirements:

- Compliance with U.S. Consumer Product Safety Commission, Handbook for Public Playground Safety.
- Compliance with ASTM Standard F 1487.
- Compliance with Architectural and Transportation Barriers Compliance Board, Americans with Disabilities Act (ADA) Accessibility Guidelines for Buildings and Facilities; Play Areas.

Vendors must submit the following attachments:

- Complete manufacturer's parts specifications and warranties.
- Layout drawing to scale of the proposed play structure or equipment.
- ASTM and CPSC Statement of Compliance

Warranties:

- All equipment and engineered wood fiber must be guaranteed to be free of defects in workmanship and material for a minimum of one year from date of acceptance. However, if manufacturer warranty periods are longer than the required minimum one year warranty, those warranties shall apply.

Structural steel members and play surfaces must be treated for rust prevention and painted With a suitable powder coat finish. All molded plastics and vinyl coatings must have UV protection

Vendor must provide complete installation instructions, parts specifications, touch-up paint sufficient for initial installation, and warranties.

Color scheme of equipment must be coordinated with Valley Falls State Park. Color of equipment will be selected from manufacturer's standard colors.

A mandatory pre-bid conference will be held on June 16, 2009, at 1:00 p.m. at Valley Falls State Park at the Park Office. A failure to attend the mandatory pre-bid conference will result in bid disqualification. An individual may not represent more than one firm at the pre-bid conference.

**WVDNR209186**  
**Valley Falls State Park**  
**PLAYGROUND EQUIPMENT SHEET**

Please complete the below information concerning the brand(s) of equipment being bid in relation to this project. If bidding "or equal" brands, please attach manufacturer's literature documenting that it meets the mandatory requirements stated in the specifications. Vendors should note the areas of the provided manufacturer's literature that adheres to the mandatory requirements outlined in the Request For Quotation.

Item No.	Equipment	Manufacturer	Item
1	Shelter Area #1 Playground - Playworld custom playmaker or equal. The structure must include the following components:		
	Five (5) Playworld 5 inch OD x 132 inch steel post with riveted cap, Item #ZZPM0026, or equal.		
	Seven (7) Playworld 5 inch OD x 144 inch steel post with riveted cap, Item #ZZPM0036, or equal.		
	One (1) Playworld square coated deck assembly, Item #ZZPM0616, or equal.		
	Two (2) Playworld triangular coated deck assembly, Item #ZZPM0617, or equal.		
	Two (2) Playworld 45 degree tri-deck, Item #ZZPM0639, or equal.		
	One (1) Playworld transfer station for a minimum 48 inch deck, Item #ZZPM2027, or equal.		
	One (1) Playworld approach step for transfer station, Item #ZZUN2019, or equal.		
	Two (2) Playworld single post seat, Item #ZZPM4577, or equal.		
	One (1) Playworld arch bridge, Item #ZZPM6635, or equal.		

WVDNR209186  
Valley Falls State Park  
**PLAYGROUND EQUIPMENT SHEET**

Item No.	Equipment	Manufacturer	Item
	One (1) Playworld rock blocks climbing wall or equal. Climbing wall must include the following components:		
	One (1) Playworld minimum 24 inch deck to deck climber, Item #ZZPM6190, or equal.		
	One (1) Playworld cliff hanger with a minimum 60 inch deck, Item #ZZPM6977, or equal.		
	One (1) Playworld rockblocks deck access support for a minimum 36 inch to 48 inch deck, Item #ZZUN0167, or equal.		
	One (1) Playworld rockblocks Z support for a minimum 84 inch wall, Item #ZZUN0177, or equal.		
	One (1) Playworld rockblocks kinked wall a minimum of 84 inches, Item #ZZUN8357, or equal.		
	One (1) Playworld rockblocks end wall a minimum of 84 inches, Item #ZZUN8369, or equal.		
	Two (2) Playworld ground to ground babble-on, Item #ZZPM4467, or equal.		
	One (1) Playworld access gate, Item #ZZPM4288, or equal.		
	One (1) Playworld 6' horizontal loop ladder with access ladder, Item #ZZPM5780, or equal.		
	One (1) Playworld overhead even access ladder for a minimum 36 inch deck, Item #ZZPM5970, or equal.		
	One (1) Playworld minimum 24" deck to deck climber, Item #ZZPM6190, or equal.		



