



# West Virginia Purchasing Division

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.

## Header

### General Information

Procurement Folder: 64229

Procurement Type: Central Purchase Order

Vendor ID: 000000210987



Legal Name: SOLID ROCK EXCAVATNG INC

Alias/DBA:

Total Bid: \$362,330.00

Response Date: 04/16/2015



Response Time: 10:12

SO Doc Code: CRFQ

SO Dept: 0313

SO Doc ID: DEP1500000049

Published Date: 3/31/15

Close Date: 4/16/15

Close Time: 13:30

Status: Closed

Solicitation Description: Addendum No. 01 Parker Run  
Reclamation Project Reference

Total of Header Attachments: 0

Total of All Attachments: 0



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

**State Of West Virginia  
 Solicitation Response**

**Proc Folder :** 64229

**Solicitation Description :** Addendum No. 01 Parker Run Reclamation Project Reference

**Proc Type :** Central Purchase Order

Date issued	Solicitation Closes	Solicitation No	Version
	2015-04-16 13:30:00	SR 0313 ESR0416150000003304	1

**VENDOR**

000000210987  
 SOLID ROCK EXCAVATING INC

**FOR INFORMATION CONTACT THE BUYER**

Beth Collins  
 (304) 558-2157  
 beth.a.collins@wv.gov

Signature X FEIN # DATE

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

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Mobilization & Demobilization	1.00000	LS	\$35,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : (Cannot be more than 10% of total bid)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	Construction Layout Stakes	1.00000	LS	\$5,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : (Cannot be more than 5% of total bid)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	Quality Control	1.00000	LS	\$500.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : (Cannot be more than 3% of total bid)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
4	Site Preparation	1.00000	LS	\$35,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : (Cannot be more than 10% of total bid)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
5	Access Road Rehabilitation	130.00000	TON	\$25.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Access Road Rehabilitation

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
6	Temporary Access Road	746.00000	LF	\$30.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Temporary Access Road

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
7	Temporary Stone Access Ramp	106.00000	TON	\$30.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Temporary Stone Access Ramp

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
8	Farm Gate	1.00000	EA	\$100.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Farm Gate

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
9	Stone Construction Entrance	5.00000	EA	\$5,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Stone Construction Entrance

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
10	Super Silt Fence	430.00000	LF	\$5.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Super Silt Fence

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
11	Silt Fence	3200.00000	LF	\$3.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Silt Fence

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
12	Straw Wattles	3770.00000	LF	\$8.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Straw Wattles

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
13	Rock Check Dam	15.00000	EA	\$300.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Rock Check Dam

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
14	Rolled Erosion Control Matting	3100.00000	SY	\$1.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Rolled Erosion Control Matting

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
15	Revegetation	12.00000	ACRE	\$500.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Revegetation

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
16	1.75 Ft. Deep Riprap "Vee" Shaped Ditch	1256.00000	LF	\$30.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : 1.75 Ft. Deep Riprap "Vee" Shaped Ditch

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
17	1.50 Ft. Deep Vegetated "Vee" Shaped Ditch	443.00000	LF	\$30.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : 1.50 Ft. Deep Vegetated "Vee" Shaped Ditch

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
18	12" SDR35 PVC Pipe	226.00000	LF	\$15.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : 12" SDR35 PVC Pipe

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
19	18" HDPE Pipe	40.00000	LF	\$20.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : 18" HDPE Pipe

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
20	24" HDPE Pipe	25.00000	LF	\$30.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : 24" HDPE Pipe



Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
21	Natural Drainage Riprap	80.00000	TON	\$40.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Natural Drainage Riprap

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
22	Unclassified Excavation	26000.00000	CY	\$1.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Unclassified Excavation

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
23	Bat Gate Mine Seal (Portal 3)	1.00000	LS	\$10,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Bat Gate Mine Seal (Portal 3)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
24	Bat Gate Mine Seal (Portal 5)	1.00000	LS	\$10,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Bat Gate Mine Seal (Portal 5)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
25	Bat Gate Mine Seal (Portal 6)	1.00000	LS	\$10,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Bat Gate Mine Seal (Portal 6)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
26	Bat Gate Mine Seal (Portal 7)	1.00000	LS	\$10,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Bat Gate Mine Seal (Portal 7)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
27	Bat Gate Mine Seal (Portals 11 & 12)	2.00000	EA	\$10,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Bat Gate Mine Seal (Portals 11 & 12)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
28	Bat Gate Mine Seal (Portals 13, 14, and 15)	3.00000	EA	\$10,000.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Bat Gate Mine Seal (Portals 13, 14, and 15)

