



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 1

List View

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

Procurement Folder: 1089036


Procurement Type: Central Purchase Order

Vendor ID: 000000224605 


Legal Name: BEAR CONTRACTING LLC

Alias/DBA:

Total Bid: \$1,951,125.00

Response Date: 09/01/2022 

Response Time: 12:48

Responded By User ID: 54978449 

First Name: David

Last Name: Wilson

Email: dwilson@bear-contractin

Phone: 304-326-0160

SO Doc Code: CRFQ

SO Dept: 0603



SO Doc ID: ADJ2300000007

Published Date: 8/29/22

Close Date: 9/1/22

Close Time: 13:30

Status: Closed

Solicitation Description: Williamstown AASF#1 Taxiway & Apron Repairs (Construction)   


Total of Header Attachments: 1

Total of All Attachments: 1



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:** 1089036  
**Solicitation Description:** Williamstown AASF#1 Taxiway & Apron Repairs (Construction)  
**Proc Type:** Central Purchase Order

Solicitation Closes	Solicitation Response	Version
2022-09-01 13:30	SR 0603 ESR09012200000001114	1

**VENDOR**  
000000224605  
BEAR CONTRACTING LLC

**Solicitation Number:** CRFQ 0603 ADJ2300000007  
**Total Bid:** 1951125  
**Response Date:** 2022-09-01  
**Response Time:** 12:48:54  
**Comments:**

**FOR INFORMATION CONTACT THE BUYER**  
David H Pauline  
304-558-0067  
david.h.pauline@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	Williamstown AASF#1 Taxiway & Apron Repairs (Construction)				1498725.00

Comm Code	Manufacturer	Specification	Model #
72152700			

**Commodity Line Comments:**

**Extended Description:**

BASE BID (Per documentation)- Provide and furnish all labor, materials, tools, expendable equipment and all services to complete Williamstown AASF#1 Taxiway & Apron Repairs, near Williamstown WV per the attached specifications and documentation.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	ADD-ALTERNATE 1- Per the Drawings & Specifications				252600.00

Comm Code	Manufacturer	Specification	Model #
72152700			

**Commodity Line Comments:**

**Extended Description:**

ADD- ALTERNATE NO.1(Per documentation)- Provide and furnish all labor, materials, tools, expendable equipment and all services to complete construction per Drawings and Specifications

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	ADD-ALTERNATE 2- Per the Drawings & Specifications				98400.00

Comm Code	Manufacturer	Specification	Model #
72152700			

**Commodity Line Comments:**

**Extended Description:**

ADD- ALTERNATE NO.2(Per documentation)- Provide and furnish all labor, materials, tools, expendable equipment and all services to complete construction per Drawings and Specifications

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
4	ADD-ALTERNATE 3- Per the Drawings & Specifications				101400.00

Comm Code	Manufacturer	Specification	Model #
72152700			

**Commodity Line Comments:**

**Extended Description:**

ADD- ALTERNATE NO. 3 (Per documentation)- Provide and furnish all labor, materials, tools, expendable equipment and all services to complete construction per Drawings and Specifications



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

Proc Folder: 1089036

Doc Description: Williamstown AASF#1 Taxiway & Apron Repairs (Construction)

Reason for Modification:

Addendum No. 2

Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2022-08-29	2022-09-01 13:30	CRFQ 0603 ADJ2300000007	3

BID RECEIVING LOCATION

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

VENDOR

Vendor Customer Code:

Vendor Name : BEAR CONTRACTING LLC

Address : P.O. Box 1196

Street :

City : BRIDGEPORT

State : WV

Country : US

Zip : 26330

Principal Contact : MARK D. URSO

Vendor Contact Phone: 304-326-0160

Extension:

FOR INFORMATION CONTACT THE BUYER

David H Pauline  
304-558-0067  
david.h.pauline@wv.gov

Vendor  
Signature X

*Mark D. Urso*  
MARK D. URSO

FEIN# 75-3079323

DATE 09-01-2022

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

**PROPOSED  
WILLIAMSTOWN AASF #1 TAXIWAY AND APRON REPAIRS**

**FOR THE  
WEST VIRGINIA ARMY NATIONAL GUARD  
WOOD COUNTY, WEST VIRGINIA**

**Certification of Receipt of Addenda**

In submitting this Bid, Bidder represents, as more fully set forth in the Agreement, that:

(a) Bidder has examined copies of all the Contract Documents and the following Addenda:

**Date**

08-19-2022

08-29-2022

**Number**

ADDENDUM NO. 1

ADDENDUM NO. 2

Signature

  
MARIL D. URSO

Date

09-01-2022

Name and Title of Signer  
(Please Type)

MARIL D. URSO PRESIDENT / MANAGING  
MEMBER

To Be Submitted in Envelope No. 1  
Item No. 3 on Bid Opening Requirements Checklist



**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ ADJ2300000007**

**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.

BEAR CONTRACTING LLC

Company

MARK D. URSO

Authorized Signature

09-01-2022

Date

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

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ ADJ2300000007**

**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 type="checkbox"/> Addendum No. 1            | <input type="checkbox"/> Addendum No. 6  |
| <input checked="" 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.

BEAR CONTRACTING LLC  
Company  
  
MARK D. URSO Authorized Signature  
09-01-2022  
Date

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



**Subcontractor List Submission (Construction Contracts Only)**

Bidder's Name: Bear Contracting, LLC.

☐ Check this box if no subcontractors will perform more than \$25,000.00 of work to complete the project.

Subcontractor Name	License Number if Required by W. Va. Code § 21-11-1 et. seq.
Swank Construction Company, LLC.	WV012391

Attach additional pages if necessary

Agency \_\_\_\_\_  
REQ.P.O# \_\_\_\_\_

### BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Bear Contracting LLC  
of PO Box 1196, Bridgeport WV 26330, as Principal, and Great American Insurance  
Company of 301 E Fourth Street, Cincinnati OH 45202, a corporation organized and existing under the laws of the State of Ohio  
with its principal office in the City of Cincinnati, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligee, in the penal sum of Five Percent of Bid (\$ -----5%-----) 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  
Williamstown AASF #1 Taxiway and Apron Repairs, T-80-11014, Wood County WV

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 1st day of September, 2022.

Principal Seal

Bear Contracting LLC  
(Name of Principal)  
By [Signature]  
(Must be President, Vice President, or  
Duly Authorized Agent)  
MARK D. URSO  
PRESIDENT / MANAGING MEMBER  
(Title)

Surety Seal

Great American Insurance Company  
(Name of Surety)  
[Signature]  
Attorney-in-Fact  
(Denise Deem)

**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.**

# **GREAT AMERICAN INSURANCE COMPANY®**

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by  
this power of attorney is not more than TWO

No. 0 20880

## **POWER OF ATTORNEY**

**KNOW ALL MEN BY THESE PRESENTS:** That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
DENISE DEEM	BOTH OF	BOTH
LLOYD RANDALL COBER	MORGANTOWN, WEST VIRGINIA	\$50,000,000

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 31ST day of AUGUST, 2020.

Attest

GREAT AMERICAN INSURANCE COMPANY



*My L C. B.*

Assistant Secretary

*Mark V. Vicario*

Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss:

MARK VICARIO (877-377-2405)

On this 31ST day of AUGUST, 2020, before me personally appeared MARK VICARIO, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



SUSAN A KOHORST  
Notary Public  
State of Ohio  
My Comm. Expires  
May 18, 2025

*Susan A Kohorst*

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

**RESOLVED:** That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

**RESOLVED FURTHER:** That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

## **CERTIFICATION**

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 1st day of September, 2022.

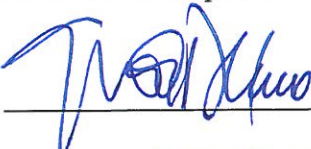


*My L C. B.*

Assistant Secretary




**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.

(Name, Title)  PRESIDENT / MANAGING MEMBER  
(Printed Name and Title) MARK D. URSO PRESIDENT / MANAGING MEMBER  
(Address) PO BOX 1196 BRIDGEPORT, WV 26330  
(Phone Number) / (Fax Number) 304-326-0160 / 304-326-0054  
(email address) MURSO@BEAR-CONTRACTING.COM

**CERTIFICATION AND SIGNATURE:** By signing below, or submitting documentation through wvOASIS, I certify that: I have reviewed this Solicitation/Contract 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/Contract 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.

By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law; and that pursuant to W. Va. Code 5A-3-63, the entity entering into this contract is prohibited from engaging in a boycott against Israel.

