



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

State of West Virginia  
 Request for Quotation  
 19 - Highways

Proc Folder: 356021

Doc Description: STONE AGGREGATE CINDERS 2018 MATERIAL&DELIVERY BY THE VENDOR

Proc Type: Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2017-09-18	2017-09-29 13:30:00	CRFQ 0803 DOT1800000026	1

**BID RECEIVING LOCATION**

BID CLERK  
 DEPARTMENT OF ADMINISTRATION  
 PURCHASING DIVISION  
 2019 WASHINGTON ST E  
 CHARLESTON WV 25305  
 US

**VENDOR**

Vendor Name, Address and Telephone Number:

BTI Contracting Inc  
 PO Box 314  
 Catlettsburg, KY 41129  
 (304) 453-6196

09/28/17 11:25:59  
 WV Purchasing Division

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
 (304) 558-2307  
 mark.a.atkins@wv.gov

Signature *[Handwritten Signature]* FEIN # *61-1367923* DATE *9-28-2017*

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways and The West Virginia Adjutant General Office-West Virginia Army Reserve National Guard, to establish an open-end contract for various sizes and types of Stone, Aggregate and Cinders for Delivery of these items by the Vendor to established locations throughout the State of West Virginia for use by the West Virginia Division of Highways and the Adjutant Generals Office-West Virginia Army Reserve National Guard per attached documents.

This contract shall be F.O.B. Agency established Storage Sites ONLY, DELIVERY by the Vendor.

INVOICE TO		SHIP TO	
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER	
No City	WV99999	No City	WV 99999
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Vendor shall use Exhibit_A Pricing Pages for bid pricing.	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
11111600			

**Extended Description :**

STONE-AGGREGATE-CINDERS

2018 MATERIAL & DELIVERY BY THE VENDOR:

Note: Vendor shall use Exhibit\_A Pricing Page(s) for bid pricing.

If bidding online vendor should enter \$0.00 in the Oasis commodity line.

Vendor must attach the Exhibit\_A pricing page and the Exhibit\_B Information Attachment Form to their bid.

See Section 18 of Instructions to Bidders for additional information.

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Technical Questions due by 2:00pm EST:	2017-09-22

DOT1800000026	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL&DELIVERY BY THE VENDOR	<b>Page 3</b> <b>of 3</b>
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**ADDITIONAL TERMS AND CONDITIONS**

See attached document(s) for additional Terms and Conditions

CRFQ 0803 DOT1800000026  
REQUEST FOR QUOTATION  
**Stone, Aggregate and Cinders – Materials and Delivery by Vendor Only**

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**7.2.2** Immediate cancellation of one or more delivery orders issued under this contract.

**7.2.3** Any other remedies available in law or equity.

**8. MISCELLANEOUS:**

**8.1 No Substitutions:** Vendor shall supply only Contract Items submitted in response unless a contract modification is approved in accordance with the provisions contained in this Contract.

**8.2 Vendor Supply:** Vendor must carry sufficient inventory of the Contract Items being offered to fulfill its obligations under this Contract. By signing its bid, Vendor certifies that it can supply the Contract Items contained in its bid response.

**8.3 Reports:** Vendor shall provide quarterly reports and annual summaries to the Agency showing the Agency's items purchased, quantities of items purchased and total dollar value of the items purchased. Vendor shall also provide reports, upon request, showing the items purchased during the term of this Contract, the quantity purchased for each of those items and the total value of purchases for each of those items. Failure to supply such reports may be grounds for cancellation of this contract.

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

Contract Manager: ROBERT E. SCOTT  
Telephone Number: (304) 453-6196  
Fax Number: (304) 453-6430  
Email Address: robert.scott@live.com

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

Robert E. Scott  
(Name, Title)  
ROBERT E. SCOTT  
(Printed Name and Title)  
PO Box 314 Catlettsburg, KY 41129  
(Address)  
(304) 453-6196 phone / (304) 453-6430 fax  
(Phone Number) / (Fax Number)  
robertscottbti@live.com  
(email address)

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

BIT Contracting Inc  
(Company)  
Lisa M. Dean President  
(Authorized Signature) (Representative Name, Title)  
LISA M. Dean President  
(Printed Name and Title of Authorized Representative)  
9.28.2017  
(Date)  
(304) 453-6196 phone / (304) 453-6430 fax  
(Phone Number) (Fax Number)

Vendor's Storage Sites -- **REQUIRED TO BE SUBMITTED WITH BID**  
2018 Stone and Aggregate - Material and Delivery by Vendor ONLY

VENDOR NAME: BTI Contracting Inc.

