



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](http://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](http://WVPurchasing.gov) with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

Header 5

List View

General Information | Contact | Default Values | Discount | Document Information | Clarification Request

Procurement Folder: 799201

Procurement Type: Central Master Agreement

Vendor ID: VS0000022174

Legal Name: KODIAK MANUFACTURING INC

Alias/DBA:

Total Bid: \$1,310.00

Response Date: 02/10/2021

Response Time: 10:29

Responded By User ID: Kodiak1

First Name: John

Last Name: Harvey

Email: jharvey@kodiakmanufac

SO Doc Code: CRFQ

SO Dept: 0803

SO Doc ID: DOT2100000068

Published Date: 1/27/21

Close Date: 2/10/21

Close Time: 13:30

Status: Closed

Solicitation Description: Addendum No\_2 Machining/welding & fabrication services

Total of Header Attachments: 5

Total of All Attachments: 5



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

**State of West Virginia  
 Solicitation Response**

**Proc Folder:** 799201  
**Solicitation Description:** Addendum No\_2 Machining/welding & fabrication services  
**Proc Type:** Central Master Agreement

Solicitation Closes	Solicitation Response	Version
2021-02-10 13:30	SR 0803 ESR02102100000005373	1

**VENDOR**  
 VS0000022174  
 KODIAK MANUFACTURING INC

**Solicitation Number:** CRFQ 0803 DOT2100000068  
**Total Bid:** 1310      **Response Date:** 2021-02-10      **Response Time:** 10:29:53  
**Comments:**

**FOR INFORMATION CONTACT THE BUYER**  
 John W Estep  
 304-558-2566  
 john.w.estep@wv.gov

**Vendor Signature X**      **FEIN#**      **DATE**

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

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Maching/welding/fabrication services				1310.00

Comm Code	Manufacturer	Specification	Model #
73152107			

**Commodity Line Comments:** Contract amount based on 1 hr per hourly rates and 1 item at \$1000 cost plus mark up as follows:  
 1 unit @ \$75/hr Machining = \$75  
 1 unit @ \$70/hr Welding = \$70

**Extended Description:**

Contract for machining/welding & fabrication services



Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
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State of West Virginia  
 Centralized Request for Quote  
 Miscellaneous

<b>Proc Folder:</b> 799201		<b>Reason for Modification:</b>	
<b>Doc Description:</b> Addendum No_1 Machining/welding & fabrication services		ADDENDUM No_1 To Move Bid Opening to 02/10/21 @ 1:30pm	
<b>Proc Type:</b> Central Master Agreement			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2021-01-25	2021-02-10 13:30	CRFQ 0803 DOT2100000068	2

**BID RECEIVING LOCATION**

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

**VENDOR**

**Vendor Customer Code:** UF001080030001

**Vendor Name :** Kodiak Manufacturing

**Address :** 100 Mine St

**Street :**

**City :** Allison

**State :** Pa **Country :** **Zip :** 154513

**Principal Contact :** John Harvey

**Vendor Contact Phone:** 724-364-7027 **Extension:**

**FOR INFORMATION CONTACT THE BUYER**  
 John W Estep  
 304-558-2566  
 john.w.estep@wv.gov

**Vendor Signature X** *John B. Harvey* **FEIN#** 84-3188772 **DATE** 02/10/2021

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

**ADDITIONAL INFORMATION**

ADDENDUM No\_1

Addendum No\_1 issued to publish and distribute the attached information to the Vendor Community

**REQUEST FOR QUOTATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of West Virginia Division of Highways to establish an open-end contract for machining, welding and fabrication work. Per the bid requirements, terms and conditions attached to this solicitation.

INVOICE TO	SHIP TO
DIVISION OF HIGHWAYS EQUIPMENT DIVISION RT 33 83 BRUSHY ROAD CROSSING, PO BOX 610 BUCKHANNON WV 26201 US	DIVISION OF HIGHWAYS EQUIPMENT DIVISION 83 BRUSHY FORK RD CROSSING BUCKHANNON WV 26201 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Maching/welding/fabrication services				

Comm Code	Manufacturer	Specification	Model #
73152107			

**Extended Description:**

Contract for machining/welding &amp; fabrication services

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Prebid Meeting @ 10:00AM	2021-01-20
2	Tech Questions Due by 10:00am	2021-01-25

**SOLICITATION NUMBER: CRFQ DOT2100000068**

**Addendum Number: 1**

The purpose of this addendum is to modify the solicitation identified as CRFQ DOT2100000068 ("Solicitation") to reflect the change(s) identified and described below.

