



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

Purchase Order

PURCHASE ORDER NO.
 CANLINE06

PAGE
 1

BLANKET RELEASE

CORRECT PURCHASE ORDER NUMBER MUST APPEAR ON ALL PACKAGES, INVOICES, AND SHIPPING PAPERS. QUESTIONS CONCERNING THIS PURCHASE ORDER SHOULD BE DIRECTED TO THE BUYER AS NOTED BELOW.

CHANGE ORDER

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

AGENCY COPY

INVOICE TO
 DEPARTMENT OF ADMINISTRATION
 ACCOUNTING SECTION
 2019 WASHINGTON STREET, EAST
 POST OFFICE BOX 50121
 CHARLESTON, WV 25305-0121

VENDOR
 *709003155 732-752-3200
 ALL AMERICAN POLY CORPORATION
 40 TURNER PLACE
 PISCATAWAY NJ 08854

SHIP TO
 ALL STATE AGENCIES
 AND POLITICAL SUBDIVISIONS
 (LOCATION AS INDICATED BY
 CONTRACT ORDER)

DATE PRINTED	TERMS OF SALE	FEIN/SSN	FUND		
05/25/2006	NET 30	132837320			
SHIP VIA	F.O.B.	FREIGHT TERMS	ACCOUNT NUMBER		
BEST WAY	DESTINATION	PREPAID	MUL-MUL		
LINE	QUANTITY	UOP	VENDOR ITEM NO.	UNIT PRICE	AMOUNT
	DELIVERY DATE	CAT. NO.	ITEM NUMBER		
BLANKET OPEN-END STATWIDE CONTRACT TO PROVIDE CAN LINERS TO ALL WEST VIRGINIA STATE AGENCIES AND POLITICAL SUBDIVISIONS. THIS AWARD IS PER THE FOLLOWING: 1. REQUEST FOR QUOTATION DATED 3/28/2006. 2. SPECIFICATIONS DATED 3/28/2006. 3. VENDOR'S BID DATED 5/9/2006. 4. SAMPLES SUBMITTED AS PROOF OF QUALITY. NOTE: SAMPLES SHALL BE RETAINED. FAILURE TO THE SUPPLY THE SAME QUALITY LEVEL AS THE SUBMITTED SAMPLES MAY BE GROUNDS FOR CANCELLATION OF THE CONTRACT. DELIVERY: DELIVERY SHALL BE MADE WITHIN 10 DAYS OF RECEIVING AN ORDER. FAILURE TO DELIVER ON TIME MAY BE GROUNDS FOR CANCELLATION OF THE CONTRACT. CONTRACT COORDINATOR:					

WV STATE PURCHASING DIVISION
 ADMINISTRATION UNIT
 CERTIFIED ENCUMBERED

 MAY 30 2006

Beverly Toler

IF APPROVAL AS TO FORM IS REQUIRED BY ATTORNEY GENERAL, CHECK HERE *BJF 5-25-06*

APPROVED FOR ONE FISCAL YEAR
Samuel Wayfield
 APPROVED AS TO FORM BY ASSISTANT ATTORNEY GENERAL

TOTAL OPEN END .00

BETTY FRANCISCO 304-558-0468
 BY *Laura P. [Signature]* 5/25/06
 PURCHASING DIVISION AUTHORIZED SIGNATURE

**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 registration fee. (Effective June 8, 2006, the fee will change from \$45.00 to \$125.00 pursuant to House Bill 4031.)
5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, 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, this contract is automatically null and void, and is terminated 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 Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

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 cases of discrepancy.
5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
6. **DUPLICATE BIDS:** All quotations must be delivered by the bidder to the respective offices 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.

ORIGINAL SIGNED BID TO:

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

DUPLICATE BID TO:

State Auditor's Office
Bid Observer
Building 1 Room W114
1900 Kanawha Boulevard, East
Charleston, WV 25305-0230

NOTICE: Beginning June 8, 2006, there is no need to submit a duplicate bid to the State Auditor's Office pursuant to House Bill 4031.



