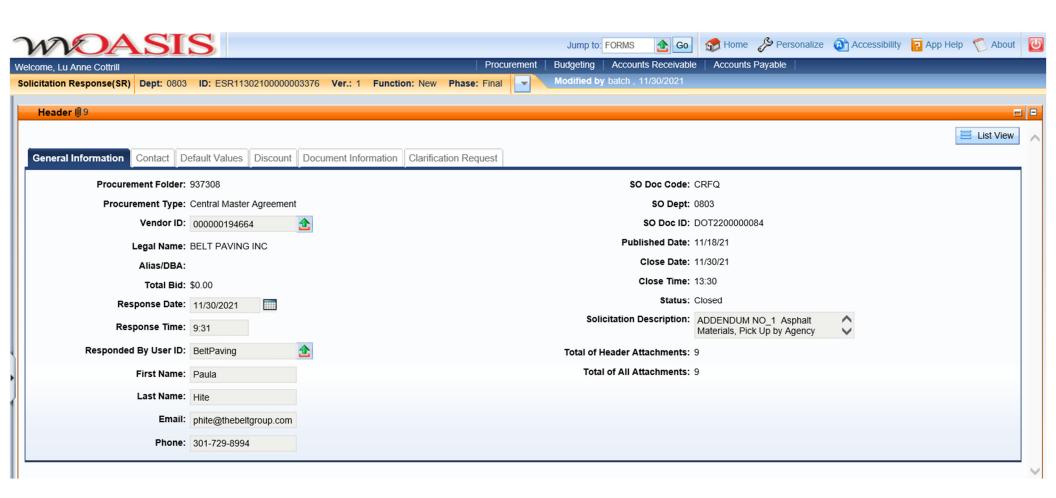


2019 Washington Street, East Charleston, WV 25305 Telephone: 304-558-2306 General Fax: 304-558-6026

Bid Fax: 304-558-3970

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*. 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* with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.





State of West Virginia Solicitation Response

Proc Folder:

937308

Solicitation Description:

ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency

Proc Type: Central Master Agreement

Solicitation Closes Solicitation Response Version

2021-11-30 13:30 SR 0803 ESR11302100000003376 1

VENDOR

000000194664 BELT PAVING INC

Solicitation Number: CRFQ 0803 DOT2200000084

Total Bid: 0 Response Date: 2021-11-30 Response Time: 09:31:30

Comments:

FOR INFORMATION CONTACT THE BUYER

John W Estep 304-558-2566 john.w.estep@wv.gov

Vendor Signature X

FEIN# DATE

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

Date Printed: Nov 30, 2021 Page: 1 FORM ID: WV-PRC-SR-001 2020/05

Line Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1 Asphalt	0.00000	TON	0.000000	0.00

Comm Code	Manufacturer	Specification	Model #	
30121601				

Commodity Line Comments:

Extended Description:

Asphalt

Date Printed: Nov 30, 2021 Page: 2 FORM ID: WV-PRC-SR-001 2020/05



CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

1

Number:

WV024895

Classification:

GENERAL BUILDING GENERAL ENGINEERING

> BELT PAVING INC DBA BELT PAVING INC PO BOX 1002 CUMBERLAND, MD 21501

Date Issued

Expiration Date

NOVEMBER 15, 2021

NOVEMBER 15, 2022

Authorized Company Signature

Chair, West Virginia Contractor Licensing Board

A copy of this license must be readily available for inspection by the Board on every job site where contracting work is being performed. This license number must appear in all advertisements, on all bid submissions, and on all fully executed and binding contracts. This license is non-transferrable. This license is being issued under the provisions of West Virginia Code, Chapter 30, Article 42.

SOLICITATION NUMBER: CRFQ DOT2200000084 Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as CRFQ DOT22000000084 ("Solicitation") to reflect the change(s) identified and described below.

