



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
668C0021

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
**MICHAEL AUSTIN
 304-558-2402**

RFQ COPY

TYPE NAME/ADDRESS HERE
**W-L CONSTRUCTION & PAVING, INC.
 1484 HIGHWAY 107
 P. O. DRAWER 927
 CHILHOWIE, VA 24319**

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

WV 041870

DATE PRINTED 03/05/2008	TERMS OF SALE NET 30	SHIP VIA TRUCK	FOB DESTINATION	FREIGHT TERMS NET 30
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BID OPENING DATE: **03/26/2008** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	TN		745-21		
<p>ASPHALTIC CONCRETE, HOT LAID</p> <p>PROVIDE MATERIALS, EQUIPMENT AND LABOR TO SUPPLY AT THE VENDORS PLANT, HOT-MIX ASPHALT TO THE WEST VIRGINIA DIVISION OF HIGHWAYS FOR THE USE UNDER THE CONDITIONS OF THE ATTACHED SPECIFICATIONS.</p> <p>AND/OR</p> <p>TO FURNISH MATERIALS, EQUIPMENT AND LABOR NECESSARY TO LAY DOWN HOT-MIX ASPHALT FOR THE WEST VIRGINIA DIVISION OF HIGHWAYS PER THE ATTACHED SPECIFICATIONS.</p> <p>NOTE: VENDORS SHOULD SUBMIT A COPY OF CONTRACTORS LICENSE, INSURANCE CERTIFICATE, AND WORKERS COMPENSATION CERTIFICATION IF BIDDING ITEM "H" LAY DOWN OF MATERIALS.</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS 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>						

RECEIVED

2008 APR -9 A 11: 56

PURCHASING DIVISION
 STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Hayden</i>	TELEPHONE 540-662-4008	DATE 04/09/2008	
TITLE VICE PRESIDENT	FEIN 54-1069645	ADDRESS CHANGES TO BE NOTED ABOVE	

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



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<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 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>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A</p>						

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PURCHASER

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BID OPENING DATE: 03/26/2008		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>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.</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 ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 04/11/2001</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.</p> <p>EXHIBIT 10</p> <p>REQUISITION NO.: 668C0021</p> <p>ADDENDUM ACKNOWLEDGEMENT</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Michael Austin</i>	TELEPHONE 540-662-4008	DATE 04/09/2008
TITLE VICE PRESIDENT	FEIN 54-1069645	ADDRESS CHANGES TO BE NOTED ABOVE

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I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED
 ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY
 PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.

ADDENDUM NO.'S:

- NO. 1 ✓.....
- NO. 2 ✓.....
- NO. 3
- NO. 4
- NO. 5

I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF TH
 ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS.

VENDOR MUST CLEARLY UNDERSTAND 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.

[Handwritten Signature]

 SIGNATURE

.....
 W-L Construction & Paving, Inc..
 COMPANY

.....
 April 9, 2008
 DATE

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
SIGNATURE <i>[Handwritten Signature]</i>	TELEPHONE 540-662-4008	DATE 04/09/2008
TITLE VICE PRESIDENT	FEIN 54-1069645	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>REV. 11/96</p> <p>VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>(X) BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Michael Austin</i>	TELEPHONE 540-662-4008	DATE 04/09/2008
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BID OPENING DATE: **03/26/2008** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p><input type="checkbox"/> BIDDER IS A RESIDENT VENDOR WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES WORKING ON THE PROJECT BEING BID ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p><input type="checkbox"/> BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX & REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Hayden Williams</i>	TELEPHONE 540-662-4008	DATE 04/09/2008
TITLE VICE PRESIDENT	FEIN 54-1069645	ADDRESS CHANGES TO BE NOTED ABOVE

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7

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**DIVISION OF HIGHWAYS
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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
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PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED THAT SUCH INFORMATION DOES NOT CONTAIN THE AMOUNTS OF TAXES PAID NOR ANY OTHER INFORMATION DEEMED BY THE TAX COMMISSIONER TO BE CONFIDENTIAL.

UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), BIDDER HEREBY CERTIFIES THAT THIS CERTIFICATE IS TRUE AND ACCURATE IN ALL RESPECTS; AND THAT IF A CONTRACT IS ISSUED TO BIDDER AND IF ANYTHING CONTAINED WITHIN THIS CERTIFICATE CHANGES DURING THE TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.

BIDDER: W-L Construction & Paving, Inc.