Mandatory - Vendor shall complete this form and return with bid submission.

**A Vendor may submit more than one Vendor's Storage Sites information on one Information Attachment Form ONLY if bid pricing is the SAME for all Storage Sites and all WVDOH locations bid. A separate Information Attachment Form MUST be submitted when bid price varies between Vendor's Storage Sites.**

**Limestone, Sandstone, Gravel, Sand, Blast Furnance Slag and Steel Slag**

<p>a) SOURCE OF MATERIAL (<u>all</u> sources for which bid prices apply (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)</p> <table border="1"> <tr><td>Mountain Materials Brushy Stone Quarry</td></tr> <tr><td>11097 KY-2</td></tr> <tr><td>Olive Hill, KY 41164</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>	Mountain Materials Brushy Stone Quarry	11097 KY-2	Olive Hill, KY 41164			
Mountain Materials Brushy Stone Quarry						
11097 KY-2						
Olive Hill, KY 41164						
<p>b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.</p> <table border="1"> <tr><td>Mountain Materials Brushy Stone Quarry</td></tr> <tr><td>11097 KY-2</td></tr> <tr><td>Olive Hill, KY 41164</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>	Mountain Materials Brushy Stone Quarry	11097 KY-2	Olive Hill, KY 41164			
Mountain Materials Brushy Stone Quarry						
11097 KY-2						
Olive Hill, KY 41164						

<p><b>Cinders</b></p>					
<p>c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.</p> <table border="1"> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>					
<p>d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.</p> <table border="1"> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>					

Exhibit\_A Pricing Page Schedule

Vendor Name: \_\_\_\_\_

BTI Contracting Inc  
 PO Box 314  
 Catlettsburg, KY 41129

F.O.B. Division's Storage Site - DISTRICT 1

2018

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site		
				LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
<u>KANAWHA COUNTY</u>						
A	Class 1	3000	St. Albans			
E	AASHTO #3	1800	St. Albans			
M	Gabion Stone	500	St. Albans			
N	Fine Aggregate	100	St. Albans			
OA	Limestone Std Abr.	2500	St. Albans			
OB	Sandstone Std Abr.	2500	St. Albans			
PA	Limestone Mod Abr.	2500	St. Albans			
PB	Sandstone Mod Abr.	2500	St. Albans			
R	Shot Rock	500	St. Albans			
S	AASHTO #8M	5000	St. Albans			

JACKSON COUNTY

A	Class 1	600	Haynes Branch I-77			
D	AASHTO #1	1000	Haynes Branch I-77			
E	AASHTO #3	1000	Haynes Branch I-77			
L	AASHTO #9	1000	Haynes Branch I-77			
N	Fine Aggregate	200	Haynes Branch I-77			
OA	Limestone Std Abr.	2500	Haynes Branch I-77			
OB	Sandstone Std Abr.	2500	Haynes Branch I-77			
PA	Limestone Mod Abr.	2500	Haynes Branch I-77			
PB	Sandstone Mod Abr.	2500	Haynes Branch I-77			
S	AASHTO #8M	800	Haynes Branch I-77			

MASON COUNTY

A	Class 1	3000	Glenwood	19.75		
D	AASHTO #1	500	Glenwood			
E	AASHTO #3	1500	Glenwood	19.75		
G	AASHTO #467	1000	Glenwood			
M	Gabion Stone	1000	Glenwood	23.50		
PA	Limestone Mod Abr.	2500	Glenwood			
PB	Sandstone Mod Abr.	2500	Glenwood			
S	AASHTO #8M	5000	Glenwood			

MASON COUNTY

A	Class 1	3000	Lakin	25.65		
D	AASHTO #1	500	Lakin			
E	AASHTO #3	1500	Lakin	26.25		
G	AASHTO #467	1000	Lakin			
M	Gabion Stone	1000	Lakin	27.95		
S	AASHTO #8M	5000	Lakin			