**Applicable Addendum Category:**

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

**Additional Documentation:**

1. Bid Opening moves to 02/10/21 at 1:30pm

**Terms and Conditions:**

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFO DOT2100000068**

**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 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.

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Company

---

Authorized Signature

---

Date

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





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

State of West Virginia  
 Centralized Request for Quote  
 Miscellaneous

<b>Proc Folder:</b> 799201		<b>Reason for Modification:</b>	
<b>Doc Description:</b> Addendum No_2 Machining/welding & fabrication services		ADDENDUM NO_2 Vendor Questions and responses. Updated Exhibit A Pricing Page Add Pre-Bid Sign in Sheet	
<b>Proc Type:</b> Central Master Agreement			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2021-01-27	2021-02-10 13:30	CRFQ 0803 DOT2100000068	3

**BID RECEIVING LOCATION**

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

**VENDOR**

**Vendor Customer Code:** UF001080030001  
**Vendor Name :** Kodiak Manufacturing  
**Address :** 100 Mine St  
**Street :**  
**City :** Allison  
**State :** Pa **Country :** **Zip :** 154513  
**Principal Contact :** John Harvey  
**Vendor Contact Phone:** 724-364-7027 **Extension:**

**FOR INFORMATION CONTACT THE BUYER**  
 John W Estep  
 304-558-2566  
 john.w.estep@wv.gov

**Vendor Signature X** *John B. Harvey* **FEIN#** 84-3188772 **DATE** 02/10/2021

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

**ADDITIONAL INFORMATION**

ADDENDUM No\_2

Addendum No\_2 issued to publish and distribute the attached information to the Vendor Community

**REQUEST FOR QUOTATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of West Virginia Division of Highways to establish an open-end contract for machining, welding and fabrication work. Per the bid requirements, terms and conditions attached to this solicitation.

INVOICE TO	SHIP TO
DIVISION OF HIGHWAYS EQUIPMENT DIVISION RT 33 83 BRUSHY ROAD CROSSING, PO BOX 610 BUCKHANNON WV 26201 US	DIVISION OF HIGHWAYS EQUIPMENT DIVISION 83 BRUSHY FORK RD CROSSING BUCKHANNON WV 26201 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Maching/welding/fabrication services				

Comm Code	Manufacturer	Specification	Model #
73152107			

**Extended Description:**

Contract for machining/welding &amp; fabrication services

**SCHEDULE OF EVENTS**

<u>Line</u>	<u>Event</u>	<u>Event Date</u>
1	Prebid Meeting @ 10:00AM	2021-01-20
2	Tech Questions Due by 10:00am	2021-01-25

# SOLICITATION NUMBER: CRFQ DOT2100000068

## Addendum Number: 2

The purpose of this addendum is to modify the solicitation identified as CRFQ DOT2100000068 (“Solicitation”) to reflect the change(s) identified and described below.

### Applicable Addendum Category:

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

### Additional Documentation:

1. Bid Opening remains 02/10/21 at 1:30pm

### Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

**ADDENDUM FOR PRE-BID**

**CRFQ 0803 DOT2100000068**

**Machining/Welding & Fabrication Services**

- 1. Question:** Can we bid the posted hourly rates for the (3) categories and provide proof of cost for the materials, parts and supplies with a fixed markup percentage?

**Answer: Yes, bidding shall be done for the 3 hourly rates an additional line item shall be added to the pricing sheet for parts plus mark-up percentage.**

- 2. Question:** Can the DOH provide the bidders with (3) projects, one from each category and have us all submit a bid for your review to compare the quoted prices.

**Answer: No, the state has 10,000+ pieces of equipment. 3 project samples will not give a good representation of work required.**

- 3. Question:** Why the State could not have each bidder submit their company's capabilities and capacities for each of the (3) categories we are bidding on.

**Answer: 3.1 requires the vendor capabilities to be at a minimum CNC fabrication, Vertical milling, Horizontal lathe and Welding. A vendor description of capabilities and capacities has no bearing for locking a contractual price for services.**

- 4. Question:** Will the vendor be responsible for the pickup and delivery of all projects? Or will the DOH provide this service?