BEAR CONTRACTING LLC  
(Company)  PRESIDENT / MANAGING MEMBER  
(Authorized Signature) (Representative Name, Title) MARK D. URSO PRESIDENT / MANAGING MEMBER  
(Printed Name and Title of Authorized Representative) (Date) 304-326-0160 / 304-326-0054  
(Phone Number) (Fax Number) MURSO@BEAR-CONTRACTING.COM  
(Email Address)

# BID FORM FOR CONSTRUCTION CONTRACT

The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

## ARTICLE 1—OWNER AND BIDDER

*WV Army National Guard  
1707 Coonskin Drive  
Charleston, WV 25311*

- 1.01 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

## ARTICLE 2—ATTACHMENTS TO THIS BID

- 2.01 The following documents are submitted with and made a condition of this Bid:
- A. Bid Opening Requirements

## ARTICLE 3—BASIS OF BID—LUMP SUM BID AND UNIT PRICES

### GENERAL

The Bidder shall take notice of and shall be responsible for any local or state taxes levied and applicable, and the cost for the same shall be included as part of the submitted Bid.

The total Bid cost stated includes a complete operating installation including furnishing and installation of any and all changes or additions in plans, piping, mechanical work, additional electrical work, accessories, controls, etc. necessary to accommodate alternative equipment systems or materials used in construction.

### BID PROPOSAL

The Bidder agrees to perform all required Work described in the detailed Specifications and as shown on the Plans for the complete construction and placing in satisfactory operation the Williamstown AASF#1 Taxiway and Apron Repairs. The Project "Sequence of Construction" has been detailed in the Drawings and Specification Division 1, Project Summary, Section 011000. The Bidder agrees to perform all the Work proposed for the total of the following Bid prices.

- 3.01 *Lump Sum Bids*
- A. Bidder will complete the Work in accordance with the Contract Documents for the lump sum (stipulated) price(s), together with any Unit Prices indicated in Paragraph 3.02 and shown in the bid schedule.
- B. Lump Sum Bids may be one of the following:
1. Lump Sum Price (Base Bid and Alternates)

3.02 *Unit Price Bids*

- A. Bidder will perform the following Work at the indicated unit prices as shown in the Bid Schedule.
- B. Bidder acknowledges that:
  - 1. each Bid Unit Price includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item, and
  - 2. estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Work will be based on actual quantities, determined as provided in the Contract Documents.

3.03 *Total Bid Price (Lump Sum and Unit Prices)*



## BID SCHEDULE

PROPOSED  
WILLIAMSTOWN AASF #1 TAXIWAY AND APRON REPAIRS  
FOR THE  
WV ARMY NATIONAL GUARD  
WOOD COUNTY, WEST VIRGINIA

*NOTE: Bid PRICE amounts are to be shown in both words and figures. In case of discrepancy, the amount shown in words will govern. Bids shall include sales tax and all other applicable taxes and fees.*

Item #	Qty.	UNIT	DESCRIPTION	UNIT PRICE	UNIT PRICE WRITTEN IN WORDS	TOTAL PRICE
1	1	LS	Mobilization	\$40,000.00	forty thousand dollars zero cents	\$40,000.00
2	260	LF	Silt Fence	\$35.00	thirty-five dollars zero cents	\$9,100.00
3	210	CY	Undercut	\$145.00	one hundred forty-five dollars zero cents	\$30,450.00
4	2,500	LF	Joint Sealing	\$7.00	seven dollars zero cents	\$17,500.00
5	550	LF	4" Underdrain	\$73.00	seventy-three dollars zero cents	\$40,150.00

Item #	Qty.	UNIT	DESCRIPTION	UNIT PRICE	UNIT PRICE WRITTEN IN WORDS	TOTAL PRICE
6	550	LF	4" Solid Outlet Pipe	\$48.50	forty-eight dollars fifty cents	\$26,675.00
7	25	LF	12" Trench Drain	\$480.00	four hundred eighty dollars zero cents	\$12,000.00
8	3,800	SY	Concrete (Replacement)	\$300.00	three hundred dollars zero cents	\$1,140,000.00
9	270	SY	Asphalt Replacement	\$180.00	one hundred eighty dollars zero cents	\$48,600.00
10	350	CY	Crushed Aggregate	\$275.00	two hundred seventy-five dollars zero cents	\$96,250.00
11	1	LS	Striping	\$38,000.00	thirty-eight thousand dollars zero cents	\$38,000.00

TOTAL BID: One million four hundred ninety-eight thousand seven  
 hundred twenty-five dollars zero cents (Words) (\$ 1,498,725.00 (Figures))

(Amounts are to be shown in both words and figures. In case of discrepancy, the amount shown in words will govern.)