Exhibit A Pricing Page Schedule

Vendor Name: \_\_\_\_\_

F.O.B. Division's Storage Site - DISTRICT 1

2018

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site		
				LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
<u>MASON COUNTY</u>						
L	AASHTO #9	1000	Point Pleasant			
N	Fine Aggregate	100	Point Pleasant			
OA	Limestone Std Abr.	2500	Point Pleasant			
OB	Sandstone Std Abr.	2500	Point Pleasant			
PA	Limestone Mod Abr.	2500	Point Pleasant			
PB	Sandstone Mod Abr.	2500	Point Pleasant			

PUTNAM COUNTY

A	Class 1	5000	Hurricane Lot	19.99		
D	AASHTO #1	1200	Hurricane Lot			
E	AASHTO #3	1500	Hurricane Lot	22.50		
G	AASHTO #467	1000	Hurricane Lot			
L	AASHTO #9	1000	Hurricane Lot			
OA	Limestone Std Abr.	2500	Hurricane Lot			
OB	Sandstone Std Abr.	2500	Hurricane Lot			
PA	Limestone Mod Abr.	2500	Hurricane Lot			
PB	Sandstone Mod Abr.	2500	Hurricane Lot			
S	AASHTO #8M	3000	Hurricane Lot			

PUTNAM COUNTY

A	Class 1	3000	Red House	24.25		
D	AASHTO #1	1200	Red House			
E	AASHTO #3	2000	Red House	24.25		
G	AASHTO #467	1000	Red House			
L	AASHTO #9	1000	Red House			
N	Fine Aggregate	1000	Red House			
OA	Limestone Std Abr.	1000	Red House			
OB	Sandstone Std Abr.	1000	Red House			
PA	Limestone Mod Abr.	2500	Red House			
PB	Sandstone Mod Abr.	2500	Red House			
S	AASHTO #8M	5000	Red House			

PUTNAM COUNTY

A	Class 1	60	Scary			
L	AASHTO #9	1000	Scary			
N	Fine Aggregate	200	Scary			
OA	Limestone Std Abr.	2500	Scary			
OB	Sandstone Std Abr.	2500	Scary			
PA	Limestone Mod Abr.	2500	Scary			
PB	Sandstone Mod Abr.	2500	Scary			
S	AASHTO #8M	800	Scary			



F.O.B. Division's Storage Site - DISTRICT 2

2018

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site		
				LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
<u>CABELL COUNTY</u>						
A	Class 1	6000	Barboursville Lot	20.75		
E	AASHTO #3	1000	Barboursville Lot	22.80		
G	AASHTO #467	1000	Barboursville Lot			
H	AASHTO #57	500	Barboursville Lot	22.80		
I	AASHTO #67	5000	Barboursville Lot			
K	AASHTO #8	2500	Barboursville Lot	27.20		
L	AASHTO #9	1000	Barboursville Lot			
M	Gabion Stone	1000	Barboursville Lot	24.50		
OA	Limestone Std Abr.	500	Barboursville Lot			
PA	Limestone Mod Abr.	500	Barboursville Lot			
Q	Rip Rap	2000	Barboursville Lot			
R	Shot Rock	1000	Barboursville Lot			
S	AASHTO #8M	1000	Barboursville Lot			
V	#11 Limestone Abr.	3000	Barboursville Lot			

LINCOLN COUNTY

A	Class 1	1000	Harts	22.85		
B	Class 2	500	Harts			
E	AASHTO #3	500	Harts	22.85		
H	AASHTO #57	500	Harts	23.25		
K	AASHTO #8	1000	Harts	29.25		
M	Gabion Stone	1000	Harts	24.25		
OA	Limestone Std Abr.	1000	Harts			
Q	Rip Rap	500	Harts			
R	Shot Rock	1000	Harts			
S	AASHTO #8M	500	Harts			
V	#11 Limestone Abr.	1000	Harts			