**Answer: Vendor will be responsible for pickup and delivery from the Buckhannon facility**

- 5. Question:** How are we supposed to come up with an hourly rate when material for the jobs, trucking, shipping are all supposed to be included in this bid as a hourly rate? One job might take 1 piece of plate and be close to the shop but other jobs could include multiple different kinds of material, the piece of equipment might be 3 hours away, we all agreed that material needed should have its own bid amount, and not to be included in the 3 options on this bid list. Nobody could give us any idea of what we would be working on. ( example ) Saying that you need a brush hog repaired, I quote the material needed and send you the quote for the material, or even give us a list of vendors we can buy the material from. Then after that go off the hourly rate that has been set in contract, I would not mark material up just need cost of material to be paid.

**Answer: WVDOH has 10,000+ pieces of equipment an accurate description of what jobs the vendor will be sent is impossible to determine.**

**6. Question:** It was not clear how the parts and materials would be charged out on jobs.

**A. Will the State cover those costs?**

**Answer: No, an updated pricing sheet will be attached with a line item for mark-up/mark-down percentage on parts cost.**

**B. Are they cost plus?**

**Answer: Yes, with the new pricing sheet a line item will be included for the vendor to bid mark-up/mark-down**

**C. Will there be a separate bid item for materials?**

**Answer: Yes, with the new pricing sheet a line item will be included for the vendor to bid mark-up/mark-down**

**D. How are those cost's to be billed?**

**Answer: With the new pricing sheet a line item will be included for the vendor to bid mark-up/mark-down**

**7. Question:** Have a question about the Bid Sheet proposal for the machining, welding and fabrication services .

They have the (3) services covered on the bid sheet, but no place for materials that may be required. The DOH folks thought that the materials could be added in the hourly rates, but without knowing what we would be working on or require as needed materials, there is no way to cover materials cost in the labor rates.

All the vendors/contractors there proposed to them that they add a spot for materials cost +. On all my other T&M contracts I always show materials cost + 10%. Please let us know if they are going to add a section to cover material costs on the T&M style contract.

**Answer: A new pricing sheet with a line item will be included for the vendor to bid mark-up/mark-down**

**4.1.1.8** will be added to read-

Vendor shall bill agency for parts at vendor's cost plus a

mark-up or mark-down designated by vendor on the pricing page. The mark-up shall apply to all parts and should be listed on the pricing page as a multiplier. (Example of how multiplier should be used are shown

below). For purposes of this contract, vendor's cost is the amount paid

by the vendor to the manufacturer or supplier and does not include

vendor's overhead, stocking fees delivery charged or other fees that

are not direct payment for parts.

Multiplier

Example Meaning

0.5 vendor sells parts to agency at one-half (h) the vendor's cost

1.0 vendor sells parts to agency at vendor's cost

1.25 vendor sells parts to agency at vendor's cost plus 25% markup

1.5 vendor sells parts to agency at vendor's cost plus a 50% markup

### **Exhibit A (Example Only) Pricing Page**

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<b>Parts Cost</b>	<b>Markup Multiplier</b>	<b>Estimated Vendor Cost of Parts</b>	<b>Total Cost for Parts</b>
	<b>1.25</b>	<b>\$60,000.00</b>	<b>\$75,000.00</b>
<b>Total Bid Cost</b>			<b>\$77,400.00</b>

**VENDOR:** \_\_\_\_\_ **Class** \_\_\_\_\_

Item No.	Description:	Model & Part Number Being Bid	Estimated Quantity	Unit Price per hour	Item Total Cost
1	Machining cost per hour		1		\$0.00
2	Welding cost per hour		1		\$0.00
3	Fabrication cost per hour		1		\$0.00

4	Estimated Quantity	Example to use for vendor parts cost	Mark-up Multiplier	Price total after markup
	1	\$1,000.00		\$0.00
<b>Total Bid Cost</b>				<b>\$0.00</b>
<b>Bid Will Be Awarded To The Lowest Overall Bid Total For All Items</b>				
<b>Vendor Information</b>				
Company Name:				
Contact Manager:				
Address:				
Phone:				
Fax:				
Signature:				

**Mark-up Multiplier example**

- 0.50 Vendor sells parts to the agency at one-half the vendors cost
- 1.00 Vendor sells parts to the agency at the vendors cost
- 1.10 Vendor sells parts to the agency at the vendors cost plus 10% mark-up
- 1.25 Vendor sells parts to the agency at the vendors cost plus 25% mark-up
- 1.50 Vendor sells parts to the agency at the vendors cost plus 50% mark-up

# Pre-Bid Sign-In Sheet

Solicitation Number: CRFQ 0803 DOT2100000068  
 Date of Pre-Bid Meeting: January 20, 2021  
 Location of Prebid Meeting: Buckhannon WV, Equipment Div.