Applicable Addendum Category:

LJ	Modify bid opening date and time
[]	Modify specifications of product or service being sought
[X]	Attachment of vendor questions and responses
[]	Attachment of pre-bid sign-in sheet
[]	Correction of error
[]	Other

Additional Documentation:

Addendum of Vendor Questions and Responses

Bid Opening remains 11/30/2021 at 1:30pm

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.

Asphalt Materials Pick Up by Agency

To answer vendor posed questions.

Question #1:

In reference to Page 8 number 7 of the Asphalt Pickup bid that reads "Determining Low Bid Per Project" We have the following questions: Could you please provide the criteria and or the formula for how the lowest overall cost per project is determined?

Response #1:

The District Engineer, or their designee, will determine the anticipated needs of the project in advance, and will then look up the bid prices for all anticipated Contract Items for Vendors awarded a contract in the county. The bid prices will be multiplied by the estimated quantities for the project, and those calculations then totaled. Contract Items, including mileage, hauling mileage, mobilization, etc. will be factored into the total. The Vendor with the lowest bid price for the overall project will be issued a Delivery Order and offered the work. If they decline or are unavailable for the project, the District will then offer the project to the next lowest bidder.

WVDOH personnel utilize the PO Contract Asphalt Prices tool to assist them in looking up bid prices. This tool is created internally, using Vendors bid prices and the "Price Adjustments" described in Section 4 of the <u>Asphalt Materials Pick Up by Agency</u> specifications. This tool is available on the WVDOH website at:

https://transportation.wv.gov/highways/maintenance/Pages/POContractAsphalt Prices.aspx.

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: CRFQ DOT2200000084

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 N	Numbers Received:			
(Check the bo	ox next to each addendum	received	l)	
[X]	Addendum No. 1	[]	Addendum No. 6
[]	Addendum No. 2	[]	Addendum No. 7
[]	Addendum No. 3	[]	Addendum No. 8
[]	Addendum No. 4	[]	Addendum No. 9
[]	Addendum No. 5	[]	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.

Belt Paving, Inc.
Company Randy Cirillo, C.OO, Sr. V.P.
Authorized Signature
11/30/2021
Date

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

Asphalt Materials Pick Up by Agency ATTACHMENT A PRICING PAGE (ATT A)

VENDOR INSTRUCTIONS:

<u>Vendor shall complete Parts I, II and III below in their entirety</u>. Failure to provide the Asphalt Plant Name and Asphalt Plant Location will result in the <u>disqualification</u> of corresponding Contract Items. Vendor must complete a seperate Pricing Page (ATT A) for EVERY sourced Asphalt Plant providing Contract Items for pick up by WVDOH forces.

PART I: VENDOR & ASPHALT PLANT INFORMATION (Required)

Vendor Name:	Belt Paving, Inc.	
Asphalt Plant Name:	Waxier Road Plant	
Asphalt Plant Location:	11269 Waxler Road, Keyser, WV 26726-6686	
(911 Address)	11269 Waxler Road, Keyser, WV 26726-6686	

PART II: WVDOH DISTRICTS SERVED BY ABOVE ASPHALT PLANT (Required). Mark all Districts which include one or more counties served by the Asphalt Plant listed above in Part I.

	District 1:	Boone, Clay, Kanawha, Mason and Putnam counties
	District 2:	Cabell, Lincoln, Logan, Mingo and Wayne counties
П	District 3:	Calhoun, Jackson, Pleasants, Ritchie, Roane, Wirt and Wood counties
П	District 4:	Doddridge, Harrison, Marion, Monongalia, Preston and Taylor counties
X	District 5:	Berkeley, Grant, Hampshire, Hardy, Jefferson, Mineral and Morgan
	District 6:	Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel counties
	District 7:	Barbour, Braxton, Gilmer, Lewis, Upshur and Webster counties
П		Pendleton, Pocahontas, Randolph and Tucker counties
М	District 9:	Fayette, Greenbrier, Monroe, Nicholas and Summers counties
		: McDowell, Mercer, Raleigh and Wyoming counties

PART III: ENTER PRICE PER UNIT OF MEASURE FOR CONTRACT ITEMS BID.