ADDITIVE ALTERNATE #1 - MAIN RAMP

Item #	Qty.	UNIT	DESCRIPTION	UNIT PRICE	UNIT PRICE WRITTEN IN WORDS	TOTAL PRICE
12	800	SY	Concrete Replacement	\$300.00	three hundred dollars zero cents	\$240,000.00
13	70	CY	Crushed Aggregate	\$180.00	one hundred eighty dollars zero cents	\$12,600.00

TOTAL ADDITIVE ALTERNATE #1 BID: two hundred fifty-two thousand  
 (Words)  
six hundred dollars zero cents (\$ 252,600.00 )  
 (Words) (Figures)

ADDITIVE ALTERNATE #2 - Hanger

Item #	Qty.	UNIT	DESCRIPTION	UNIT PRICE	UNIT PRICE WRITTEN IN WORDS	TOTAL PRICE
14	310	SY	Concrete Replacement	\$300.00	three hundred dollars zero cents	\$93,000.00
15	30	CY	Crushed Aggregate	\$180.00	one hundred eighty dollars zero cents	\$5,400.00

TOTAL ADDITIVE ALTERNATE #2 BID: ninety-eight thousand four hundred  
 (Words)  
dollars zero cents (\$ 98,400.00 )  
 (Words) (Figures)

### 3.04 *Method of Award*

If at the time this contract is to be awarded, the lowest total bid submitted by a qualified, responsive, responsible Bidder does not exceed the amount of funds then estimated by the Owner, as available to finance the contract, the construction contract will be awarded. Awarding of Additive Alternate(s) will not affect the lowest Bidder. If such bids exceed such amount, the Owner may reject all bids.

The Owner will award the contract on the total base bid amount inclusive or exclusive of alternates as determined by the Owner and submitted by a qualified, responsive, responsible Bidder. The Owner may elect to award any or all of the additive alternates in no particular order.

## **ARTICLE 4—TIME OF COMPLETION**

4.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment on or before the dates or within the number of calendar days indicated in the Agreement.

4.02 Bidder accepts the provisions of the Specifications as to liquidated damages.

## **ARTICLE 5—BIDDER'S ACKNOWLEDGEMENTS: ACCEPTANCE PERIOD, INSTRUCTIONS, AND RECEIPT OF ADDENDA**

### 5.01 *Bid Acceptance Period*

A. This Bid will remain subject to acceptance for 90 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

### 5.02 *Instructions to Bidders*

A. Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security.

## **ARTICLE 6—BIDDER'S REPRESENTATIONS AND CERTIFICATIONS**

### 6.01 *Bidder's Representations*

A. In submitting this Bid, Bidder represents the following:

1. Bidder has examined and carefully studied the Bidding Documents, including Addenda.
2. Bidder has visited the Site, conducted a thorough visual examination of the Site and adjacent areas, and become familiar with the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
3. Bidder is familiar with all Laws and Regulations that may affect cost, progress, and performance of the Work.
4. Bidder has carefully studied the reports of explorations and tests of subsurface conditions at or adjacent to the Site and the drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, with respect to the Technical Data in such reports and drawings.
5. Bidder has carefully studied the reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, with respect to Technical Data in such reports and drawings.



6. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and the Technical Data identified in the Supplementary Conditions or by definition, with respect to the effect of such information, observations, and Technical Data on (a) the cost, progress, and performance of the Work; (b) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, if selected as Contractor; and (c) Bidder's (Contractor's) safety precautions and programs.
7. Based on the information and observations referred to in the preceding paragraph, Bidder agrees that no further examinations, investigations, explorations, tests, studies, or data are necessary for the performance of the Work at the Contract Price, within the Contract Times, and in accordance with the other terms and conditions of the Contract.
8. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
9. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and of discrepancies between Site conditions and the Contract Documents, and the written resolution thereof by Engineer is acceptable to Contractor.
10. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performance and furnishing of the Work.
11. The submission of this Bid constitutes an incontrovertible representation by Bidder that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

#### 6.02 *Bidder's Certifications*

##### A. The Bidder certifies the following:

1. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation.
2. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid.
3. Bidder has not solicited or induced any individual or entity to refrain from bidding.
4. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 8.02.A:
  - a. Corrupt practice means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process.
  - b. Fraudulent practice means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition.
  - c. Collusive practice means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels.