**Please Note:**

Vendors must sign-in on this sheet to verify attendance at the Pre-Bid meeting.  
 Failure to legibly sign in may be grounds for declaring a vendor ineligible to bid.  
 For further verification, please also provide a business card if possible.

<u>Firm Represented:*</u>	<u>Rep Name (Printed):</u>	<u>Firm Address:</u>	<u>Telephone #:</u>	<u>Fax #:</u>	<u>Email:</u>
Risk Equipment	Blair Turner	100 Heliport loop, Bridgeport	304)476-4757		bturner@risk.com
QUALITY MACHINE	CHUCK MARSH	63 QUALITY LANE BRIDGEPORT, WV	304-842-6229	304-842-7069	chuck@qualitymachine.com
JNW Contracting LLC	Jesse Williams	2748 Lantz Rd Ellemore WV 26267	304 613 2221		jesse@jnwcontracting.com
Engel Welding Inc.	Tim Engel	617 Austin Dr. St. Albans WV 25577	304 727-4341		tengel@engelweld.com
ENGEL Welding Inc	Richard Taylor	617 Austin DR St. Albans WV 25577	304 727-4341		RTaylor@Engelweld.com
J&S Hyd.	Wayne Beckett	1401 Airport Rd Sutton WV 26601	304 765-7008		wbjshyd@gmail.com

**\*One Vendor Per Representative - No one individual is permitted to represent more than one vendor at the pre-bid meeting. Any individual that does attempt to represent two or more vendors will be required to select one vendor to which the individual's attendance will be attributed. The vendors not selected will be deemed to have not attended the pre-bid meeting unless another individual attended on their behalf.**



# Pre-Bid Sign-In Sheet

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 Date of Pre-Bid Meeting: January 20, 2021  
 Location of Prebid Meeting: Buckhannon WV, Equipment Div.

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<u>Firm Represented:*</u>	<u>Rep Name (Printed):</u>	<u>Firm Address:</u>	<u>Telephone #:</u>	<u>Fax #:</u>	<u>Email:</u>
Shafer Equipment	Billy Evans	141 Campbell Creek Rd.	304-548-4300	304-548-5555	billy@shaferequipmentwv.com
Shafer Equipment	Aaron Cox	141 Campbells creek Rd	304-548-4300	304-548-5555	Aaron@shaferEquipmentwv.com
KODIAK MANUFACTURING	John Harvey	100 Mine St Allison 15413	724-364-7627	724-364-7181	jharvey@KodiakManufacturingINC.com

**\*One Vendor Per Representative** - No one individual is permitted to represent more than one vendor at the pre-bid meeting. Any individual that does attempt to represent two or more vendors will be required to select one vendor to which the individual's attendance will be attributed. The vendors not selected will be deemed to have not attended the pre-bid meeting unless another individual attended on their behalf.

# Pre-Bid Sign-In Sheet

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WVDOH	Pam Hall	Buckhannon WV	304-471-0139		pamela.j.hall@wv.gov
WVDOH	JD Haller	Buckhannon WV			
WVDOH	Tina Lewis	Charleston WV	304-414-6859		tina.l.lewis@wv.gov
WVDOH	Todd Campbell	BUCKHANNON	997-5916 <del>304-452-1211</del>		A.Todd.Campbell@wv.gov

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## J & S Hydraulics, Inc.

