



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
7011EC22

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
BUYER 33
304-558-2402

RFQ COPY  
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

DIVISION OF HIGHWAYS  
 EQUIPMENT DIVISION  
 ROUTE 33  
 BRUSHY FORK ROAD  
 BUCKHANNON, WV  
 26201 304-472-1750

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
06/14/2011				

BID OPENING DATE: 06/29/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UCP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 3						
CHANGES TO THE SPECIFICATIONS ATTACHED.						
BID OPENING DATE AND TIME REMAINS 06/29/11 @1:30 P.M.						
NO OTHER CHANGES.						
0001	1	EA		760-47		
4 WHEEL DRIVE RUBBER TIRED ENLOADER						
***** THIS IS THE END OF RFQ 7011EC22 ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

**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. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
4. 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.
5. Payment may only be made after the delivery and acceptance of goods or services.
6. Interest may be paid for late payment in accordance with the *West Virginia Code*.
7. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
10. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern the purchasing process.
11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
12. **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.
13. **HIPAA BUSINESS ASSOCIATE ADDENDUM:** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at [www.state.wv.us/admin/purchase/vrc/hipaa.htm](http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) and 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.
14. **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>.
15. **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, and the West Virginia Insurance Commission. 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.
16. **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 material, 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.

**INSTRUCTIONS TO BIDDERS**

1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
2. 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. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
4. 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
5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).

ADDENDUM #3  
 (ADDENDUM FROM PREBID MEETING)  
 7011EC22

4 WHEEL DRIVE RUBBER TIRED ENDLOADER

CHANGES TO SPECIFICATIONS:

FROM:

- 6.1 IDENTIFICATION OF THE UNIT BEING PROPOSED – Last Sentence Only  
 The unit specified herein and offered to be manufactured after January 1, 2010 and be clearly identified and marked with date of manufacturer.

TO:

- 6.1 IDENTIFICATION OF THE UNIT BEING PROPOSED – Last Sentence Only  
 The unit specified herein and offered to be manufactured after January 1, 2011 and be clearly identified and marked with date of manufacturer.

VENDOR QUESTION:

- 8.1.1 Unit shall have a breakout force of 14,000 pounds minimum.  
 Our machine has a breakout force of 17,342 – could we raise the requirement?  
**RESPONSE:** No change required – meets minimum

VENDOR QUESTION:

- 8.2 Overall length ( bucket lowered) 23 foot approximately.  
 Our machine is 21' 1" – does that meet the “approximate” spec? If not, could we lower the requirement?  
**RESPONSE:** No change required

VENDOR QUESTION:

- 8.3.1 Tipping load straight  
 Our machine has a straight tipping load of 12,218 lbs. – could we lower the requirement?  
**RESPONSE:** No change required

VENDOR QUESTION:

- 8.8.1 Engine to be a minimum power rating of 98 HP and shall be Tier 3 compliant with appropriate hardware. Our machine us 95 HP net, 101 HP gross and is Tier 2 compliant – could we change the HP rating to 95 HP net and drop the Tier requirement?**  
**RESPONSE: Change to read “Engine to be a minimum power rating of 98 HP”.**

VENDOR QUESTION:

- 8.8.3 Engine shall have an engine block water heating element (1500-2000 watt). Engine shall have a cold weather starting system consisting of an electric intake manifold pre-heater.**  
 Our machine has a 1000 watt block heater and glow plugs – could we lower the wattage and change the verbage to read “glow plugs”.  
**RESPONSE: No change required**

VENDOR QUESTION:

- 8.16.2 Transmission to have four (4) forward speeds and four (4) reverse with a forward ground speed of minimum of 23 mph. A hydrostatic transmission machine does not have forward gears and reverse gears. Our machine has 2 forward speeds (high and low) and reverse. The top speed in high speed is 20 mph – can we adjust the top speed down and change the wording on the gears?**  
**RESPONSE: Change to read “Transmission to have high/low, forward and reverse with a ground speed of minimum 23 mph.”**

VENDOR QUESTION:

- 8.21.2 Wheels shall be manufacturer’s recommended size for unit bid. We would like to clarify a tire size to make sure everyone is on the same page – we would suggest a 17.5R25**  
**RESPONSE: Note statement is from 8.21.1 - No change required**

VENDOR QUESTION:

- 8.22.13 Unit shall have adjustable tilt and telescoping steering wheel for easier operator control. Our unit has adjustable tilt, but not telescoping**  
**RESPONSE: Note – specification is “should have” – No change required**

VENDOR QUESTION:

8.24.1 Tachometer – Our unit does not have a tachometer

**RESPONSE:** Not mandatory – No Change Required

VENDOR QUESTION:

8.24.8 Transmission oil temperature indicator

A hystat machine does not have transmission oil – needs changed to Hydraulic Oil temperature Indicator

**RESPONSE:** Change to read “Transmission oil and/or hydraulic oil temperature indicator or hydraulic filter bypass indicator”

VENDOR QUESTION:

8.24.9 Transmission oil pressure indicator – Same as above – needs changed to Hydraulic Filter Bypass Indicator

**RESPONSE:** Delete 8.24.9 – “Transmission oil pressure indicator”

VENDOR QUESTION:

8.25.1 The general purpose bucket shall be 1.75 cubic yard minimum with a bolt on cutting edge and a 2.1 cubic yard heaped capacity approximate. This is a large bucket for this size machine. Our bucket is 1.4 cubic yard minimum and 1.7 cubic yard heaped capacity – could we lower it?

**RESPONSE:** No Change Required

ADDENDUM #3  
 (ADDENDUM FROM PREBID MEETING)  
 7011EC22

4 WHEEL DRIVE RUBBER TIRED ENDLOADER

CHANGES TO BIDDER'S EVALUATION REPORT:

CHANGE BID OPENING FROM ADDENDUM #1:  
 NO CHANGE REQUIRED TO BIDDER'S EVALUATION REPORT

X6.1 NO CHANGE REQUIRED TO BIDDER'S EVALUATION

NO CHANGE REQUIRED

X8.1.1 Breakout force: \_\_\_\_\_ pounds

NO CHANGE REQUIRED

X8.2 Overall length (bucket lowered): \_\_\_\_\_ foot

NO CHANGE REQUIRED

X8.3.1 Tipping load straight: \_\_\_\_\_ pounds

**FROM:**

X8.8.1 Engine power rating of \_ HP and is Tier 3 compliant with appropriate hardware\_Y\_N

**TO:**

X8.8.1 Engine power rating of \_\_\_\_\_ HP

**NO CHANGE REQUIRED:**

**X8.8.3** Engine equipped with an engine block water heating element (1500-2000 watt)?  
\_\_\_\_\_ YES \_\_\_\_\_ NO

Does engine have cold weather starting system consisting of an electric intake manifold pre-heater?  
\_\_\_\_\_ YES \_\_\_\_\_ NO

**FROM:**

**X8.16.2** Number of forward speeds\_ Number of reverse speeds\_  
Forward ground speed: \_HP

**TO:**

**X8.16.2** Does transmission have high/low \_\_\_\_\_ YES \_\_\_\_\_ NO  
forward and reverse \_\_\_\_\_ YES \_\_\_\_\_ NO      Ground speed \_\_\_\_\_MPH

**NO CHANGE REQUIRED:**

**X8.21.1** Are wheels manufacturers recommended size for unit bid? \_\_\_\_\_ YES \_\_\_\_\_ NO  
Specify size: \_\_\_\_\_

**NO CHANGE REQUIRED:**

**X8.22.13** Is unit equipped with adjustable tilt and telescoping steering wheel for easier operator control?  
\_\_\_\_\_ YES \_\_\_\_\_ NO

**NO CHANGE REQUIRED:**

**X8.24.1** Tachometer? \_\_\_\_\_ YES \_\_\_\_\_ NO

FROM:

X8.24.8 Does unit have transmission oil temperature indicator? \_YES\_N

TO:

X8.24.8 Transmission oil and/or hydraulic oil temperature indicator or hydraulic filter bypass indicator \_\_\_\_\_ YES \_\_\_\_\_ NO

DELETE:

X8.24.9 Does unit have transmission oil pressure indicator? \_Y\_N

NO CHANGE REQUIRED:

X8.25.1 General purpose bucket capacity: \_\_\_\_\_ Cu Yd

Bolt on cutting edge \_\_\_\_\_ YES \_\_\_\_\_ NO Heaped capacity: \_\_\_\_\_ Cu Yd