WVDNR209186  
Valley Falls State Park  
**PLAYGROUND EQUIPMENT SHEET**

Item No.	Equipment	Manufacturer	Item
	One (1) Playworld slither slide entry/exit, Item #ZZPM3136, or equal.		
	Three (3) Playworld slither slide right section, Item #ZZUN3157, or equal.		
	One (1) Playworld slither slide support leg a minimum 2'-6 in, Item #ZZUN3176, or equal.		
	One (1) Playworld playseat, Item #ZZPM4570, or equal.		
	One (1) Playworld steering wheel (pipe wall mount), Item #ZZUN4300, or equal.		
	One (1) Playworld centerline pipe wall barrier, Item #ZZPM4090, or equal.		
	One (1) Playworld twist-n-shout slide with a minimum 48" deck, Item #ZZPM2727, or equal.		
	One (1) Playworld cliff hanger with a minimum 60 inch deck, Item #ZZPM6977, or equal.		
	One (1) Playworld rock climber, Item #ZZPM7439, or equal.		
2	Shelter Area #1 Playground - Playworld turbo tower, Item #ZZXX0399, or equal.		
3	Shelter Area #1 Playground - Playworld single post swing, Item #SWING-SP8, or equal.		
4	Shelter Area #1 Playground - Playworld add a bay, Item #SWING-SP8ADD, or equal.		
5	Shelter Area #1 Playground - Playworld swing package including belt seat and vinyl coated chain, Item #0278, or equal.		

WVDNR209186  
Valley Falls State Park  
**PLAYGROUND EQUIPMENT SHEET**

Item No.	Equipment	Manufacturer	Item
6	Shelter Area #1 Playground - Playworld swing package including infant seat with vinyl chain, Item #0280, or equal.		
7	Shelter Area #1 Playground - Playworld accessible swing seat for 8', Item #0244, or equal.		
8	Shelter Area #1 Playground - Playworld playground rules sign, Item #ZZXX0195, or equal.		
9	Shelter Area #1 Playground - Playworld custom in ground bench with custom back & seat with "Valley Falls" name, Item #ZZXX1431, or equal.		
10	Installation of all the above referenced items for the Shelter Area #1 Playground. Prevailing heavy wage rates must be paid for Marion County, West Virginia ( <a href="http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf">http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf</a> .)		
11	Head of 1st Falls Area Playground - Playworld turbo tower, Item #ZZXX0399, or equal.		
12	Head of 1st Falls Area Playground - Playworld rock blocks, Item #RB-315, or equal. Rockblocks must include the following components:		
	Three (3) Playworld rockblocks Z support for a minimum 60 inch wall, Item #ZZUN0177, or equal.		
	One (1) Playworld rockblocks tri ladder for a minimum 84 inch wall, Item #ZZUN8356, or equal.		
	Three (3) rockblocks 90 degree wall for a minimum 84 inch to 60 inch wall, Item #ZZUN8358, or equal.		

WVDNR209186  
Valley Falls State Park  
**PLAYGROUND EQUIPMENT SHEET**

Item No.	Equipment	Manufacturer	Item
	Three (3) Playworld rockblocks end wall for a minimum 60 inch wall, Item #ZZUN8360, or equal.		
13	Head of 1st Falls Area Playground - Playworld single post swing, Item #SWING-SP8, or equal.		
14	Head of 1st Falls Area Playground - Playworld swing package including belt seat and vinyl coated chain, Item #0278, or equal.		
15	Head of 1st Falls Area Playground - Playworld custom in ground bench with custom back & seat with "Valley Falls" name, Item #1431, or equal.		
16	Installation of all the above referenced items for the Head of 1st Falls Area Playground. Prevailing heavy wage rates must be paid for Marion County, West Virginia ( <a href="http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf">http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf</a> .)		

**Valley Falls State Park Playground Equipment  
PRICING SHEET**

<b>Item No.</b>	<b>Quantity</b>	<b>Description</b>	<b>Unit Price</b>	<b>Amount</b>
1	1	Shelter Area #1 Playground - Playworld custom playmaker or equal		
2	1	Shelter Area #1 Playground - Playworld turbo tower, Item #ZZXX0399, or equal.		
3	2	Shelter Area #1 Playground - Playworld single post swing, Item #SWING-SP8, or equal.		
4	1	Shelter Area #1 Playground - Playworld add a bay, Item #SWING- SP8ADD, or equal.		
5	2	Shelter Area #1 Playground - Playworld swing package including belt seat and vinyl coated chain, Item #0278, or equal.		
6	1	Shelter Area #1 Playground - Playworld swing package including infant seat with vinyl chain, Item #0280, or equal.		
7	1	Shelter Area #1 Playground - Playworld accessible swing seat for 8', Item #0244, or equal.		
8	1	Shelter Area #1 Playground - Playworld playground rules sign, Item #ZZXX0195, or equal.		
9	2	Shelter Area #1 Playground - Playworld custom in ground bench with custom back & seat with "Valley Falls" name, Item #ZZXX1431, or equal.		