### Wayne Beckett

Office: 304-765-7008  
Cellular: 304-619-4776  
Fax: 304-765-0109

1401 Airport Road  
Sutton, WV 26601  
wbjshyd@gmail.com

#### MAILING

P.O. Box 307  
St. Albans, WV 25177

#### SHIPPING

617 Austin Drive  
St. Albans, WV 25177

### Engel Welding, Inc.

Specializing in Pipe Fabrication and Installation  
Pipeline and Gas Distribution  
R-S Code Stamps

**Richard Taylor, Product Manager** Phone (304) 727-4341  
Cell (304) 546-0980 (304) 727-8001  
Email [tengel@engelweld.com](mailto:tengel@engelweld.com) Fax (304) 727-4562



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Office: 304-765-7008  
Cellular: 304-619-4776  
Fax: 304-765-0109

1401 Airport Road  
Sutton, WV 26601  
wbjshyd@gmail.com



### AARON COX SALES MANAGER

141 Campbells Drive, Office: 304-548-4300  
Charleston WV 25306 Cell: 304-550-9966  
[aaron@shaferequipmentwv.com](mailto:aaron@shaferequipmentwv.com)

P.O. Box 307  
St. Albans, WV 25177

617 Austin Drive  
St. Albans, WV 25177

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**Tim Engel, President** Phone (304) 727-4341  
Cell (304) 610-3111 (304) 727-8001  
Email [tengel@engelweld.com](mailto:tengel@engelweld.com) Fax (304) 727-4562



### Shafer Equipment LLC

BILLY EVANS

#### GENERAL MANAGER

141 Campbells Drive, Office: 304-548-4300  
Charleston WV 25306 Cell: 304-377-6777  
[billy@shaferequipmentwv.com](mailto:billy@shaferequipmentwv.com)

### CHARLES K. MARSH OWNER/VP

63 QUALITY LANE P: 304-842-6229  
PO Box 878 C: 304-677-7575  
BRIDGEPORT, WV 26330 F: 304-842-7069

[CHUCK@QUALITYMACHINEINC.COM](mailto:CHUCK@QUALITYMACHINEINC.COM)

[QUALITYMACHINEINC.COM](http://QUALITYMACHINEINC.COM)



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Office: 304-765-7008  
Cellular: 304-619-4776  
Fax: 304-765-0109

1401 Airport Road  
Sutton, WV 26601  
wbjshyd@gmail.com



### JOHN HARVEY SENIOR ENGINEER/ INDUSTRIAL ACCOUNTS MANAGER

P: 724.384.7027 // EXT. 108  
F: 724.384.7181  
C: 412.691.0374  
E: [JHARVEY@ACFGROUP.US](mailto:JHARVEY@ACFGROUP.US)  
120 MINE STREET // ALLISON, PA 15413  
[ACFGROUP.US](http://ACFGROUP.US)

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFO DOT2100000068**

**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.

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**Addendum Numbers Received:**

(Check the box next to each addendum received)

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|--|--|
| <input type="checkbox"/> Addendum No. 1            | <input type="checkbox"/> Addendum No. 6  |
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Authorized Signature

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Date

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STATE OF WEST VIRGINIA  
Purchasing Division

# PURCHASING AFFIDAVIT

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

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

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

**DEFINITIONS:**

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

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

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

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

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: KODIAK MANUFACTURING INC

Authorized Signature: John B. Huns Date: 11/16/2020

State of PENNSYLVANIA

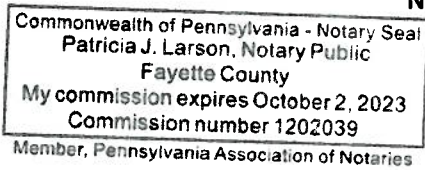
County of FAYETTE, to-wit:

Taken, subscribed, and sworn to before me this 16<sup>th</sup> day of NOVEMBER, 2020.

My Commission expires OCTOBER 02, 2023

**AFFIX SEAL HERE**

**NOTARY PUBLIC**



Patricia J. Larson

# West Virginia Ethics Commission



## Disclosure of Interested Parties to Contracts

Pursuant to *W. Va. Code* § 6D-1-2, a state agency may not enter into a contract, or a series of related contracts, that has/have an actual or estimated value of \$1 million or more until the business entity submits to the contracting state agency a Disclosure of Interested Parties to the applicable contract. In addition, the business entity awarded a contract is obligated to submit a supplemental Disclosure of Interested Parties reflecting any new or differing interested parties to the contract within 30 days following the completion or termination of the applicable contract.

For purposes of complying with these requirements, the following definitions apply:

*"Business entity"* means any entity recognized by law through which business is conducted, including a sole proprietorship, partnership or corporation, but does not include publicly traded companies listed on a national or international stock exchange.