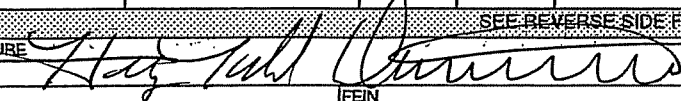
DATE: April 9, 2008

SIGNED: 
VICE PRESIDENT

TITLE: _____

* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B".
 (REV. 12/00)

NOTICE

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PAGE
8

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VENDOR PROPERTY

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: 33</p> <p>RFQ. NO.: 668C0021</p> <p>BID OPENING DATE: 03/26/2008</p> <p>BID OPENING TIME: 1:30 PM</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:</p> <p style="text-align: center;">----- 540-662-4330 -----</p> <p>CONTACT PERSON (PLEASE PRINT CLEARLY):</p> <p style="text-align: center;">----- TODD DUNMIRE -----</p>						

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SIGNATURE <i>[Signature]</i>	TELEPHONE 540-662-4008	DATE 04/09/2008	
TITLE VICE PRESIDENT	FAX 54-1069645	ADDRESS CHANGES TO BE NOTED ABOVE	

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03/05/2008	NET 30	TRUCK	DESTINATION	NET 30
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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** THIS IS THE END OF RFQ 668C0021 ***** TOTAL:						_____

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SIGNATURE *[Signature]* TELEPHONE **540-662-4008** DATE **04/09/2008**

TITLE **VICE PRESIDENT** FEIN **54-1069645** ADDRESS CHANGES TO BE NOTED ABOVE

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 1						
BID OPENING DATE AND TIME CHANGED						
FROM: 03/26/08 AT 1:30 P.M.						
TO: 04/02/08 AT 1:30 P.M.						
NOTE: VENDORS CAN COMPLETE THE BID SCHEDULE AT PURCHASING'S WEB SITE; WWW.STATE.WV.US/ADMIN/PURCHASE						
NO OTHER CHANGES						
0001	1	TN		745-21		
ASPHALTIC CONCRETE, HOT LAID						
***** THIS IS THE END OF RFQ 668C0021 ***** TOTAL:						

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***329140930 01 276-646-3804**
WL CONSTRUCTION & PAVING INC
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LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 2		
				BID OPENING DATE AND TIME CHANGED		
				FROM: 04/02/08 AT 1:30 P.M.		
				TO: 04/09/08 AT 1:30 P.M.		
				NO OTHER CHANGES		
0001	1	TN		745-21		
				ASPHALTIC CONCRETE, HOT LAID		
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TITLE: **VICE PRESIDENT** FEIN: **54-1069645** ADDRESS CHANGES TO BE NOTED ABOVE

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

1. SPECIFICATIONS

The following sections of the West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, Adopted 2000, as modified by the current Supplemental Specifications shall apply to the administration of this Contract: Sections 101, 102.4, 102.5, 105.1, 105.3, 105.4, 105.10, 105.11, 105.12, 105.13, 106.3, 106.4, 106.5, 106.6, 106.7, 106.9, 107.1, 107.2, 107.3, 107.12, 107.14, 107.15, 107.16, 107.19, 107.20, 107.23, 108.3, 108.5, 108.7, 108.8, 109.1, 109.2 and 109.20.

The requirements of the West Virginia Department of Transportation, Division of Highways' Standard Specifications, Roads and Bridges, Section 109.20, PRICE ADJUSTMENT FOR LOAD LIMIT VIOLATIONS, shall apply to all material supplied under this contract. This will include material loaded by the Vendor into Division of Highways owned and/or rented trucks.

The terms "Contractor" and "Vendor" used in the above specifications of this Contract are interchangeable. Contractor shall mean Vendor and Vendor shall mean Contractor.

West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, Adopted 2000, and the current Supplemental Specifications may be obtained from:

West Virginia Division of Highways
 State Capitol Complex
 Engineering Division, Technical Section
 Room A-650, Building Five
 1900 Kanawha Blvd., East
 Charleston, West Virginia 25305

All material, except Item F, shall be furnished in accordance with the requirements of the following West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications.

Item F shall meet West Virginia Division of Highways' Specifications, specifications of adjacent state highway departments or specifications acceptable to the Engineer for similar material as bid in Items A through E.

The distances allowed for haul costs will be over suitable routes selected by the Engineer that provides the lowest total cost to the Division of Highways and shall be measured from the Vendor's plant location to the mid-point of the project. All such chosen routes shall have acceptable load limits for both roads and bridges.

The Division of Highways reserves the right to request any one or combination of items for which bids are received at the lowest overall total as set forth above.

Acceptance of a bid for any one item shall not be dependent upon the acceptance of a bid for any other item or any combination of items. However, Item F shall not be requested except when determined by the Engineer that all other equivalent items of material are not available, then only on a pick-up basis. Also, Item G will only be requested in combination with other quoted items.

Upon receipt of a State Contract Purchase Order (SCO) for lay down of Hot Mix Asphalt or pavement profiling, the Vendor shall advise the Division of Highways, in writing, within five (5) calendar days of their acceptance of the SCO. Failure to acknowledge may result in cancellation of the SCO and re-award to the next lowest bidder.

4. CONTRACT CONDITIONS

Vendors may bid any or all items on the bid schedule. However, the amount bid on any one item may not be conditioned on the acceptance of the bid on any other item or items.