Valley Falls State Park Playground Equipment  
PRICING SHEET

Item No.	Quantity	Description	Unit Price	Amount
10	1	Shelter Area #1 Playground - Installation of all the above referenced items for the Shelter Area #1 Playground. Prevailing heavy wage rates must be paid for Marion County, West Virginia ( <a href="http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf">http://www.wvsos.com/adlaw/wagerates/heavyhighway/heavyhighway09/allhh.pdf</a> .)		
11	1	Head of 1st Falls Area Playground - Playworld turbo tower, Item #ZZXX0399, or equal.		
12	1	Head of 1st Falls Area Playground Playworld rock blocks, Item #RB-315, or equal.		
13	2	Head of 1st Falls Area Playground Playworld single post swing, Item #SWING-SP8, or equal.		
14	2	Head of 1st Falls Area Playground Playworld swing package including belt seat and vinyl coated chain, Item #0278, or equal.		
15	2	Head of 1st Falls Area Playground Playworld custom in ground bench with custom back & seat with "Valley Falls" name, Item #1431, or equal.		
16	1	Head of 1st Falls Area Playground Installation of all the above referenced items for the Head of 1st Falls Area Playground. Prevailing heavy wage rates must be paid for Marion County, West Virginia ( <a href="http://www.wvsos.com/adlaw/wage rates/heavyhighway/heavyhighway09/allhh.pdf">http://www.wvsos.com/adlaw/wage rates/heavyhighway/heavyhighway09/allhh.pdf</a> .)		
		<b>TOTAL</b>		

**Playground Specialists, Inc.**

**PLAYWORLD™**

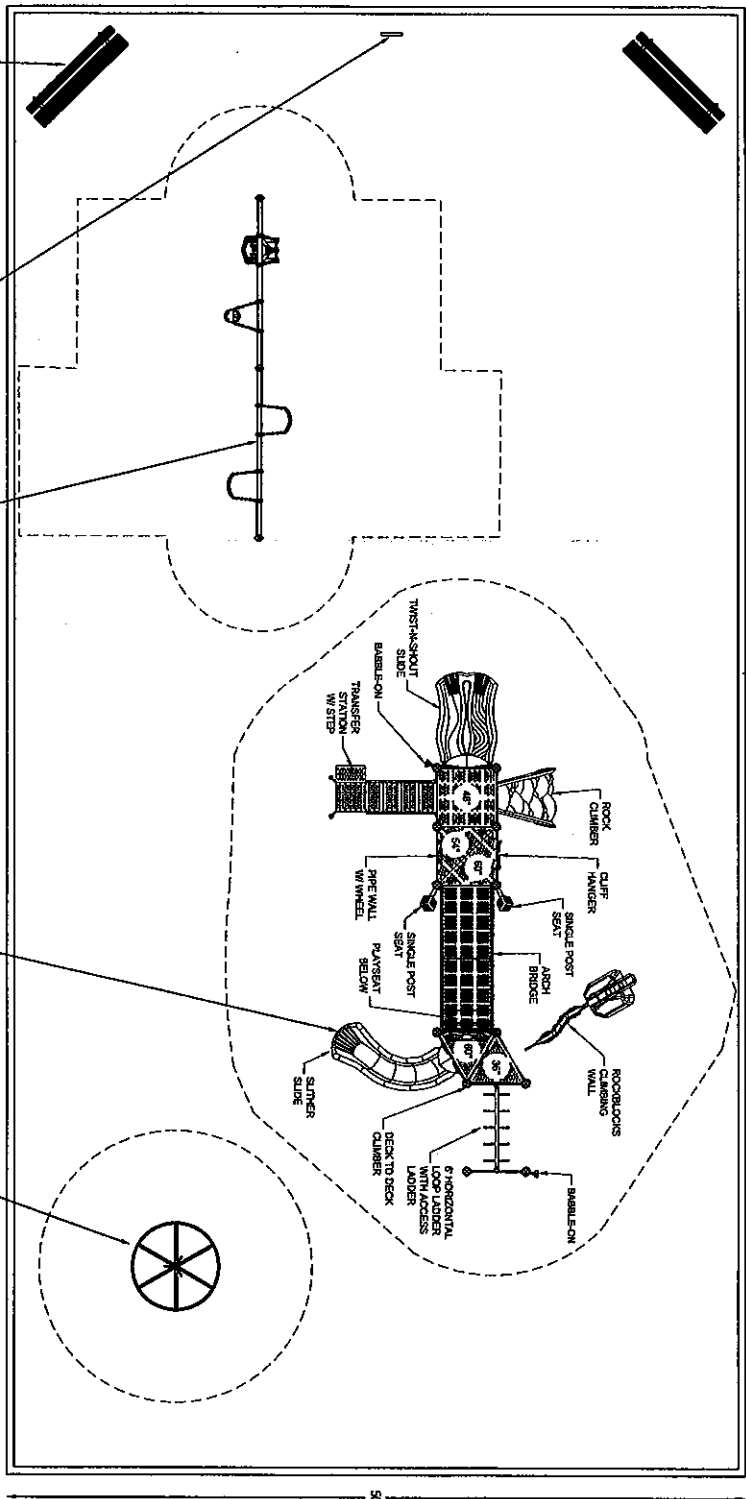
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Approved by the Dept. of Recreation Services, Inc.