*"Interested party" or "Interested parties"* means:

- (1) A business entity performing work or service pursuant to, or in furtherance of, the applicable contract, including specifically sub-contractors;
- (2) the person(s) who have an ownership interest equal to or greater than 25% in the business entity performing work or service pursuant to, or in furtherance of, the applicable contract. (This subdivision does not apply to a publicly traded company); and
- (3) the person or business entity, if any, that served as a compensated broker or intermediary to actively facilitate the applicable contract or negotiated the terms of the applicable contract with the state agency. (This subdivision does not apply to persons or business entities performing legal services related to the negotiation or drafting of the applicable contract.)

*"State agency"* means a board, commission, office, department or other agency in the executive, judicial or legislative branch of state government, including publicly funded institutions of higher education: Provided, that for purposes of *W. Va. Code* § 6D-1-2, the West Virginia Investment Management Board shall not be deemed a state agency nor subject to the requirements of that provision.

The contracting business entity must complete this form and submit it to the contracting state agency prior to contract award and to complete another form within 30 days of contract completion or termination.

*This form was created by the State of West Virginia Ethics Commission, 210 Brooks Street, Suite 300, Charleston, WV 25301-1804. Telephone: (304)558-0664; fax: (304)558-2169; e-mail: [ethics@wv.gov](mailto:ethics@wv.gov); website: [www.ethics.wv.gov](http://www.ethics.wv.gov).*

West Virginia Ethics Commission  
**Disclosure of Interested Parties to Contracts**

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: Kodiak Manufacturing Address: 100 Mine St

ALLISON, PA 15413

Name of Authorized Agent: John Harvey Address: SAME

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

Governmental agency awarding contract: \_\_\_\_\_

Check here if this is a Supplemental Disclosure

List the Names of Interested Parties to the contract which are known or reasonably anticipated by the contracting business entity for each category below (attach additional pages if necessary):

**1. Subcontractors or other entities performing work or service under the Contract**

Check here if none, otherwise list entity/individual names below.

**2. Any person or entity who owns 25% or more of contracting entity (not applicable to publicly traded entities)**

Check here if none, otherwise list entity/individual names below.

**3. Any person or entity that facilitated, or negotiated the terms of, the applicable contract (excluding legal services related to the negotiation or drafting of the applicable contract)**

Check here if none, otherwise list entity/individual names below.

Signature: John B. Harvey

Date Signed: 11/16/2020

**Notary Verification**

State of PENNSYLVANIA, County of FAYETTE:

I, JOHN B. HARVEY, the authorized agent of the contracting business entity listed above, being duly sworn, acknowledge that the Disclosure herein is being made under oath and under the penalty of perjury.


Taken, sworn to and subscribed before me this 16<sup>th</sup> day of NOVEMBER, 2020.

Patricia J. Larson  
Notary Public's Signature

**To be completed by State Agency:**  
Date Received by State Agency: \_\_\_\_\_  
Date submitted to Ethics Commission: \_\_\_\_\_  
Governmental agency submitting Disclosure: \_\_\_\_\_

Commonwealth of Pennsylvania - Notary Seal  
Patricia J. Larson, Notary Public  
Fayette County  
My commission expires October 2, 2023  
Commission number 1202039

**VENDOR: Kodiak Manufacturing Class**

Item No.	Description:	Model & Part Number Being Bid	Estimated Quantity	Unit Price per hour	Item Total Cost
1	Machining cost per hour		1	\$75.00	\$75.00
2	Welding cost per hour		1	\$70.00	\$70.00
3	Fabrication cost per hour		1	\$65.00	\$65.00
4	Estimated Quantity	Example to use for vendor parts cost	Mark-up Multiplier	Price total after markup	
	1	\$1,000.00	1.1	1,100.00	
<b>Total Bid Cost</b>					<b>\$1,310.00</b>
<b>Bid Will Be Awarded To The Lowest Overall Bid Total For All Items</b>					
<b>Vendor Information</b>					
Company Name: Kodiak Manufacturing					
Contact Manager: John Harvey					
Address: 100 Mine St					
Phone: 724-364-7027					
Fax: 724-364-7181					
E-mail: jharvey@kodiakmanufacturinginc.com					
Signature: <i>John B. Harvey</i>					