All qualified Vendors who submit a valid bid "F.O.B. Vendor's Plant" will be awarded a Contract for those items bid (see Section 12).

In the event a Contractor fails to conform to the requirements set out in this contract document, the State Contract Purchase Order or the governing specifications, the State Contract Purchase Order may be canceled and reawarded to the next lowest bidder.

The State of West Virginia reserves the right to make multiple awards on this Contract when it is in the best interest of the State to do so.

All labor rates paid by Vendor under Items H, I, J, N, O, Q, R, and T of this contract must be in compliance with the West Virginia Department of Labor Prevailing Rates, Chapter 21-5A, Series 15, 2006.

The Vendor is not authorized to ship, nor is the Division authorized to receive materials prior to the issuance of an "SCO".

6.4 Cleaning and Sweeping

Cleaning and Sweeping will normally be performed by the Division. However, Cleaning and Sweeping, if provided by the Vendor, shall be performed in accordance with Subsection 401.10.1 of the Standard Specifications. Payment shall be calculated as the paving length times the width swept in accordance with subsection 401.10.1.

6.5 Off Season Plant Opening

If the Vendor is required to open his plant in the off-season to service the needs of the Division, an additional payment will be made under Item M, off-season plant opening. Vendor will be paid additional day charge for each additional consecutive day that the plant is open after the first day to serve the needs of the Division.

If the plant produces no material for any user on any calendar day, either during the week or on the weekend, the Division will pay the first day rate for off-season plant opening on the next day of Division usage. Payment for this item is subject to the following conditions:

6.5.1 Payment for Item M can only be authorized and made during the winter months, i.e., between December 15 and March 15, and then only if the plant would not have otherwise been open.

These dates may be revised by the State Highway Engineer, if necessary, to meet specific needs in the field. Any such revision of dates will be in writing and shall be attached to the Vendor's invoice at the time payment is requested.

6.5.2 Payment will always be made in the full contract bid price amount for first day of plant opening. However, the amount paid from each additional day of plant opening will be reduced as follows:

a. Payment for additional day charge will not be made if the plant has produced over 500 tons on that particular day. If between 300 and 500 tons have been produced, payment for additional day charge will be made equal to one-half of the amount bid for additional day charge. The quantity produced to make this determination shall include all material produced that day, which includes tonnage bought by the State, the various local governments, and all private work.

6.6.2 Method of Measurement:

6.6.2.1 Mobilization for Profiling: The work shall consist of preparatory operations including movement of necessary personnel and equipment onto the project site to begin the profiling work. Only one Mobilization for Profiling per State Contract Order (SCO) shall be paid when Pavement Profiling (Milling) is required.

6.6.2.2 Pavement Profiling (Milling): "Pavement Profiling (Milling)" shall be measured as the total number of square yards planed or ground to a depth not exceeding two (2) inches. Should the required removal depth exceed two (2) inches additional quantities shall be measured for each additional two (2) inch increment.

6.6.2.3 Haul of Profiled Cuttings: Hauling of cuttings from project site to the Vendor's nearest production facility shall be paid under Item G "Haul by Vendor", and weighted on truck scales in accordance with Section 401.9.3 of the West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications.

6.7 Maintenance of Traffic

Maintenance of Traffic: Traffic Control and Temporary Pavement Marking Paint may be furnished by DOH. When Items R, S, T, U, and V are requested, traffic shall be maintained by the Vendor in accordance with Section 636 of the West Virginia Division of Highways Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications.

The project, while undergoing improvement, shall be kept open to traffic in such condition that both local and through traffic will be adequately and safely accommodated. All construction operations shall be scheduled by the Contractor to keep traffic delay to a minimum.

6.8 PRICE ADJUSTMENT OF ASPHALT CEMENT

Due to the uncertainty in estimating the costs of petroleum products that will be used during the life of this Contract, adjustment in compensation for contract Items A, B, C, D, E and F is provided for as follows:

When the ratio of the price index at purchase (I_p) divided by the price index at bidding (I_b) is less than 0.90 or greater than 1.10, the portion of the contract unit price which reflects the cost of the specified material will be adjusted for the change in accordance with the following formula:

$$AUP = CAP + [(I_p \div I_b) - 1.0] \times C$$

where

AUP = Adjusted Unit Price
 CAP = Contract Award Price
 I_b = Price Index at Time of Bid Opening
 I_p = Price Index at time of Purchase
 C = Adjustment Factor for Contract Item

The Adjustment Factor (C) for Contract Items A, B, C, D, E and F shall be calculated as follows:

$$C = AC \times I_b$$

where

AC = Statewide Average Asphalt Cement Content for The Materials Listed Under Items A, B, C, D, E and F.

The average asphalt cement content for use in the above formula is as follows:

<u>Item</u>	<u>Asphalt Content (AC)</u>
A	3.9%
B	4.8%
C	5.9%
D	7.5%
E	5.9%
F	See Below

The asphalt cement content used for Item F shall be that specified above for the similar materials in Item A through D.