**Valley Falls S.P. - Shelter Area #1**

Fairmont, WV

**PLAYGROUND SPECIALISTS**

17352 N. Sehon Ave.  
Erimmsburg, MD  
800-385-0075



EDGING BY OWNER

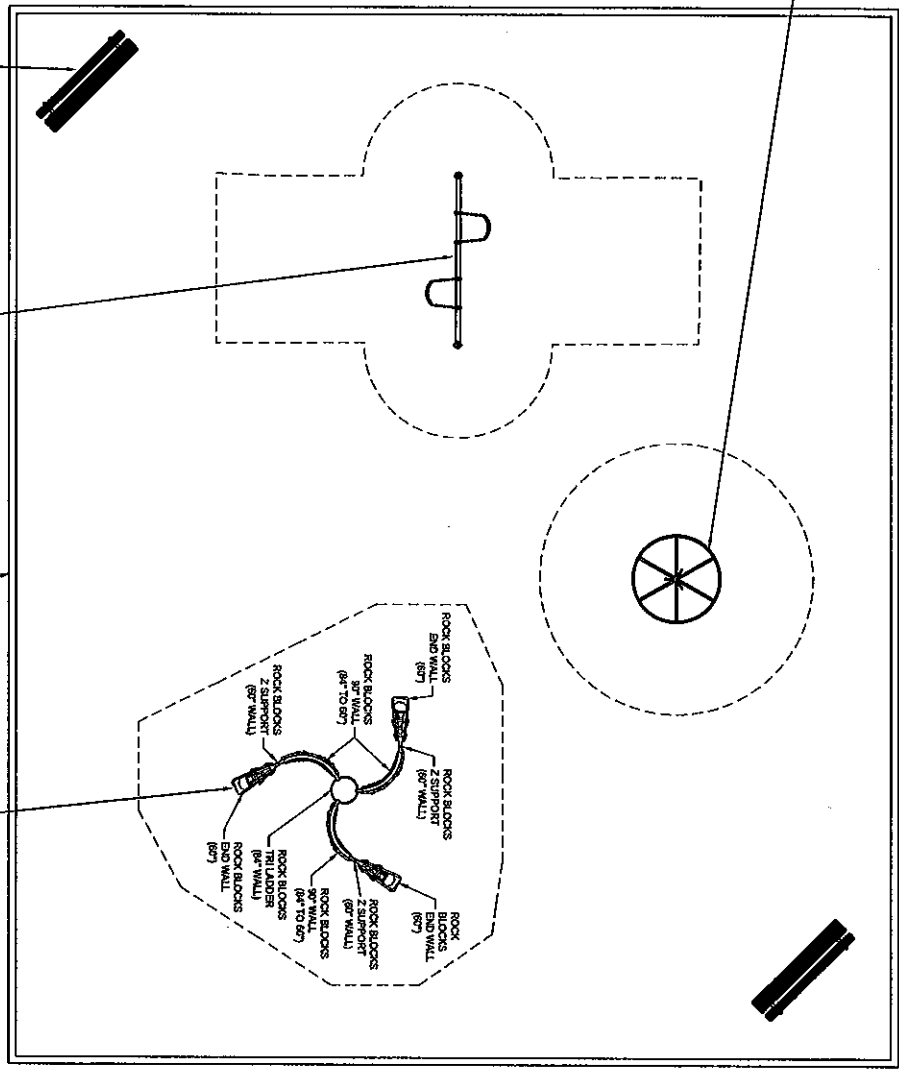


**2008 PLAYMAKERS**

- COMPLIES WITH:
- ASTM F1487-01
  - ASTM F1487-98
  - CPSC #325
  - ADA - ADAAG
  - CSA Z814-03

SITE PLAN	
PROJECT NO.:	REF:
P82008-1A	A
DATE:	
8/20/08	
SCALE:	
1/8" = 1'-0"	
DRAWN BY:	
TKA	

PLAYWORLD SYSTEMS  
TURBO TOWER CLIMBER



(2) PLAYWORLD SYSTEMS  
8' CUSTOM LETTERED  
BENCHES #1431

PLAYWORLD SYSTEMS  
SINGLE POST SWING,  
(2) BELT SEATS

EDGING BY OWNER

PLAYWORLD SYSTEMS  
ROCKBLOCKS CLIMBING  
WALL #RB-315



2008  
PLAYMAKERS

- COMPLIES WITH:
- ASTM F1487-01
  - ASTM F1487-98
  - CPSC #325
  - ADA - ADAAG
  - CSA Z614-03

SITE PLAN	
PROJECT NO:	P82008-1A