LINCOLN COUNTY

A	Class 1	5000	West Hamlin	19.99		
B	Class 2	1000	West Hamlin			
E	AASHTO #3	1500	West Hamlin	20.49		
H	AASHTO #57	2000	West Hamlin	20.64		
I	AASHTO #67	1000	West Hamlin			
K	AASHTO #8	2000	West Hamlin	26.70		
M	Gabion Stone	1500	West Hamlin	20.99		
OA	Limestone Std Abr.	1000	West Hamlin			
Q	Rip Rap	2000	West Hamlin			
R	Shot Rock	1000	West Hamlin			
S	AASHTO #8M	1000	West Hamlin			
V	#11 Limestone Abr.	2000	West Hamlin			

F.O.B. Division's Storage Site - DISTRICT 2

2018

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site		
				LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
<u>WAYNE COUNTY</u>						
A	Class 1	2000	Crum	21.09		
E	AASHTO #3	2000	Crum	22.10		
G	AASHTO #467	2000	Crum			
H	AASHTO #57	2000	Crum	22.10		
I	AASHTO #67	2000	Crum			
K	AASHTO #8	2000	Crum	28.40		
M	Gabion Stone	1000	Crum	23.25		
OA	Limestone Std Abr.	1000	Crum			
PA	Limestone Mod Abr.	500	Crum			
R	Shot Rock	1000	Crum			
S	AASHTO #8M	500	Crum			
V	#11 Limestone Abr.	1000	Crum			

<u>WAYNE COUNTY</u>						
A	Class 1	2000	Pritchard	16.23		
E	AASHTO #3	1000	Pritchard	16.74		
G	AASHTO #467	1000	Pritchard			
H	AASHTO #57	2000	Pritchard	16.74		
I	AASHTO #67	2000	Pritchard			
K	AASHTO #8	2000	Pritchard	27.24		
M	Gabion Stone	3000	Pritchard	18.99		
OA	Limestone Std Abr.	2000	Pritchard			
PA	Limestone Mod Abr.	500	Pritchard			
R	Shot Rock	1000	Pritchard			
S	AASHTO #8M	500	Pritchard			
V	#11 Limestone Abr.	2000	Harts			

<u>WAYNE COUNTY</u>						
A	Class 1	9000	Wayne	18.14		
B	Class 2	8000	Wayne			
E	AASHTO #3	1000	Wayne	19.10		
G	AASHTO #467	2000	Wayne			
H	AASHTO #57	5000	Wayne	19.00		
I	AASHTO #67	2000	Wayne			
K	AASHTO #8	3000	Wayne	25.25		
M	Gabion Stone	1000	Wayne	19.75		
OA	Limestone Std Abr.	2000	Wayne			
PA	Limestone Mod Abr.	200	Wayne			
Q	Rip Rap	1500	Wayne			
R	Shot Rock	500	Wayne			
S	AASHTO #8M	1000	Wayne			
V	#11 Limestone Abr.	2000	Wayne			

F.O.B. Division's Storage Site - DISTRICT 2

2018

Bid Price (\$/Ton)  
 F.O.B.  
 DOH Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site
<u>CABELL COUNTY</u>				<b>LIMESTONE ONLY</b>
E	AASHTO #3	Limestone 1000	Barboursville	<i>22.80</i>
H	AASHTO #57	Limestone 500	Barboursville	<i>22.80</i>
I	AASHTO #67	Limestone 5000	Barboursville	
S	AASHTO #8M	Limestone 1000	Barboursville	
<u>LINCOLN COUNTY</u>				
E	AASHTO #3	Limestone 500	Harts	<i>22.85</i>
H	AASHTO #57	Limestone 500	Harts	<i>23.25</i>
S	AASHTO #8M	Limestone 1000	Harts	
<u>LINCOLN COUNTY</u>				
E	AASHTO #3	Limestone 1500	West Hamlin	<i>20.49</i>
H	AASHTO #57	Limestone 2000	West Hamlin	<i>20.64</i>
I	AASHTO #67	Limestone 1000	West Hamlin	
S	AASHTO #8M	Limestone 1000	West Hamlin	
<u>LINCOLN COUNTY</u>				
E	AASHTO #3	Limestone 2000	Yawkey	
H	AASHTO #57	Limestone 1000	Yawkey	
S	AASHTO #8M	Limestone 1000	Yawkey	
<u>LOGAN COUNTY</u>				
Harts				
D	AASHTO #1	Limestone 1000	Chapmanville Corr. G	
E	AASHTO #3	Limestone 500	Chapmanville Corr. G	
S	AASHTO #8M	Limestone 1000	Chapmanville Corr. G	
<u>LOGAN COUNTY</u>				
H	AASHTO #57	Limestone 500	Man	
S	AASHTO #8M	Limestone 1000	Man	
<u>LOGAN COUNTY</u>				
D	AASHTO #1	Limestone 1000	Wilkinson	
E	AASHTO #3	Limestone 1000	Wilkinson	
H	AASHTO #57	Limestone 1000	Wilkinson	
S	AASHTO #8M	Limestone 1000	Wilkinson	