6.9 PRICE ADJUSTMENT OF FUEL OIL NO. 2 (DIESEL FUEL)

Because of the uncertainty in estimating the cost of diesel fuel that will be used during the life of this contract, adjustment in compensation for contract Items A, B, C, D, E, and F is provided for as follows:

The gallons (liters) of diesel fuel for price adjustment will be determined by multiplying the usage factors listed in the table below by the amount of acceptable work performed.

All adjustments will be made based on the gallons (liters) of diesel fuel indicated in the table below and no changes will be made for variations between these usage factors and the actual factors.

COST ADJUSTMENT FACTORS FOR DIESEL FUEL USAGE

	UNITS	FACTOR
Items A, B, C, D, E, and F	Gallons per ton (Liters per megagram)	1.06 (4.43)

7. MOBILIZATION FOR PAVING LIMITS

Mobilization for Paving, Items K and L will be paid when Vendor is required to place lay down quantities (Item H) under 500 tons. In addition, nighttime mobilization for paving, Item L, will only be paid when Vendor is directed by the Engineer to perform lay down at night.

Only one mobilization for paving per day of operation will be paid, unless moves of over five miles between individual paving locations are required. In cases where a Vendor is required to move from one roadway to the adjacent roadway of a divided highway, additional mobilization for paving will only be paid if the nearest interchange or crossing point that will accommodate the Vendor's equipment is over five miles from the paving locations. (This provision may require roundtrip moves of up to 10 miles with no additional mobilization for paving payment).

At an individual paving location where the Vendor is required to place quantities of less than 500 tons on successive days and/or nights, mobilization for paving will only be paid for the initial day's and/or night's operation.

An individual paving location shall be defined as a paving job where no skips exceeding two thousand five hundred (2500) feet are involved, except between the approach slabs of a bridge or parallel pair of bridges.

Other organizational entities using this provision of the contract shall do so without any involvement of the Division of Highways. That is, the entity shall make its own purchase arrangements with the Vendor and shall make its own arrangement for payment.

11. VENDOR'S INVOICES

Separate invoices must be submitted for Items "A" through "F" and for Items "G" through "V".

Vendor's invoices must be submitted in original and one copy and contain the following:

- a. All weigh ticket numbers for material delivered and cuttings hauled during the invoicing period.
- b. Division of Highways' State Contract Purchase Order (SCO) number, and this contract number.
- c. Total quantity and unit price with the total cost of each type of material furnished.
- d. Vendors shall show all weigh ticket numbers on their individual invoices.
- e. No payment will be made to a Contractor for Item K or L unless he performs the lay down operation and the quantity involved is less than 201 tons.

Under no circumstance will the West Virginia Division of Highways accept, or pay for, quantities of material in excess of the quantity stated on the State Contract Purchase Order.

W-L CONSTRUCTION & PAVING, INC.

DISTRICT ONE12. BID SCHEDULE

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>NO BID</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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<u>Item G</u>	-	Haul by Vendor	@	<u>NO BID</u>	for first ton mile and
			@	<u>NO BID</u>	for each additional mile

<u>Item H</u>	-	Lay down of Materials		
		Items A thru E, Each Site		
		0 to 100 tons	@	<u>NO BID</u> per ton
		101 to 200 tons	@	<u>NO BID</u> per ton
		201 to 500 tons	@	<u>NO BID</u> per ton
		501 and up	@	<u>NO BID</u> per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT ONE

12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime
All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the Engineer.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT ONE

12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

W-L CONSTRUCTION & PAVING, INC.

DISTRICT TWO

12. BID SCHEDULE (Continued)

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>NO BID</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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<u>Item G</u>	-	Haul by Vendor	@	<u>NO BID</u>	for first ton mile and
			@	<u>NO BID</u>	for each additional mile

<u>Item H</u>	-	Lay down of Materials Items A thru E, Each Site			
		0 to 100 tons	@	<u>NO BID</u>	per ton
		101 to 200 tons	@	<u>NO BID</u>	per ton
		201 to 500 tons	@	<u>NO BID</u>	per ton
		501 and up	@	<u>NO BID</u>	per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT TWO

12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime
All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

W-L CONSTRUCTION & PAVING, INC.

DISTRICT TWO

12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

W-L CONSTRUCTION & PAVING, INC.