REV:	A
DATE:	8/20/08
SCALE:	1/8" = 1'-0"
DRAWN BY:	TVA

**Playground  
SPECIALISTS**  
Rustenburg Design & Associates, Inc. - Rustenburg, PA  
www.playgroundspecialists.com

**PLAYWORLD**™  
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Rustenburg Design & Associates, Inc.

Valley Falls S.P. - Head Of First Falls Area  
Fairmont, WV

PLAYGROUND SPECIALISTS  
17382 N. Selen Ave.  
Emmitsburg, MD  
800-385-0075

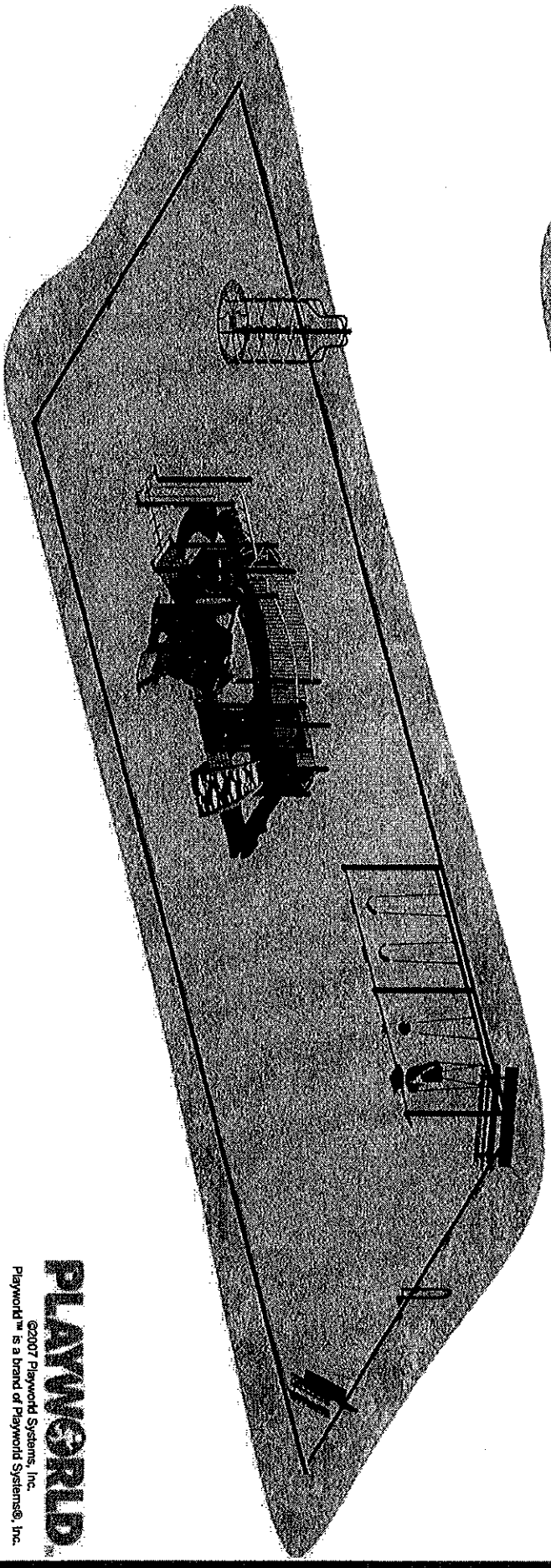
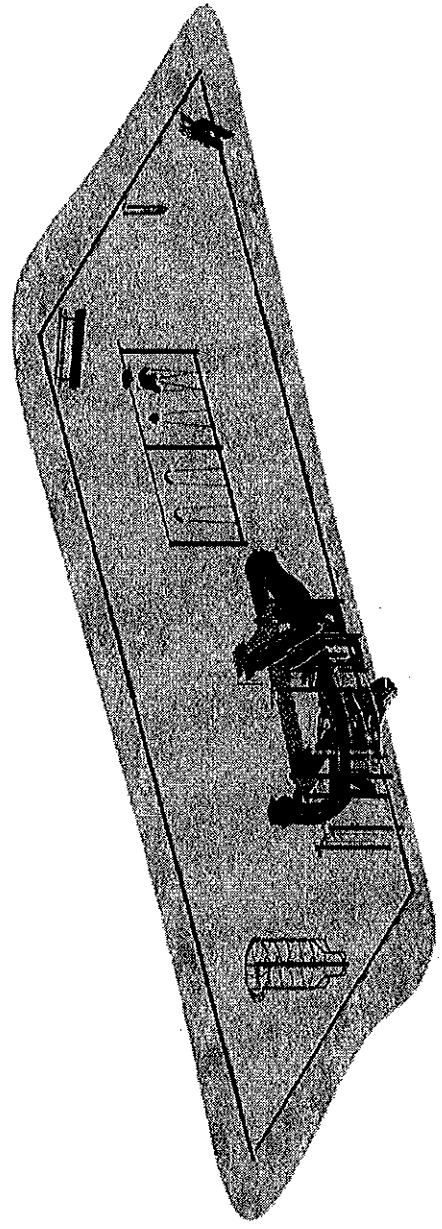
# Valley Falls S.P. - Shelter Area #1



**playground**  
SPECIALISTS, Inc.

Systems Group & Division 150 American Valley Blvd. Valley Falls, MO 64686

Toll Free: 800-363-6275  
Fax: 417-871-6239  
1502 N. Gore Avenue  
Valley Falls, MO 64686  
www.playground.com  
info@playground.com