F.O.B. Division's Storage Site - DISTRICT 2

2018

Bid Price (\$/Ton)  
 F.O.B.  
 DOH Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site
<u>MINGO COUNTY</u>				<b><u>LIMESTONE ONLY</u></b>
D	AASHTO #1	Limestone	1000	Gilbert
E	AASHTO #3	Limestone	500	Gilbert
H	AASHTO #57	Limestone	500	Gilbert
S	AASHTO #8M	Limestone	1000	Gilbert

<u>MINGO COUNTY</u>				
D	AASHTO #1	Limestone	500	Miller Creek
E	AASHTO #3	Limestone	1000	Miller Creek
H	AASHTO #57	Limestone	1000	Miller Creek
S	AASHTO #8M	Limestone	1000	Miller Creek

<u>WAYNE COUNTY</u>				
E	AASHTO #3	Limestone	2000	Crum
H	AASHTO #57	Limestone	2000	Crum
I	AASHTO #67	Limestone	2000	Crum
S	AASHTO #8M	Limestone	1000	Crum

<u>WAYNE COUNTY</u>				
E	AASHTO #3	Limestone	1000	Pritchard
H	AASHTO #57	Limestone	2000	Pritchard
I	AASHTO #67	Limestone	2000	Pritchard
S	AASHTO #8M	Limestone	1000	Pritchard

Harts				
<u>WAYNE COUNTY</u>				
E	AASHTO #3	Limestone	1000	Wayne
H	AASHTO #57	Limestone	5000	Wayne
I	AASHTO #67	Limestone	2000	Wayne
S	AASHTO #8M	Limestone	1000	Wayne

*22.10*

*22.10*

*16.74*

*16.74*

*19.10*

*19.00*

STATE OF WEST VIRGINIA  
Purchasing Division

# PURCHASING AFFIDAVIT

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

**ALL OTHER CONTRACTS:** Under W. Va. Code §5A-3-10a, no contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

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

**DEFINITIONS:**

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

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

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

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

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: BTI Contracting Inc.

Authorized Signature: *Lisa M. Dern* Date: 9-28-2017

State of West Virginia

County of Wayne, to-wit:

Taken, subscribed, and sworn to before me this 28<sup>th</sup> day of September, 2017.

My Commission expires April 30, 2024.

AFFIX SEAL HERE



NOTARY PUBLIC *Lisa G Maynard*

# State of West Virginia

## VENDOR PREFERENCE CERTIFICATE

Certification and application is hereby made for Preference in accordance with **West Virginia Code, §5A-3-37**. (Does not apply to construction contracts). **West Virginia Code, §5A-3-37**, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the **West Virginia Code**. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Vendor Preference, if applicable.

**1. Application is made for 2.5% vendor preference for the reason checked:**

- 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,**
- Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification;
- Bidder is a resident vendor partnership, association, or corporation with at least eighty percent of ownership interest of bidder held by another entity that meets the applicable four year residency requirement; **or,**
- Bidder is a 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; **or,**

**2. Application is made for 2.5% vendor preference for the reason checked:**

- 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; **or,**

**3. Application is made for 2.5% vendor preference for the reason checked:**

- Bidder is a nonresident vendor that employs a minimum of one hundred state residents, or a nonresident vendor which has an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia and employs a minimum of one hundred state residents, and for purposes of producing or distributing the commodities or completing the project which is the subject of the bidder's bid and continuously over the entire term of the project, on average at least seventy-five percent of the bidder's employees or the bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years and the vendor's bid; **or,**

**4. Application is made for 5% vendor preference for the reason checked:**

- Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; **or,**

**5. Application is made for 3.5% vendor preference who is a veteran for the reason checked:**

- Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; **or,**

**6. Application is made for 3.5% vendor preference who is a veteran for the reason checked:**

- Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

**7. Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with West Virginia Code §5A-3-59 and West Virginia Code of State Rules.**

- Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

Bidder understands if the Secretary of 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; 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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.