DISTRICT THREE12. BID SCHEDULE (Continued)

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>NO BID</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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<u>Item G</u>	-	Haul by Vendor		
		@ <u>NO BID</u>		for first ton mile and
		@ <u>NO BID</u>		for each additional mile

<u>Item H</u>	-	Lay down of Materials Items A thru E, Each Site		
		0 to 100 tons	@ <u>NO BID</u>	per ton
		101 to 200 tons	@ <u>NO BID</u>	per ton
		201 to 500 tons	@ <u>NO BID</u>	per ton
		501 and up	@ <u>NO BID</u>	per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT THREE12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime

All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT THREE12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

DISTRICT FOUR12. BID SCHEDULE (Continued)

- Item A - Hot-Mix Asphalt
Base I
F.O.B. Vendor Plant @ NO BID
per ton
- Item B - Hot-Mix Asphalt
Base II (Patch & Level),
or Wearing IV
F.O.B. Vendor Plant @ NO BID
per ton
- Item C - Hot-Mix Asphalt
Wearing I (Scratch)
F.O.B. Vendor Plant @ NO BID
per ton
- Item D - Hot-Mix Asphalt
Wearing III
F.O.B. Vendor Plant @ NO BID
per ton

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

- Item E - Hot-Mix Asphalt
Skid Resistant Pavement
F.O.B. Vendor Plant @ NO BID
per ton

The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

- Item F - Hot-Mix Asphalt
Plant Run
F.O.B. Vendor Plant @ NO BID
per ton
- Item G - Haul by Vendor
@ NO BID for first ton mile and
@ NO BID for each additional mile
- Item H - Lay down of Materials
Items A thru E, Each Site
0 to 100 tons @ NO BID per ton
101 to 200 tons @ NO BID per ton
201 to 500 tons @ NO BID per ton
501 and up @ NO BID per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT FOUR12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime

All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT FOUR12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

DISTRICT FIVE12. BID SCHEDULE (Continued)

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>41.00</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>47.00</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>52.00</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>59.00</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>58.00</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>52.00</u>
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<u>Item G</u>	-	Haul by Vendor		
		@ <u>1.50</u>		for first ton mile and
		@ <u>0.30</u>		for each additional mile

<u>Item H</u>	-	Lay down of Materials Items A thru E, Each Site		
		0 to 100 tons	@ <u>60.00</u>	per ton
		101 to 200 tons	@ <u>40.00</u>	per ton
		201 to 500 tons	@ <u>17.00</u>	per ton
		501 and up	@ <u>7.50</u>	per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT FIVE12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ 0.05 per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime

All Types @ 1.75 per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ 700.00 may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ 1,500.00 may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ 2,500.00 for first day
@ 600.00 for each additional day

Item N - Additional Heel-In Joints
@ 12.00 per lineal foot

Item O - Skip Paving Surcharge
@ 5.00 per ton

Item P - Mobilization for Profiling
@ 2,500.00 per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>30.00</u>	per Sq. Yd.
250 less than 500	@	<u>20.00</u>	per Sq. Yd.
500 less than 1000	@	<u>15.00</u>	per Sq. Yd.
1000 less than 2500	@	<u>8.00</u>	per Sq. Yd.
2500 less than 5000	@	<u>4.00</u>	per Sq. Yd.
5000 and greater	@	<u>2.75</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ 700.00 per day

DISTRICT FIVE12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ 1.75 per Unit

Item T - Flagger
@ 52.00 per Hour

Item U - Arrow Board
@ 25.00 per Day

Item V - Rumble Strips
@ 3.00 per LF

Vendor's Plant Location 1 MILE EAST OF RT. 11 ON BRUCETOWN ROAD
W-L CONSTRUCTION & PAVING, INC. PLANT 311
RT. 672 BRUCETOWN ROAD
CLEARBROOK, VA 22625

DISTRICT SIX12. BID SCHEDULE (Continued)

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>NO BID</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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<u>Item G</u>	-	Haul by Vendor		
		@ <u>NO BID</u>	for first ton mile and	
		@ <u>NO BID</u>	for each additional mile	

<u>Item H</u>	-	Lay down of Materials Items A thru E, Each Site		
		0 to 100 tons	@ <u>NO BID</u>	per ton
		101 to 200 tons	@ <u>NO BID</u>	per ton
		201 to 500 tons	@ <u>NO BID</u>	per ton
		501 and up	@ <u>NO BID</u>	per ton

DISTRICT SIX12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime

All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT SIX

12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

W-L CONSTRUCTION & PAVING, INC.

DISTRICT SEVEN12. BID SCHEDULE (Continued)

- Item A - Hot-Mix Asphalt
Base I
F.O.B. Vendor Plant @ NO BID
per ton
- Item B - Hot-Mix Asphalt
Base II (Patch & Level),
or Wearing IV
F.O.B. Vendor Plant @ NO BID
per ton
- Item C - Hot-Mix Asphalt
Wearing I (Scratch)
F.O.B. Vendor Plant @ NO BID
per ton
- Item D - Hot-Mix Asphalt
Wearing III
F.O.B. Vendor Plant @ NO BID
per ton

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

- Item E - Hot-Mix Asphalt
Skid Resistant Pavement
F.O.B. Vendor Plant @ NO BID
per ton