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
29	Soda Ash Briquettes	50.00000	BAG	\$10.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Soda Ash Briquettes

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
30	Subsurface Drain	45.00000	LF	\$40.00	

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description : Subsurface Drain

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Solid Rock Excavating, Inc.  
of Albright, WV, as Principal, and Erie Insurance Property & Casualty of Erie, PA, a corporation organized and existing under the laws of the State of PA with its principal office in the City of Erie, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of 5% of bid (\$362330(18117)) for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

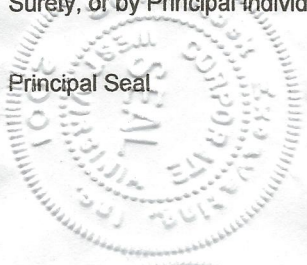
The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for Parker Run Reclamation Project

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby waive notice of any such extension.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and Surety, or by Principal individually if Principal is an individual, this 15 day of April, 2015.



Solid Rock Excavating, Inc.  
(Name of Principal)  
By Amy Martin - V.P.  
(Must be President, Vice President, or  
Duly Authorized Agent)  
Vice President  
(Title)

Erie Insurance Property & Casualty Company  
(Name of Surety)  
Bradley J. Shove  
Attorney-in-Fact

**IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance, must affix its seal, and must attach a power of attorney with its seal affixed.**



**ERIE INSURANCE  
PROPERTY & CASUALTY COMPANY  
ERIE, PA 16530  
LIMITED POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That ERIE INSURANCE PROPERTY & CASUALTY COMPANY, a corporation duly organized under the laws of the Commonwealth of Pennsylvania, does hereby make, constitute and appoint -----

----- Bradley J. Groves and Sharon L. Groves -----

individually, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed: any and all bonds and undertakings of suretyship, -----

----- each in a penalty not to exceed the sum of five hundred thousand dollars (\$500,000.00). -----

And to bind ERIE INSURANCE PROPERTY & CASUALTY COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by the appropriate officer of ERIE INSURANCE PROPERTY & CASUALTY COMPANY and sealed and attested by one other of such officers, and hereby ratifies and confirms all that its said Attorney(s)-in-Fact may do in pursuance hereof.

The Power of Attorney is granted under and by authority of the following Resolution adopted by the Board of Directors of ERIE INSURANCE PROPERTY & CASUALTY COMPANY on the 11th day of March, 2008, and said Resolution has not been amended or repealed:

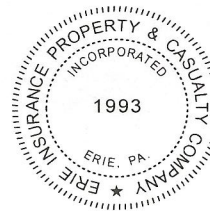
“RESOLVED, that the President, or any Senior Vice President or Vice President shall have power and authority to: (a) Appoint Attorney(s)-in-Fact and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and, (b) Remove any such Attorney-in-Fact at any time and revoke the power and authority given to him; and

RESOLVED, that Attorney(s)-in-Fact shall have power and authority, subject to the terms and limitations of the Power of Attorney issued to them, to execute and deliver on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof. The corporate seal is not necessary for the validity of any bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.”

This Limited Power of Attorney is signed and sealed by facsimiles under and by virtue of the following Resolution adopted by the Board of Directors of ERIE INSURANCE PROPERTY & CASUALTY COMPANY on the 18th day of September, 2008, at which a quorum was present and said Resolution has not been amended or repealed:

“RESOLVED, that the signature of Terrence W. Cavanaugh, as President and Chief Executive Officer of the Company, and the Seal of the Company may be affixed by the following facsimiles on any Limited Power of Attorney for the execution of bonds, undertakings, recognizances, contracts and other writings in the nature thereof, and the signature of James J. Tanous, as Secretary of the Company, the Seal of the Company, the signature of Sheila M. Hirsch, as Notary Public, and her Notarial Seal, may also be affixed by the following facsimiles to any certificate or acknowledgment of any such Limited Power of Attorney, and only under such circumstances shall said facsimiles be valid and binding on the Company.”