- d. Coercive practice means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.



BIDDER hereby submits this Bid as set forth above:

Bidder:

BEAR CONTRACTING LLC

(typed or printed name of organization)

By:

[Signature]

(individual's signature)

Name:

MARK D. URSO

(typed or printed)

Title:

PRESIDENT / MANAGING MEMBER

(typed or printed)

Date:

09-01-2022

(typed or printed)

If Bidder is a corporation, a partnership, or a joint venture, attach evidence of authority to sign.

Attest:

[Signature]

(individual's signature)

Name:

BARBARA L. KOPP

(typed or printed)

Title:

OFFICE MANAGER

(typed or printed)

Date:

09-01-2022

(typed or printed)

Address for giving notices:

P.O. Box 1196

BRIDGEPORT, WV 26330

Bidder's Contact:

Name:

MARK D. URSO

(typed or printed)

Title:

PRESIDENT / MANAGING MEMBER

(typed or printed)

Phone:

304-326-0160

Email:

MURSO@BEAR-CONTRACTING.COM

Address:

P.O. Box 1196

BRIDGEPORT, WV 26330

Bidder's Contractor License No.: (if applicable)

WV 028391



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

I, MARK D. URSO, after being first duly sworn, depose and state as follows:

1. I am an employee of BEAR CONTRACTING LLC; and,  
 (Company Name)
2. I do hereby attest that BEAR CONTRACTING LLC  
 (Company Name)

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

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

Printed Name: MARK D. URSO

Signature: [Signature]

Title: PRESIDENT / MANAGING MEMBER

Company Name: BEAR CONTRACTING LLC

Date: 09-01-2022

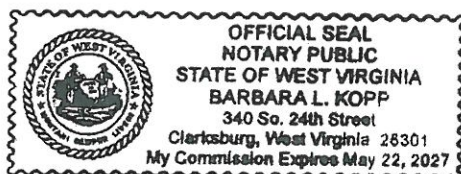
STATE OF WEST VIRGINIA,

COUNTY OF HARRISON, TO-WIT:

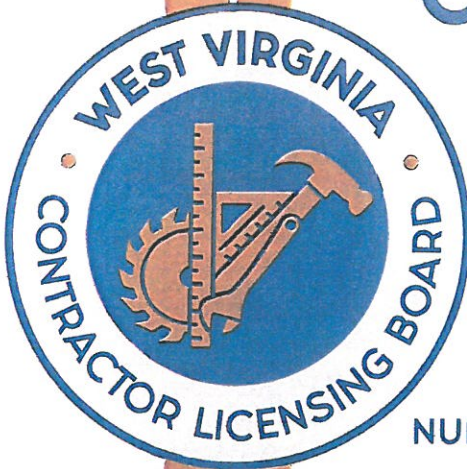
Taken, subscribed and sworn to before me this 1<sup>st</sup> day of SEPTEMBER, 2022.

By Commission expires MAY 22, 2027

(Seal)



[Signature]  
 (Notary Public)



# CONTRACTOR LICENSE

AUTHORIZED BY THE  
West Virginia Contractor  
Licensing Board

NUMBER: WV028391

CLASSIFICATION:  
GENERAL ENGINEERING

BEAR CONTRACTING LLC  
DBA BEAR CONTRACTING LLC  
PO BOX 1196  
BRIDGEPORT, WV 26330

DATE ISSUED

EXPIRATION DATE

JUNE 10, 2022

JUNE 10, 2023

Authorized Signature

Chair, West Virginia Contractor  
Licensing Board



A copy of this license must be readily available for inspection by the Board on every job site where contracting work is being performed. This license number must appear in all advertisements, on all bid submissions, and on all fully executed and binding contracts. This license is non-transferable. This license is being issued under the provisions of West Virginia Code, Chapter 30, Article 42.