The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

- Item F - Hot-Mix Asphalt
Plant Run
F.O.B. Vendor Plant @ NO BID
per ton
- Item G - Haul by Vendor
@ NO BID for first ton mile and
@ NO BID for each additional mile

- Item H - Lay down of Materials
Items A thru E, Each Site
0 to 100 tons @ NO BID per ton
101 to 200 tons @ NO BID per ton
201 to 500 tons @ NO BID per ton
501 and up @ NO BID per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT SEVEN12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime
All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT SEVEN12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

DISTRICT EIGHT12. BID SCHEDULE (Continued)

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>NO BID</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item G</u>	-	Haul by Vendor	@	<u>NO BID</u> for first ton mile and
			@	<u>NO BID</u> for each additional mile

<u>Item H</u>	-	Lay down of Materials Items A thru E, Each Site		
		0 to 100 tons	@	<u>NO BID</u> per ton
		101 to 200 tons	@	<u>NO BID</u> per ton
		201 to 500 tons	@	<u>NO BID</u> per ton
		501 and up	@	<u>NO BID</u> per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT EIGHT12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime
All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT EIGHT12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips

Vendor's Plant Location NO BID

W-L CONSTRUCTION & PAVING, INC.

DISTRICT NINE12. BID SCHEDULE (Continued)

- Item A - Hot-Mix Asphalt
Base I
F.O.B. Vendor Plant @ NO BID
per ton
- Item B - Hot-Mix Asphalt
Base II (Patch & Level),
or Wearing IV
F.O.B. Vendor Plant @ NO BID
per ton
- Item C - Hot-Mix Asphalt
Wearing I (Scratch)
F.O.B. Vendor Plant @ NO BID
per ton
- Item D - Hot-Mix Asphalt
Wearing III
F.O.B. Vendor Plant @ NO BID
per ton

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

- Item E - Hot-Mix Asphalt
Skid Resistant Pavement
F.O.B. Vendor Plant @ NO BID
per ton

The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

- Item F - Hot-Mix Asphalt
Plant Run
F.O.B. Vendor Plant @ NO BID
per ton

- Item G - Haul by Vendor
@ NO BID for first ton mile and
@ NO BID for each additional mile

- Item H - Lay down of Materials
Items A thru E, Each Site
0 to 100 tons @ NO BID per ton
101 to 200 tons @ NO BID per ton
201 to 500 tons @ NO BID per ton
501 and up @ NO BID per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT NINE12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime
All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

DISTRICT NINE

12. BID SCHEDULE (Continued)

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

W-L CONSTRUCTION & PAVING, INC.

DISTRICT TEN

12. BID SCHEDULE (Continued)

<u>Item A</u>	-	Hot-Mix Asphalt Base I F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item B</u>	-	Hot-Mix Asphalt Base II (Patch & Level), or Wearing IV F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item C</u>	-	Hot-Mix Asphalt Wearing I (Scratch) F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
<u>Item D</u>	-	Hot-Mix Asphalt Wearing III F.O.B. Vendor Plant per ton	@	<u>NO BID</u>

All of the above items shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 as specified in the SCO.

<u>Item E</u>	-	Hot-Mix Asphalt Skid Resistant Pavement F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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The above item shall be in accordance with The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 402.

<u>Item F</u>	-	Hot-Mix Asphalt Plant Run F.O.B. Vendor Plant per ton	@	<u>NO BID</u>
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<u>Item G</u>	-	Haul by Vendor	@	<u>NO BID</u>	for first ton mile and
			@	<u>NO BID</u>	for each additional mile

<u>Item H</u>	-	Lay down of Materials Items A thru E, Each Site			
		0 to 100 tons	@	<u>NO BID</u>	per ton
		101 to 200 tons	@	<u>NO BID</u>	per ton
		201 to 500 tons	@	<u>NO BID</u>	per ton
		501 and up	@	<u>NO BID</u>	per ton

W-L CONSTRUCTION & PAVING, INC.

DISTRICT TEN

12. BID SCHEDULE (Continued)

Material placed under Item H shall be constructed in accordance with the Requirements of The West Virginia Department of Transportation, Division of Highways, Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications, Section 401 or 402 as specified in the SCO.

Item I - Cleaning & Sweeping
@ NO BID per sq. yd.

Item J - Bituminous Material for Tack Coat
or Prime
All Types @ NO BID per gallon

Material furnished and applied under Item J to be in accordance with Section 408 of the referenced specifications, as directed by the District Engineer/Manager.

Item K - Daytime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is not specified.

Item L - Nighttime Paving Mobilization - A Mobilization for Paving Charge of \$ NO BID may be made when the purchase order quantity per paving location is less than 500 tons of Hot-Mix Asphalt and nighttime paving is specified.