**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:** BTI Contracting Inc.

**Signed:** 

**Date:** 9-28-2017

**Title:** President

MATTHEW G. BEVIN  
GOVERNOR



WILLIAM M. LANDRUM III  
SECRETARY  
FINANCE AND ADMINISTRATION CABINET

# MWBE MINORITY & WOMEN BUSINESS ENTERPRISE

This certificate acknowledges that


*BTI Contracting, Inc.*

has been certified as a Women Business Enterprise  
by the Commonwealth of Kentucky.

  
MATTHEW G. BEVIN  
GOVERNOR



Expiration: December 30, 2018

  
WILLIAM M. LANDRUM III  
SECRETARY  
FINANCE AND ADMINISTRATION CABINET

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: BTI Contracting Inc.

Address: PO Box 314 Catlettsburg, KY 41129

Contracting business entity's authorized agent: Lisa M. Dean

Address: PO Box 314 Catlettsburg, KY 41129

Number or title of contract: CRFQ 0803 DOT1800000026

Type or description of contract: Stone Aggregate Cinders 2018 Material & Delivery by Vendor

Governmental agency awarding contract: Department of Administration Purchasing Division

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):

Lisa M. Dean

Signature: Lisa M. Dean Date Signed: 9-28-2017

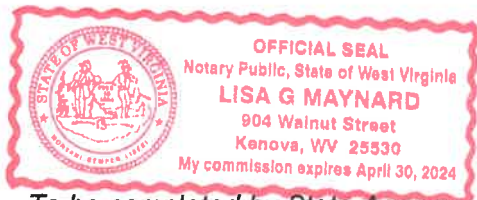
Check here if this is a Supplemental Disclosure.

Verification

State of West Virginia, County of Wayne

I, Lisa M. Dean, the authorized agent of the contracting business entity listed above, being duly sworn, acknowledges that the Disclosure herein is being made under oath and under the penalty of perjury.

Taken, sworn to and subscribed before me this 28th day of September, 2017.



Lisa G. Maynard Notary Public's Signature

To be completed by State Agency.

Date Received by State Agency:

Date submitted to Ethics Commission:

Governmental agency submitting Disclosure:





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
09/19/2017

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

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

<b>PRODUCER</b> Old Colony Ins. Service, Inc. P. O. Box 9000 1900 Cambridge Drive Lexington, KY 40533-9000 Mark Howard		<b>859-255-3355</b> <b>CONTACT NAME:</b> Mark Howard <b>PHONE (A/C, No, Ext):</b> 859-255-3355 <b>FAX (A/C, No):</b> 859-259-1614 <b>E-MAIL ADDRESS:</b>
<b>INSURED</b> BTI CONTRACTING INC LISA DEAN 21229 BEAR CREEK RD CATLETTSBURG, KY 41129		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> AMERICAN FIRE & CASUALTY <b>INSURER B:</b> OHIO CASUALTY GROUP <b>INSURER C:</b> BRICKSTREET <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>
		<b>NAIC #</b> 24066 24074

### COVERAGES

### CERTIFICATE NUMBER:

### REVISION NUMBER:

THIS IS TO CERTIFY THAT 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. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		BKA55275870	01/01/2017	01/01/2018	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY		BAA56314340	01/01/2017	01/01/2018	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10000		USO55275870	01/01/2017	01/01/2018	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below	N/A	WCB1020017	08/22/2017	08/22/2018	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Equipment Floater		BKA55275870	01/01/2017	01/01/2018	Leased 100,000 Rented Eq \$1,000 Ded

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

### CERTIFICATE HOLDER

### CANCELLATION

STATE OF WEST VIRGINIA 1900 KANAWHA BLVD EAST CHARLESTON, WV 25305	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE Mark Howard
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