



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

State of West Virginia  
**Contract**

Order Date: 12-21-2021

CORRECT ORDER NUMBER MUST APPEAR  
 ON ALL PACKAGES, INVOICES, AND  
 SHIPPING PAPERS. QUESTIONS  
 CONCERNING THIS ORDER SHOULD BE  
 DIRECTED TO THE DEPARTMENT  
 CONTACT.

Order Number:	CCT 0708 0700 ABC2000000001 6	Procurement Folder:	92163
Document Name:	FIRE PREVENTION RENOVATIONS	Reason for Modification:	Change Order #3 issued to modify and renew the contract.
Document Description:	Change Order #3 - Fire Prevention Renovations		
Procurement Type:	Central Contract - Fixed Amt		
Buyer Name:	Joseph E Hager III		
Telephone:	(304) 558-2306		
Email:	joseph.e.hageriii@wv.gov		
Shipping Method:	Best Way	Effective Start Date:	2019-12-30
Free on Board:	FOB Dest, Freight Prepaid	Effective End Date:	2022-12-29

VENDOR		DEPARTMENT CONTACT	
Vendor Customer Code:	000000160331	Requestor Name:	Fredric Wooton
MICHAEL BAKER INTERNATIONAL INC		Requestor Phone:	(304) 541-4336
400 WASHINGTON ST E STE 301		Requestor Email:	fredric.l.wooton@wv.gov
CHARLESTON WV 25301		<div style="font-size: 48pt; font-weight: bold;">22</div> <div style="font-size: 24pt; font-weight: bold;">FILE LOCATION _____</div>	
US			
Vendor Contact Phone: 304-769-0821	Extension: 2132		
Discount Details:			
<b>Discount Allowed</b>	<b>Discount Percentage</b>	<b>Discount Days</b>	
#1 No	0.0000	0	
#2 Not Entered			
#3 Not Entered			
#4 Not Entered			

INVOICE TO	SHIP TO
ACCOUNTING DEPARTMENT ALCOHOL BEVERAGE CONTROL COMMISSION 4TH FLOOR 900 PENNSYLVANIA AVE CHARLESTON WV 25302 US	ABCA WAREHOUSE HUB INDUSTRIAL PARK 97 INDEPENDENT AVE NITRO WV 25143 US

Total Order Amount:	\$105,942.00
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Purchasing Division's File Copy

ENTERED

PURCHASING DIVISION AUTHORIZATION <i>Lynnda Harper</i> DATE: 12/22/2021 ELECTRONIC SIGNATURE ON FILE	ATTORNEY GENERAL APPROVAL AS TO FORM <i>John S. Gray</i> DATE: ELECTRONIC SIGNATURE ON FILE	ENCUMBRANCE CERTIFICATION <i>Beverly Tolson</i> DATE: 1-04-2022 ELECTRONIC SIGNATURE ON FILE
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1/4/2022

**Extended Description:**

Change Order

Change Order # 3 is to modify the term of the contract in section 3 of the General Terms and Conditions to add 2 additional renewals, and to renew the contract for 1 year with the effective dates of 12/30/2021 through 12/29/2022 to allow the contract to extend until construction is complete.

Original Contract Amount: \$87,750.00  
 Change Order #1: 0.00  
 Change Order #2: \$18,192.00  
 Change Order #3: \$0.00

New Contract Amount: \$105,942.00

No other changes.

Renewals Left: 1

Line	Commodity Code	Quantity	Unit	Unit Price	Total Price
1	81101508	0.00000		0.000000	\$105,942.00
Service From	Service To	Manufacturer	Model No		
2019-12-30	2022-12-29				

**Commodity Line Description:** Architectural/Engineering design Fire Prevention Renovations

**Extended Description:**

Works as defined in Vendor's submitted Scope of Work and Fee Schedule as attached hereto.



**WEST VIRGINIA**  
**ALCOHOL BEVERAGE CONTROL ADMINISTRATION**  
FREDRIC L. WOOTON, COMMISSIONER

December 20, 2021

Michael Baker International  
400 Washington Street East, Suite 301  
Charleston, WV 25301

RE: CCT ABC2000000001

Mr. Fogarty,

Change Order #3 is being issued to modify the terms of the contract in Section 3 of the General Terms and Conditions to add 2 additional renewals and renew the current contract set to expire on 12/29/2021 for (1) year with the effective dates of 12/30/2021 through 12/29/2022.

These additional renewals have been requested to allow the construction administration in this contract to extend until construction is complete. If you agree to this modification to include 2 additional renewals, please sign and date below and return at your earliest convenience.

Sincerely,

Fredric L. Wooton  
Commissioner

Agency Signature:   
Printed Name and Title: Fredric L. Wooton  
Commissioner  
Date: 12/20/2021

Vendor Signature:   
Printed Name and Title: Patrick W. Fogarty  
SENIOR ASSOCIATE  
Date: 20 DEC 2021

# AIA Document G701™ – 2017

## Change Order

**PROJECT:** *(Name and address)*  
 ABCA Warehouse Fire Prevention  
 Renovations  
 97 Independence Avenue, Nitro, WV

**OWNER:** *(Name and address)*  
 Alcohol Beverage Control Administration  
 900 Pennsylvania Avenue - 4<sup>th</sup> Floor  
 Charleston, West Virginia 25302

**CONTRACT INFORMATION:**  
 Contract For: Professional Services  
 Date: December 29, 2019

**ARCHITECT:** *(Name and address)*  
 Michael Baker International, Inc.  
 400 Washington Street East, Suite 301  
 Charleston, West Virginia 25301

**CHANGE ORDER INFORMATION:**  
 Change Order Number: 03  
 Date: December 20, 2021

**CONTRACTOR:** *(Name and address)*  
 N/A

**THE CONTRACT IS CHANGED AS FOLLOWS:**

*(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)*

See attached modification letter.

The original Contract Sum was	\$ 87,750.00
The net change by previously authorized Change Orders	\$ 18,192.00
The Contract Sum prior to this Change Order was	\$ 105,942.00
The Contract Sum will be unchanged by this Change Order in the amount of	\$ 0.00
The new Contract Sum including this Change Order will be	\$ 105,942.00

The Contract Time will be increased by Three hundred sixty-five (365) days  
 The new date of Substantial Completion will be December 29, 2022

**NOTE:** This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Michael Baker International, Inc.  
 ARCHITECT *(Firm name)*

N/A  
 CONTRACTOR *(Firm name)*

Alcohol Beverage Control Administration  
 OWNER *(Firm name)*

SIGNATURE

SIGNATURE

SIGNATURE

PRINTED NAME AND TITLE

PRINTED NAME AND TITLE

PRINTED NAME AND TITLE

DATE

DATE

DATE

*Patrick W. Fogarty, SENIOR ASSOCIATE*

*20 DEC 2021*

*Fred L. Wooten*  
 Fred L. Wooten  
 Commissioner

*12/20/2021*

CO# 3  
CCT ABC 2021

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:**

"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 exceeds 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.

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: Michael Baker International, Inc.

Authorized Signature: [Signature] Date: 14 DEC 2021

State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 14 day of December, 2021.

My Commission expires Aug. 09, 2026.



NOTARY PUBLIC [Signature]  
Purchasing Affidavit (Revised 01/19/2018)