Item M - Off Season Plant Opening
@ NO BID for first day
@ NO BID for each additional day

Item N - Additional Heel-In Joints
@ NO BID per lineal foot

Item O - Skip Paving Surcharge
@ NO BID per ton

Item P - Mobilization for Profiling
@ NO BID per SCO

Item Q - Pavement Profiling (Milling), square yards per SCO

Less than 250	@	<u>NO BID</u>	per Sq. Yd.
250 less than 500	@	<u>NO BID</u>	per Sq. Yd.
500 less than 1000	@	<u>NO BID</u>	per Sq. Yd.
1000 less than 2500	@	<u>NO BID</u>	per Sq. Yd.
2500 less than 5000	@	<u>NO BID</u>	per Sq. Yd.
5000 and greater	@	<u>NO BID</u>	per Sq. Yd.

Item R - Pilot Truck and Driver
@ NO BID per day

W-L CONSTRUCTION & PAVING, INC.

DISTRICT TEN

12. BID SCHEDULE (Continued)

AD

Item S - Traffic Control Devices
@ NO BID per Unit

Item T - Flagger
@ NO BID per Hour

Item U - Arrow Board
@ NO BID per Day

Item V - Rumble Strips
@ NO BID per LF

Vendor's Plant Location NO BID

W-L CONSTRUCTION & PAVING, INC.

CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number:

WV041870

Classification:

GENERAL ENGINEERING

W-L CONSTRUCTION & PAVING INC
PO DRAWER 927
CHILHOWIE, VA 24319

Date Issued

Expiration Date

JANUARY 16, 2008

JANUARY 16, 2009

WEST VIRGINIA
CONTRACTOR
LICENSING
BOARD

[Signature]
Authorized Company Signature

[Signature]
Chair, West Virginia Contractor
Licensing Board

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where 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 cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

Certificate of Insurance

THIS CERTIFICATE ISSUED AS A MATTER OF INFORMATION. ONLY AND CONFERS NO RIGHT UPON YOU THE CERTIFICATE HOLDER. THIS CERTIFICATE IS NOT AN INSURANCE POLICY AND DOES NOT AMEND, EXTEND, OR ALTER THE COVERAGE AFFORDED BY THE POLICIES LISTED BELOW.

This is to Certify that

W-L Construction & Paving Inc

1485 Highway 107

Chilhowie

VA 24319

NAME AND ADDRESS OF INSURED



Liberty Mutual

is, at the issue date of this certificate, insured by the Company under the policy(ies) listed below. The insurance afforded by the listed policy(ies) is subject to all their terms, exclusions and Conditions and is not altered by any requirement, term or condition of any contract or other document with respect to which this certificate may be issued.

TYPE OF POLICY	EXP DATE	POLICY NUMBER	LIMIT OF LIABILITY	
	<input type="checkbox"/> CONTINUOUS <input type="checkbox"/> EXTENDED <input checked="" type="checkbox"/> POLICY TERM			
WORKERS COMPENSATION	9/1/2008	WA7-C8D-004095-027 WC7-C85-004095-017	COVERAGE AFFORDED UNDER WC LAW OF THE FOLLOWING STATES: ALL STATES EXCLUDING MONOPOLISTICS STATES AND NY OR, WI	EMPLOYERS LIABILITY Bodily Injury by Accident \$1,000,000 Each Accident Bodily Injury By Disease \$1,000,000 Policy Limit Bodily Injury By Disease \$1,000,000 Each Person
GENERAL LIABILITY <input checked="" type="checkbox"/> OCCURRENCE <input type="checkbox"/> CLAIMS MADE	9/1/2008	TB2-C85-004095-117	General Aggregate—Other than Products / Completed Operations \$2,000,000 Products / Completed Operations Aggregate \$2,000,000 Bodily Injury and Property Damage Liability \$2,000,000 Per Occurrence Personal Injury Included* Per Person / Organization Other Included in BI/PD Liability Other FIRE DAMAGE \$100,000; PER PROJECT AGGREGATE Each Accident—Single Limit \$2,000,000 B.I. And P.D. Combined	
AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> OWNED <input checked="" type="checkbox"/> NON-OWNED <input checked="" type="checkbox"/> HIRED	9/1/2008	AS2-C85-004095-127	Each Accident or Occurrence Each Accident or Occurrence	
OTHER EVIDENCE OF COVERAGE			Auto: Comp Ded \$10,000/Coll Ded \$10,000	
ADDITIONAL COMMENTS See Addendum Attached.				

* If the certificate expiration date is continuous or extended term, you will be notified if coverage is terminated or reduced before the certificate expiration date.
 SPECIAL NOTICE-OHIO: ANY PERSON WHO, WITH INTENT TO DEFRAUD OR KNOWING THAT HE IS FACILITATING A FRAUD AGAINST AN INSURER, SUBMITS AN APPLICATION OR FILES A CLAIM CONTAINING A FALSE OR DECEPTIVE STATEMENT IS GUILTY OF INSURANCE FRAUD.