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LINE	QUANTITY	UOP	VENDOR ITEM NO.		UNIT PRICE	AMOUNT		
	DELIVERY DATE	CAT. NO.	ITEM NUMBER					
			ZEKE ROSENWASSER					
			(800) 526-3551		TOLL FREE #			
			(732) 752-3200		EXT. 1124PHONE			
			(732) 752-2305		FAX			
			ZEKE@ALLAMPOLY.COM		EMAIL			
	PRICING:	SEE THE ATTACHED CONTRACT PRICING PAGE.						
	NOTE:	AGENCIES MAY MAKE SMALL PURCHASES (UNDER \$300.00) FROM A LOCAL SOURCE IF PRICING INCLUDES DELIVERY AND RESULTS IN A SAVINGS TO THE AGENCY. AGENCIES ARE NOT PERMITTED TO MAKE NUMEROUS PURCHASES TO AVOID USING THIS CONTRACT AND TO CIRCUMVENT PURCHASING POLICY.						
0001	1	CS	665-24-97-001		.00000	.00		
	06/01/2006							
	TRASH CAN LINERS							
	EXHIBIT 3							
	LIFE OF CONTRACT:	THIS CONTRACT BECOMES EFFECTIVE ON JUNE 1, 2006 AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS						

IF APPROVAL AS TO FORM IS REQUIRED BY ATTORNEY GENERAL, CHECK HERE

TOTAL

APPROVED AS TO FORM BY
 ASSISTANT ATTORNEY GENERAL

BY _____
 PURCHASING DIVISION AUTHORIZED SIGNATURE



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	<p>NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN</p>						

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	<p>MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT. IF AGENCY MAKES PURCHASE USING THE P-CARD (PREFERRED METHOD) NO WV-39 IS REQUIRED BY THE PURCHASING DIVISION.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY</p>						

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			ELECTRONIC MEDIUM SUCH AS CD-ROM.				
	PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A LOCAL BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY FOR ORDERS THAT ARE LESS THAN \$2,500 AS A CONDITION OF AWARD.						

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CANLINE06

CANLINE06 PRICING PAGE						
ALL AMERICAN POLY						
Item	Size	Description	Thickness	Stock #	Count Per Case	Cost Per Case
Black Can Liners						
1	15" x 9" x 23"	10 Gallons	1.5 Mil	15923A	1000	\$14.91
2	18" x 13" x 40"	30-32 Gallons	1.5 Mil	181340B	100	\$8.35
3	22" x 16" x 58"	52 Gallons	2.0 Mil	22158C	100	\$19.81
4	23" x 17" x 48	39-40 Gallons	1.5 Mil	231748D	100	\$12.94
5	23" x 17" x 48	39-40 Gallons	2.0 Mil	231748E	100	\$17.26
6	23" x 17" x 48	39-40 Gallons	2.5 Mil	213748F	100	\$21.58
Orange Can Liner						
7	33" x 10" x 39"	Dept of Highways	2.5 Mil	331039G	100	\$21.86
Clear Can Liners						
8	15" x 9" x 23"	10 Gallons	1.5 Mil	15923A	1000	\$14.91
9	18" x 13" x 40"	30-32 Gallons	1.5 Mil	181340H	100	\$9.46
10	22" x 16" x 58"	52 Gallons	2.0 Mil	221658I	100	\$22.46
11	23" x 17" x 48	39-40 Gallons	1.5 Mil	231748J	100	\$14.66
12	23" x 17" x 48	39-40 Gallons	2.0 Mil	231748K	100	\$19.56
13	23" x 17" x 48	39-40 Gallons	2.5 Mil	231748L	100	\$24.46
Twist Tie						
14	4" minimum		N/A	N/A	N/A	Included Upon Request
Inside Delivery Charge/Cost per order						\$50.00
Contract Coordinator: <u>Mr. Zeke Rosenwasser</u>						
Telephone No.: <u>(732-) 752-3200 Ext. 1124</u>						
Toll Free Phone No.: <u>(800) 526-3551</u>						
Fax No.: <u>(732) 752-2305</u>						
E-Mail: <u>zeke@allampoly.com</u>						



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			RECEIPT TICKET FOR PURCHASE ORDER:			CANLINE06	
LINE	CATNO	ITEM	NUMBER	DESCRIPTION		QTY	DATE
0001	665-24	97-001	TRASH CAN LINERS				
		SIGNATURE _____		DATE _____			

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