IN WITNESS WHEREOF, ERIE INSURANCE PROPERTY & CASUALTY COMPANY has caused these presents to be signed by its President and Chief Executive Officer, and its corporate seal to be hereto affixed this 3rd day of February, 2011.



*Terrence W. Cavanaugh*  
Terrence W. Cavanaugh  
President and Chief Executive Officer

STATE OF PENNSYLVANIA } ss.  
COUNTY OF ERIE

On this 3rd day of February, 2011, before me personally came Terrence W. Cavanaugh, to me known, who being by me duly sworn, did depose and say: that he is President and Chief Executive Officer of ERIE INSURANCE PROPERTY & CASUALTY COMPANY, the corporation described in and which executed the above instrument; that he knows the Seal of said corporation; that the Seal affixed to the said instrument is such corporate Seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



*Sheila M. Hirsch*  
My commission expires June 27, 2016  
Notary Public

CERTIFICATE

I, James J. Tanous, Secretary of ERIE INSURANCE PROPERTY & CASUALTY COMPANY, do hereby certify that the original LIMITED POWER OF ATTORNEY, of which the foregoing is a full, true and correct copy, is still in full force and effect as of the date below.



*James J. Tanous*  
James J. Tanous, Secretary

In witness whereof, I have hereunto subscribed my name and affixed corporate Seal of the Company by facsimiles pursuant to the action of the Board of Directors of the Company,

this 15<sup>th</sup> day of April 2015

**CERTIFICATION AND SIGNATURE PAGE**

By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained 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.

Solid Rock Excavating, Inc.  
(Company)

Amy Martin - Vice President  
(Authorized Signature) (Representative Name, Title)

304-379-9502      304-379-4969  
(Phone Number) (Fax Number) (Date)

**ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)**

- 1. CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor. West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: Solid Rock Excavating, Inc.

Contractor's License No. WV032330

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a Award Document.

- 2. DRUG-FREE WORKPLACE AFFIDAVIT:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

**2.1. DRUG-FREE WORKPLACE POLICY:** Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article. The awarding public authority shall cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

- 3. DRUG FREE WORKPLACE REPORT:** Pursuant to W. Va. Code § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. For contracts over \$25,000, the

### AML CONTRACTOR INFORMATION FORM

You must complete this form for your AML contracting officer to request an eligibility evaluation from the Office of Surface Mining to determine if you are eligible to receive an AML contract. This requirement applies to contractors and their sub-contractors and is found under OSM's regulations at 30 CFR 874.16. When possible, please type your information onto this form to reduce errors on our end. NOTE: Signature and date this form is signed must be recent (within the last month) to be considered for a current bid

#### Part A: General Information

Business Name: Solid Rock Excavating, Inc. Tax Payer ID No.: 55-0780232  
Address: 707 Hudson Road  
City: Albany State: WV Zip Code: 26519 Phone: 304-379-9502  
Fax No.: 304-379-4969 E-mail address: solid\_mck@fronternet.net

#### Part B: Legal Structure

Corporation     Sole Proprietorship     Partnership     LLC  
 Other (please specify) \_\_\_\_\_

Part C: Certifying and updating information in the Applicant/Violator System (AVS). Select only one of the following options, follow the instructions for that option, and sign below.

I, Amy Martin, have the express authority to certify that:  
(print name)

- Information on the attached Entity Organizational Family Tree (OFT) from AVS is accurate, complete, and up-to-date. If you select this option, you must attach an Entity OFT from AVS to this form. Sign and date below and do not complete Part D.
- Part of the information on the attached Entity OFT from AVS is missing or incorrect and must be updated. If you select this option, you must attach an Entity OFT from AVS to this form. Use Part D to provide the missing or corrected information. Sign and date below and complete Part D.
- Our business currently is not listed in AVS. If you select this option, you must provide all information required in Part D. Sign and date below and complete Part D.

4-15-15                      Amy Martin                      Vice President  
Date    Signature    Title

**IMPORTANT!** In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a copy of your business' Entity OFT. To obtain an Entity OFT, contact the AVS Office, toll-free, at 800-643-9748 or from the AVS website at <https://avss.osmre.gov>.