IMPORTANT NOTICE TO FLORIDA POLICYHOLDERS AND CERTIFICATE HOLDERS: IN THE EVENT YOU HAVE ANY QUESTIONS OR NEED INFORMATION ABOUT THIS CERTIFICATE FOR ANY REASON, PLEASE CONTACT YOUR LOCAL SALES PRODUCER WHOSE NAME AND TELEPHONE NUMBER APPEARS IN THE LOWER RIGHT HAND CORNER OF THIS CERTIFICATE. THE APPROPRIATE LOCAL SALES OFFICE MAILING ADDRESS MAY ALSO BE OBTAINED BY CALLING THIS NUMBER.

NOTICE OF CANCELLATION: (NOT APPLICABLE UNLESS A NUMBER OF DAYS IS ENTERED BELOW.) BEFORE THE STATED EXPIRATION DATE THE COMPANY WILL NOT CANCEL OR REDUCE THE INSURANCE AFFORDED UNDER THE ABOVE POLICIES UNTIL AT LEAST 30 DAYS NOTICE OF SUCH CANCELLATION HAS BEEN MAILED TO:

Liberty Mutual Insurance Group

RFQ Number: 668C0021

West Virginia Division of Highways
 Dept of Administration

2019 Washington St, East PO Box 50130
 Charleston WV 25305-0130

J. Balazentis
Judith Balazentis
 AUTHORIZED REPRESENTATIVE
 Pittsburgh / 0387
 12 Federal Street, Ste. 310
 Pittsburgh PA 15212-5706 412-231-1331 4/1/2008
 OFFICE PHONE DATE ISSUED

Certificate Holder

This certificate is executed by LIBERTY MUTUAL INSURANCE GROUP as respects such insurance as is afforded by those Companies

NM 772

CERTIFICATE - ADDENDUM

NAMED INSURED

W-L Construction & Paving Inc

CERTIFICATE HOLDER

West Virginia Division of Highways
Dept of Administration
2019 Washington St, East PO Box 50130
Charleston WV 25305-0130

4/1/2008

2008 W.V.D.O.H. H.M.A. Purchase Order Laydowns RFQ Number: 668C0021

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/3/2008

PRODUCER (304) 720-2000 FAX: (304) 720-2002
Mountain State Insurance Agency
1206 Kanawha Blvd. E.

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

Charleston WV 25301

INSURERS AFFORDING COVERAGE

NAIC #

INSURED
W-L Construction & Paving, Inc.
Attn: Teresa Ornduss
P.O. Drawer 927
Chilhowie VA 24319

INSURER A BrickStreet Insurance

INSURER B:

INSURER C:

INSURER D:

INSURER E:

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS 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. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS								
		GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$								
		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$								
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC \$ AUTO ONLY: AGG \$								
		EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$								
A		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WC1020295302	1/5/2008	1/5/2009	<table border="1"> <tr> <td>WC STATUTORY LIMITS</td> <td>OTHER</td> </tr> <tr> <td>E.L. EACH ACCIDENT</td> <td>\$ 500,000</td> </tr> <tr> <td>E.L. DISEASE - EA EMPLOYEE</td> <td>\$ 500,000</td> </tr> <tr> <td>E.L. DISEASE - POLICY LIMIT</td> <td>\$ 500,000</td> </tr> </table>	WC STATUTORY LIMITS	OTHER	E.L. EACH ACCIDENT	\$ 500,000	E.L. DISEASE - EA EMPLOYEE	\$ 500,000	E.L. DISEASE - POLICY LIMIT	\$ 500,000
WC STATUTORY LIMITS	OTHER													
E.L. EACH ACCIDENT	\$ 500,000													
E.L. DISEASE - EA EMPLOYEE	\$ 500,000													
E.L. DISEASE - POLICY LIMIT	\$ 500,000													
		OTHER												

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
 WV Broad Form Employers Liability - WV Code 23-4-2 - Excluded
 Federal Coal Mine Health & Safety Act - Federal Black Lung Coverage - Excluded
 Proprietors/Partners/Executive Officers/Members - Excluded

2008 W.V.D.O.H. H.M.A. Purchase Order Laydowns RFQ Number: 668C0021

CERTIFICATE HOLDER

CANCELLATION

West Virginia Division of Highways
 Department of Administration
 2019 Washington St., East
 PO Box 50130
 Charleston, WV 25305-0130

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
 Annette Dearth/ANNE

Annette M. Dearth

STATE OF WEST VIRGINIA

Purchasing Division

PURCHASING AFFIDAVIT

West Virginia Code §5A-3-10a states: 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 the debt owed is an amount greater than one thousand dollars in the aggregate

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.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "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.


EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this 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.

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, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, 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.

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. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), it is hereby certified that the vendor acknowledges the information in this said affidavit and are in compliance with the requirements as stated.

Vendor's Name: W-L CONSTRUCTION & PAVING, INC.

Authorized Signature:  Date: 4/09/2008