Contract	Contract Item Description	Unit of Measure	List Price
Α	Asphalt Section 401 - Base I	TON	56.50
В	Asphalt Section 401 - 25mm Superpave	TON	56.50
C	Asphalt Section 401 - Base II	TON	58.00
D	Asphalt Section 401 - Patch and Level	TON	58.00
E	Asphalt Section 401 - Wearing IV	TON	58.00
F	Asphalt Section 402 - Wearing IV	TON	66.00
G	Asphalt Section 401 - 19mm Superpave	TON	58.00
Н .	Asphalt Section 401 - Scratch Course	TON	60.00
ī	Asphalt Section 402 - 9.5mm Superpave	TON	70.00
j	Asphalt Section 401 - Wearing 1	TON	60.00
K	Asphalt Section 402 - Wearing 1	TON	64.50
L	Asphalt Section 401 - 4.75mm Superpave	TON	68.00
М	Asphalt Section 402 - 4.75mm Superpave	TON	79.00
N	Asphalt Section 401 - Wearing III	TON	67.50
0	Asphalt Section 402 - Wearing III	TON	80.25
Р	Asphalt Section 401 - 12.5mm Superpave	TON	60.50
Q	Asphalt Section 402 - 12.5mm Superpave	TON	67.00
R	Asphalt Plant Run	TON	60.00
S1	Surcharge for PG Binder - 70 minus 22	TON	4.50
	Surcharge for PG Binder - 76 minus 22 - ordered in 400 ton increments	TON	11.50
T1	Off-Season Plant Opening - First Day	DAY	5750.00
T2	Off-Season Plant Opening - Each Additional Day	DAY	3450.00

ATT A - Pick Up 2022 6622C011



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 **Highways**

Proc Folder:

937308

Doc Description: ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency

Reason for Modification:

ADDENDUM NO 1

Vendor Questions and Responses

Proc Type:

Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2021-11-18	2021-11-30 13:30	CRFQ 0803 DOT2200000084	2

BID RECEIVING LOCATION

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

VENDOR

Vendor Customer Code: 000000194664

Vendor Name: Belt Paving, Inc.

Address: P.O. Box 1002

Street: 11521 Milnor Ave.

City: Cumberland

State: MD

Country: USA

Zip: 21502

Principal Contact: Randy Cirillo

Vendor Contact Phone: 301-729-8994

Extension:

FOR INFORMATION CONTACT THE BUYER

John W Estep 304-558-2566

john.w.estep@wv.gov

Vendor Signature X

Randy Cirllo, COO, Sr VP**FEIN#** 52-1860597

DATE 11/30/2021

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

Date Printed: Nov 18, 2021

Page: 1

FORM ID: WV-PRC-CRFQ-002 2020/05

ADDITIONAL INFORMATION

ADDENDUM NO_1

Addendum No_1 issued to publish and distribute the attached information to the Vendor Community.

REQUEST FOR QUOTATION:

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways, to establish an openend Asphalt Materials, Pick Up by Agency contract for use by WVDOH and the West Virginia Parkways Authority upon their request, on preventive maintenance and repair projects throughout the state of West Virginia, from the Vendor's plant. Contract pricing shall be made available to other public agencies upon their request and with the approval of the West Virginia Purchasing Division. Per the Bid Requirements, Specifications, Terms and Conditions attached to this solicitation.

INVOICE TO		SHIP TO	
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER		VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER	
AS INDICATED BY	ORDER	AS INDICATED BY ORI	JER
No City	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Asphalt	0.00000	TON		

Comm Code	Manufacturer	Specification	Model #	
30121601				

Extended Description:

Asphalt

SCHEDULE OF EVENTS

<u>Line</u>	Event	Event Date
1	Tech Questions due by 10:00am	2021-11-18

	Document Phase	Document Description	Page 3
DOT2200000084		ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency	

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

BELTINC

Client#: 29934

ACORD_™

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 11/16/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer any rights to the certificate holder in lieu of such endorsement(s).

