



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

# Solicitation

NUMBER
DPS1307

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
TARA LYLE 304-558-2544

V E N D O R	RFQ COPY
	TYPE NAME/ADDRESS HERE

S H I P T O	WEST VIRGINIA STATE POLICE
	4124 KANAWHA TURNPIKE
	SOUTH CHARLESTON, WV 25309 304-746-2141

DATE PRINTED
08/28/2012

BID OPENING DATE: 09/11/2012 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 1		
				SEE ATTACHED PAGES.		
				END OF ADDENDUM NO. 1		
0001	1	LS		680-04		
				AMMUNITION		
***** THIS IS THE END OF RFQ DPS1307 ***** TOTAL:						

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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

**SOLICITATION NUMBER: DPS1307**  
**Addendum Number: 1**

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The purpose of this addendum is to modify the solicitation identified as DPS1307 (“Solicitation”) 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
- Attachment of vendor questions and responses
- Attachment of pre-bid sign-in sheet
- Correction of error
- Other

**Description of Modification to Solicitation:** To respond to vendor questions and move the bid opening date.

**Additional Documentation:** Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

**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.

## ATTACHMENT A

QUESTIONS:

Q1: Line 13 00 Buckshot is referenced, however can you please let us know if this needs to be 9 pellet or an 8 pellet load. Additionally we need to know if a full power load or a reduced recoil load is required?

A1: 9 shot full load 00 buck

Q2: Line 14 shotgun slugs, can you please clarify if this is a 1oz slug and if this needs to be a full power load or a reduced recoil load?

A2: 1 oz. full load slug

Q3: Line 17 .22 Long Rifle references a 40 grain soft point from Federal Cartridge, can you please let us know if this can be a Solid or does this have to be a Copper Plated bullet, please see the attached website link so that we may have 100% clarification.

Solid Soft Point <http://www.federalpremium.com/products/rimfire.aspx>

Copper Plated Soft Point  
<http://www.federalpremium.com/products/rimfire.aspx>

A3: 22 LR 40 grain copper

Q4: Will this contract be a single vendor award or a multiple vendor award?

A4: The contract will be awarded to one vendor.

Q5: General Terms and Conditions section 22 page 11, we are a non-resident small business, section 22 states that a certified WV non-resident small business must submit in writing with the bid submission the certification. However it is referenced that a non-resident small business must be certified prior to bid submission, do we need to get this done prior to submitting this bid?

A5: Please see the Vendor Preference Form, page 33, attached the RFQ. Another copy of the form is hereto attached.

Q6: General Terms and Conditions section 3 page 6, If the State of WV decides to extend the contract for one of the 2 (1) year renewals does the pricing have to remain fixed for the extension year or will there be an the ability to incur a price increase?

A6: Please see Section 6 on page 7 of the RFQ.

Q7: Under Specifications 6.1 on page 24 - Delivery time is specified as 45 days after receipt of order unless the agency grants a longer period at the time of order. Please be advised that the two companies whose products are generally referenced as the standard of performance, Speer and Federal, are owned by ATK. At this time ATK will not make any guarantees about delivery time of any product to any vendor or any end user. No other vendor will be able to state otherwise and support it with any written document from the manufacturer. Projected delivery times vary widely and change with changing demands on the production capability of the manufacturer

If we are awarded this contract we will be able to provide the Agency with the manufacturer's BEST ESTIMATE of delivery time but ONLY at the time a specific order is placed. We cannot predict how often ATK, the parent company of both Federal and Speer, will be unable to meet the required 45 day delivery time.

A7: To delete Section 6.1 Delivery Time in its entirety -

6.1 Delivery Time – Delivery must be made within Forty Five (45) days and guaranteed after the receipt of the order by the vendor. Any exception must be authorized in writing by the Agency at the time the order is placed. Failure to obtain written authorization from the Agency for any order which will exceed forty-five (45) days may result in the cancellation of the contract. It is expected that the majority of all orders placed against this contract shall meet the forty five (45) day delivery. Exceptions shall be limited to large orders or unusual circumstances.

and replace with the following:

6.1 Delivery Time – Delivery should be made within Forty Five (45) days of receipt of the order by the vendor. If delivery cannot be made within Forty Five (45) days, the vendor must notify the agency as soon as possible of the manufacturer's best estimate of delivery time. It is expected that the majority of all orders placed against this contract shall meet the forty five (45) day delivery. Exceptions shall be limited to large orders or unusual circumstances.

Q8: Under Specification 7.2 on page 25

The Vendor is required to maintain adequate stocks of all ammunition to meet this contract. However, with two one year renewal options this contract could run up to three years. Over the PAST three years ATK, the parent company of both Federal and Speer, has changed its policy toward stocking its Law Enforcement distributors with contract items at contract prices. There have been times during the past three years when ATK has refused to ship contract items at contract prices to a vendor warehouse.

We routinely attempt to stock adequate quantities of ammunition to meet our customers' needs. However if the manufacturer is inconsistent in its policy of supplying its distributors and chooses to adopt a policy under which it will not allow a vendor to stock its items at contract prices we do not have the power to force them. It is our intention, should we win this contract to stock the necessary items but we can only do so if the manufacturer's policy supports this requirement. We can provide references to the appropriate executives at ATK to enable the State of West Virginia to verify our contention.

A8: Please see Section 6 on Page of the RFQ.

**The bid opening has moved from 09/06/2012 to 09/11/2012. Bid opening time remains at 1:30 pm.**

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: DPS1307**

**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 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.

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Company

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Authorized Signature

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Date

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

Revised 6/8/2012