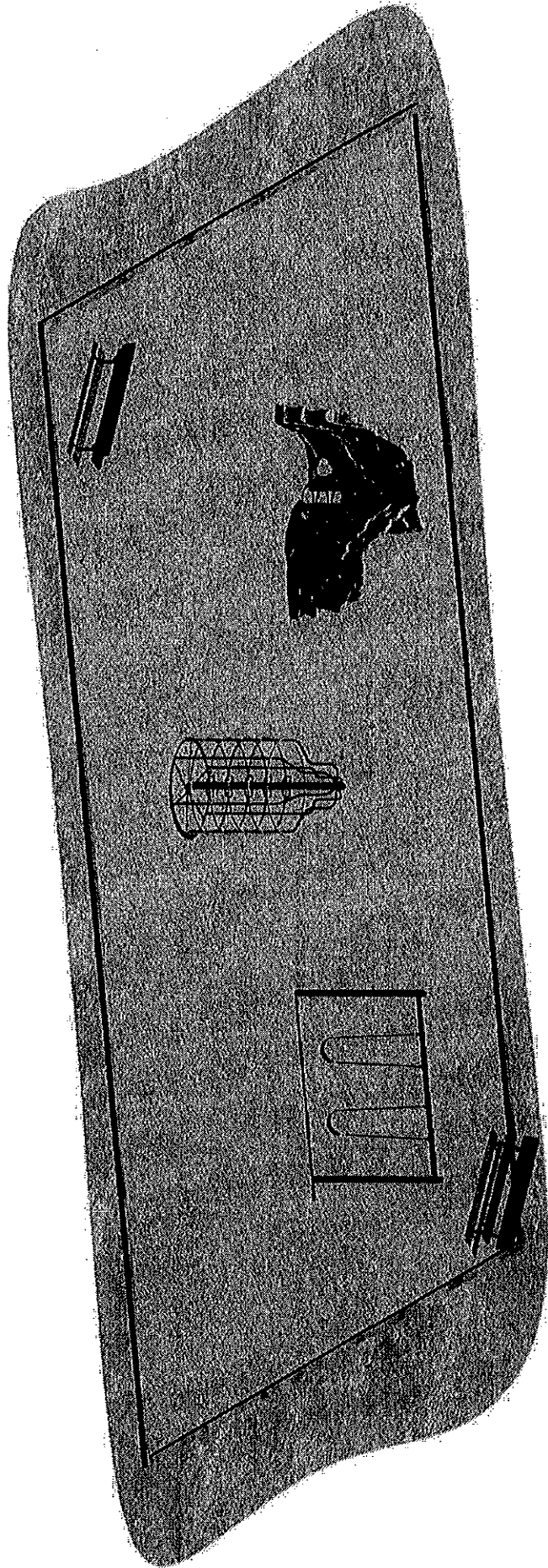


**PLAYWORLD**  
SM

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Playworld™ is a brand of Playworld Systems®, Inc.



# Valley Falls S.P. - Head Of 1st Falls Area



**playground  
specialists, inc.**

Regional Office: 10000, Glenview, IL 60025  
Phone: 847.471.3228

7000 West 209th Street  
Suite 201, 60138  
Tinian, IL 60138  
Phone: 847.471.3228  
Fax: 847.471.3228  
www.playgroundspecialists.com  
info@playgroundspecialists.com

12/1/07

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Agency \_\_\_\_\_  
REQ.P.O# \_\_\_\_\_

**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.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations  
have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Principal Corporate Seal

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

By \_\_\_\_\_  
(Must be President or  
Vice President)

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

Surety Corporate Seal

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

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

**IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals  
must be affixed, a power of attorney must be attached.**

BID BOND PREPARATION INSTRUCTIONS

AGENCY (A)
RFQ/RFP# (B)

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.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be affixed hereto and these presents to be signed by their proper officers, this (N) day of (O), 20 (P).

Principal Corporate Seal

(Q)
(Name of Principal)
By (S)
(Must be President or Vice President)

(T)
Title

(U)
Surety Corporate Seal

(V)
(Name of Surety)

(W)
Attorney-in-Fact

- (A) WV State Agency (Stated on Page 1 "Spending Unit") Request for Quotation Number (upper right corner of page #1)
(C) Your Company Name
(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 Incorporation
(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 figures
(M) Brief Description of scope of work
(N) Day of the month
(O) Month
(P) Year
(Q) Name of Corporation
(R) Raised Corporate Seal of Principal
(S) Signature of President or Vice President
(T) Title of person signing
(U) Raised Corporate Seal of Surety
(V) Corporate Name of Surety
(W) Signature of Attorney in Fact of the Surety

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

IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised Corporate Seals must be affixed and a Power of Attorney must be attached.

STATE OF WEST VIRGINIA  
Purchasing Division

## PURCHASING AFFIDAVIT

### VENDOR OWING A DEBT TO THE STATE:

**West Virginia Code §5A-3-10a** provides that: 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 the debt owed is an amount greater than one thousand dollars in the aggregate.

### PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

If this is a solicitation for a public improvement construction contract, the vendor, by its signature below, affirms that it has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the **West Virginia Code**. The vendor **must** make said affirmation with its bid submission. Further, public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the **West Virginia Code** and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the **West Virginia Code** may take place before their work on the public improvement is begun.

### ANTITRUST:

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

### LICENSING:

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

### CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.

Under penalty of law for false swearing (**West Virginia Code §61-5-3**), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

Vendor's Name: \_\_\_\_\_

Authorized Signature: \_\_\_\_\_ Date: \_\_\_\_\_



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

STATE OF \_\_\_\_\_

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

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 valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code** §21-1D-5.

The above statements are sworn to under the penalty of perjury.

\_\_\_\_\_  
(Company Name)

By: \_\_\_\_\_

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

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

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

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

(Seal)

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

**THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.**