PRODUCER		CONTACT Kayla D. McCullough				
CBIZ Insurance Svcs., Inc. 44 Baltimore Street Cumberland, MD 21502 301 777-1500		PHONE (A/C, No, Ext): 301 777-1500 FAX (A/C, No): E-MAIL ADDRESS: kmccullough@cbiz.com				
		INSURER A: National Union Fire Insurance Co.	19445			
		INSURED		INSURER B : Travelers Property Casualty Co of Am.	25674	
Belt Paving, Inc. 11269 Waxler Road		INSURER C : New Hampshire Insurance Co	23841			
		INSURER D : Charter Oak Fire Insurance Co.	25615			
Keyser, WV	6726-0000	INSURER E : Sirius International Insurance Corp				
		INSURER F:				
COVERAGES CERTIFICATE NUMBER:		REVISION NUMBER:				

IN	IIS IS TO CERTIFY THAT THE POLICIES DICATED. NOTWITHSTANDING ANY RE	QUIREME	ENT, TERM OR CONDITION OF AN	IY CONTRACT OF	R OTHER DOO	CUMENT WITH RESPECT	TO WHICH THIS
C	CERTIFICATE MAY BE ISSUED OR MAY PERTAIN. THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.						
INSR LTR	TYPE OF INSURANCE	ADDL SUI		POLICY EFF (MM/DD/YYYY)		LIMIT	S
Α	X COMMERCIAL GENERAL LIABILITY		5268141	04/01/2021		EACH OCCURRENCE	\$2,000,000
	CLAIMS-MADE X OCCUR					DAMAGE TO RENTED PREMISES (Ea occurrence)	s 500,000
						MED EXP (Any one person)	\$25,000
						PERSONAL & ADV INJURY	\$2,000,000
1	GEN'L AGGREGATE LIMIT APPLIES PER:					GENERAL AGGREGATE	\$4,000,000
	POLICY X PRO-					PRODUCTS - COMP/OP AGG	s4,000,000
	OTHER:						\$
Α	AUTOMOBILE LIABILITY		4489630	04/01/2021	04/01/2022	COMBINED SINGLE LIMIT (Ea accident)	\$2,000,000
	X ANY AUTO					BODILY INJURY (Per person)	\$
	OWNED SCHEDULED AUTOS			1		BODILY INJURY (Per accident)	\$
	X HIRED AUTOS ONLY X NON-OWNED AUTOS ONLY					PROPERTY DAMAGE (Per accident)	\$
							\$
В	X UMBRELLA LIAB X OCCUR		ZUP16N1563320NF	04/01/2021	04/01/2022	EACH OCCURRENCE	\$10,000,000
l	EXCESS LIAB CLAIMS-MADE]				AGGREGATE	\$10,000,000
	DED X RETENTION \$10000					·	\$
С	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY		15893631	04/01/2021	04/01/2022	PER OTH- STATUTE ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE N	N/A				E.L. EACH ACCIDENT	\$1,000,000
	(Mandatory in NH)					E.L. DISEASE - EA EMPLOYEE	\$1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - POLICY LIMIT	\$1,000,000
D	D Contractors Equip		6604041B93A	04/01/2021	04/01/2022	Leased/Rented \$750),000
E	E Pollution & Prof		CPPLS00019050	04/01/2021	04/01/2022	\$2,000,00/ \$4,000,00	0
B Commercial Crime			107248652	04/15/2020	04/15/2023	\$1,000,000	
	DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)						
Ke	Re: CRFQ 0803 DOT2200000084 - Asphalt Materials, Pickup by Agency						
I							

Regarding Workers Compensation, policy provides West Virginia coverage with Mandolitis state code 23-4-2 The State of West Virginia is listed as additional insured

CERTIFICATE HOLDER	CANCELLATION			
State of West Virginia 1900 Kanawha Blvd. E, Bldg. 5 Charleston, WV 25305	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.			
	AUTHORIZED REPRESENTATIVE			
	Edward R. Sward			