**AVS OFT Report - 10/27/2009 10:43:59 AM**

**All OFT's where the selected entity is listed as an entity or related entity**

**Entity Selected (249684) Solid Rock Excavating Inc**

**Parent Entity**

(249684) Solid Rock Excavating Inc  
(249684) Solid Rock Excavating Inc  
(249684) Solid Rock Excavating Inc  
(249684) Solid Rock Excavating Inc

**Description**

Shareholder  
President  
Vice President  
Secretary

**Related Entity**

(249685) Ty Martin  
(249685) Ty Martin  
(249686) Amy Martin  
(249687) Lois Martin

**% Ownership**

100%

**Begin Date**

3/1/2001

**End Date**

3/1/2001

5/1/2005

3/1/2001

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: DEP150000049**

**Instructions:** Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

**Acknowledgment:** I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

**Addendum Numbers Received:**

(Check the box next to each addendum received)

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6  |
| <input type="checkbox"/> Addendum No. 2            | <input type="checkbox"/> Addendum No. 7  |
| <input type="checkbox"/> Addendum No. 3            | <input type="checkbox"/> Addendum No. 8  |
| <input type="checkbox"/> Addendum No. 4            | <input type="checkbox"/> Addendum No. 9  |
| <input type="checkbox"/> Addendum No. 5            | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that 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.

Solid Rock Excavating, Inc.  
Company

Amy Martini - Vice President  
Authorized Signature

4-15-15  
Date

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

Revised 6/8/2012

State of West Virginia  
Purchasing Division

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## CERTIFIED DRUG-FREE WORKPLACE REPORT COVERSHEET

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In accordance with *West Virginia Code* § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. That report must include each of the items identified below in the Required Report Content section.

**Instructions:** Vendor should complete this coversheet, attach it to the required report, and submit it to the appropriate location as follows: For contracts more than \$25,000, the report should be mailed to the West Virginia Purchasing Division at 2019 Washington Street East, Charleston, WV 25305. For contracts of \$25,000 or less, the vendor should mail the report to the public authority issuing the contract.

**Contract Identification:**

Contract Number: \_\_\_\_\_

Contract Purpose: \_\_\_\_\_

Agency Requesting Work: \_\_\_\_\_

**Required Report Content:** The attached report must include each of the items listed below. The vendor should check each box as an indication that the required information has been included in the attached report.

- Information indicating the education and training service to the requirements of *West Virginia Code* § 21-1D-5 was provided;
- Name of the laboratory certified by the United States Department of Health and Human Services or its successor that performs the drug tests;
- Average number of employees in connection with the construction on the public improvement;
- Drug test results for the following categories including the number of positive tests and the number of negative tests: (A) Pre-employment and new hires; (B) Reasonable suspicion; (C) Post-accident; and (D) Random.

**Vendor Contact Information:**

Vendor Name: Solid Rock Excavating, Inc.

Vendor Telephone: 304-379-9502

Vendor Address: 707 Hudson Road  
Albright Wv 26519

Vendor Fax: 304-379-4969



State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5

STATE OF WEST VIRGINIA,  
COUNTY OF Preston, TO-WIT:

I, Ty Martin, after being first duly sworn, depose and state as follows:

1. I am an employee of Solid Rock Excavating, Inc.; and,  
(Company Name)
2. I do hereby attest that Solid Rock Excavating, Inc.  
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D**.

The above statements are sworn to under the penalty of perjury.

By: *Ty Martin*  
 Title: President  
 Company Name: Solid Rock Excavating, Inc.  
 Date: 4-15-15

Taken, subscribed and sworn to before me this 15 day of April, 2015.

By Commission expires May 27 2024

(Seal)



*Lori E. Maust*  
 (Notary Public)

**THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.**

STATE OF WEST VIRGINIA  
Purchasing Division

**PURCHASING AFFIDAVIT**

**MANDATE:** 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 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: Solid Rock Excavating, Inc.

Authorized Signature: [Signature] Date: 4-15-15

State of West Virginia

County of Preston, to-wit:

Taken, subscribed, and sworn to before me this 15 day of April, 2015

My Commission expires May 27, 2024.

**AFFIX SEAL HERE**

**NOTARY PUBLIC** Lori E. Maust