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: Belt Paving, Ir	Address: P.O. Box 1002
	11521 Milnor Ave.
Name of Authorized Agent: Randy Cirillo	Address: Cumberland, MD 21501-1002
Contract Number: CRFQ 0803 DOT2200000084	Contract Description: Asphalt Materials, Pickup by Agency
Governmental agency awarding contract: WVDOH via	
☐ Check here if this is a Supplemental Disclosure	
List the Names of Interested Parties to the contract which are entity for each category below (attach additional pages if no	e known or reasonably anticipated by the contracting business ecessary):
1. Subcontractors or other entities performing work o	r service under the Contract
☐ Check here if none, otherwise list entity/individual na	mes below.
2. Any person or entity who owns 25% or more of con	tracting entity (not applicable to publicly traded entities)
☐ Check here if none, otherwise list entity/individual na	mes below.
Belt Paving, Inc. is owned 100% by Carl Belt,	Inc.,P.O. Box 1210, Cumberland, MD 21502
3. Any person or entity that facilitated, or negotiated services related to the negotiation or drafting of the	d the terms of, the applicable contract (excluding legal
☑ Check here if none, otherwise list entity/individual na	mes below.
Signature:	Date Signed: 11/30/2021
Notary Verification	
State of Maryland , Co	ounty of Allegany
_{I,} Randy Cirillo	, the authorized agent of the contracting business
entity listed above, being duly sworn, acknowledge that the penalty of perjury.	e Disclosure herein is being made under oath and under the
Taken, sworn to and subscribed before me this 30th	day of November 2021
To be completed by State Agency: Date Received by State Agency:	Paula J Vite Notary Public's Signature NOTAR

REQUEST FOR QUOTATION Asphalt Materials, Pick Up by Agency

11.4 Contract Manager: During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract Manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract Manager and his or her contact information below.

Contract Manager: Randy Cirillo
Telephone Number: 301-729-8994
Fax Number: 301-729-0163
Email Address: rcirillo@thebeltgroup.com

Vendor shall inform the Agency in writing of any changes to the information provided above within ten (10) calendar days of such changes. Failure to comply may be grounds for cancellation of this contract.

Contract Administrator and the initial point of contact for matters relating to this Contract.

(Name, Title)
Randy Cirillo, C.O.O., Sr. V.P.

(Printed Name and Title)
P.O. Box 1002, Cumberland, MD 21501-1002

(Address)
301-729-8994 / 301-729-0163

(Phone Number) / (Fax Number)
rcirillo@thebeltgroup.com

DESIGNATED CONTACT: Vendor appoints the individual identified in this Section as the

CERTIFICATION AND SIGNATURE: By signing below, or submitting documentation through wvOASIS, I certify that: I have reviewed this Solicitation in its entirety; that I understand the requirements, terms and conditions, and other information contained herein; that this bid, offer or proposal constitutes an offer to the State that cannot be unilaterally withdrawn; that the product or service proposed meets the mandatory requirements contained in the Solicitation for that product or service, unless otherwise stated herein; that the Vendor accepts the terms and conditions contained in the Solicitation, unless otherwise stated herein; that I am submitting this bid, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.

By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law.

Belt Paving, Inc.	
(Company)	
(Authorized Signature) (Representative Name, Title)	
Randy Cirillo, C.O.O, Sr. V.P.	
(Printed Name and Title of Authorized Representative)	
11/30/2021	
(Date)	
301-729-8994 / 301-729-0163	
(Phone Number) (Fax Number)	

(email address)

STATE OF WEST VIRGINIA Purchasing Division

PURCHASING AFFIDAVIT

CONSTRUCTION CONTRACTS: Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

ALL CONTRACTS: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. Code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

DEFINITIONS:

WITNESS THE FOLLOWING SIGNATURE:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (*W. Va. Code* §61-5-3) that: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

NOTARY PUBLIC

Purchasing Affidavit (Revised 01/19/2018)