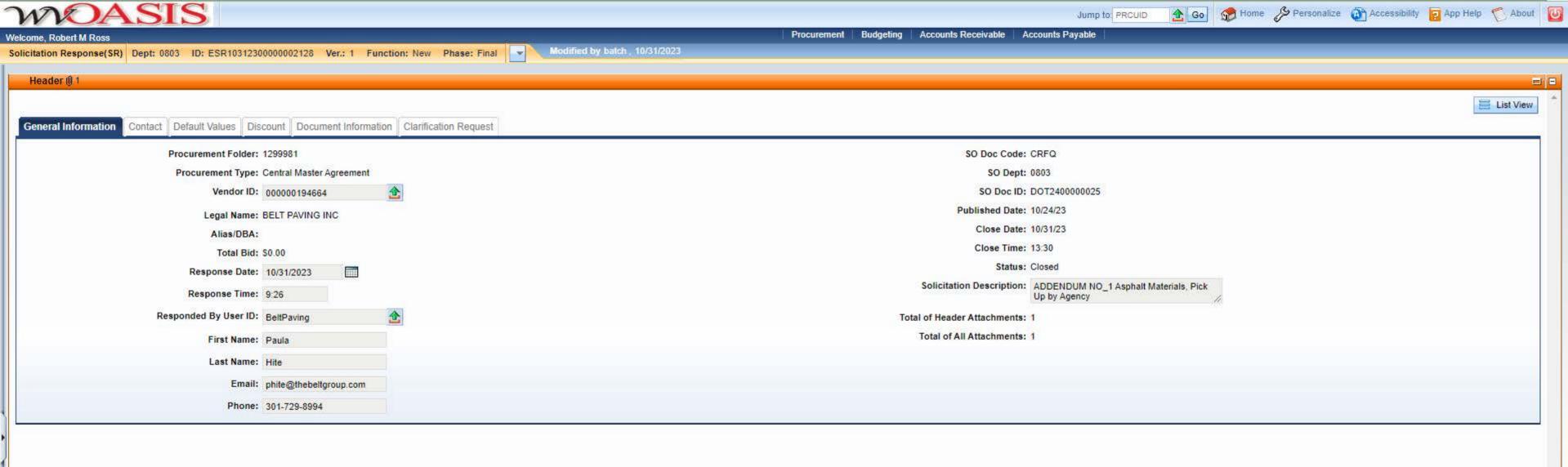


2019 Washington Street, East Charleston, WV 25305 Telephone: 304-558-2306 General Fax: 304-558-6026

Bid Fax: 304-558-3970

The following documentation is an electronically-submitted vendor response to an advertised solicitation from the *West Virginia Purchasing Bulletin* within the Vendor Self-Service portal at *wvOASIS.gov*. As part of the State of West Virginia's procurement process, and to maintain the transparency of the bid-opening process, this documentation submitted online is publicly posted by the West Virginia Purchasing Division at *WVPurchasing.gov* with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.





State of West Virginia Solicitation Response

Proc Folder: 1299981

Solicitation Description: ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency

Proc Type: Central Master Agreement

 Solicitation Closes
 Solicitation Response
 Version

 2023-10-31 13:30
 SR 0803 ESR10312300000002128
 1

VENDOR

000000194664 BELT PAVING INC

Solicitation Number: CRFQ 0803 DOT2400000025

Total Bid: 0 Response Date: 2023-10-31 Response Time: 09:26:00

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

 Date Printed:
 Oct 31, 2023
 Page: 1
 FORM ID: WV-PRC-SR-001 2020/05

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Asphalt Materials Pickup	0.00000	TON	0.000000	0.00

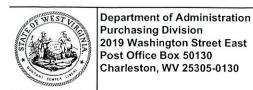
Comm Code	Manufacturer	Specification	Model #	
30121600				

Commodity Line Comments: See Attachment A Pricing Page

Extended Description:

Vendor shall use the ATT A (Pricing Pages) for providing its actual Bid. Vendors Note: Do NOT enter prices on commodity lines in OASIS.

Date Printed: Oct 31, 2023 Page: 2 FORM ID: WV-PRC-SR-001 2020/05



State of West Virginia **Centralized Request for Quote Highways**

Proc Folder:

1299981

Doc Description: ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency

Reason for Modification:

ADDENDUM NO 1

Vendor Question and Response

Proc Type:

Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2023-10-24	2023-10-31 13:30	CRFQ 0803 DOT2400000025	2

BID RECEIVING LOCATION

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

VENDOR

Vendor Customer Code: 000000194664

Vendor Name: Belt Paving, Inc.

Address: P.O. Box 1002

Street: 11521 Milnor Ave.

City: Cumberland

State: MD

Country: USA

Zip:21502

Principal Contact: Jay Stanislawczyk

Vendor Contact Phone: 301-729-8994

Extension:

FOR INFORMATION CONTACT THE BUYER

John W Estep

304-558-2566

john.w.estep@wv.gov

Vendor

autgyk FEIN# 52-1860597 Signature X

DATE 10/31/2023

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

Date Printed: Oct 24, 2023

Page: 1

FORM ID: WV-PRC-CRFQ-002 2020/05

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 the West Virginia Division of Highways, to establish an openend Asphalt Materials Pick Up by Agency contract for use by WVDOH on preventive maintenance and repair projects throughout the state of West Virginia, from the Vendor's plant. Per the Bid Requirements, specifications, terms and conditions attached to this solicitation.

INVOICE TO		SHIP TO		
VARIOUS AGENCY LOCATIONS AS INDICATED BY		VARIOUS AGENCY LOCATIONS AS INDICATED BY		
No City US	WV	No City US	WV	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Asphalt Materials Pickup	0.00000	TON		

Comm Code	Manufacturer	Specification	Model #	
30121600				

Extended Description:

Vendor shall use the ATT A (Pricing Pages) for providing its actual Bid. Vendors Note: Do NOT enter prices on commodity lines in OASIS.

SCHEDULE: OF EVENTS Line Event Date 1 Tech Questions due by 10:00am 2023-10-20

	Document Phase	Document Description	Page 3
DOT2400000025		ADDENDUM NO_1 Asphalt Materials, Pick Up by Agency	

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

SOLICITATION NUMBER: CRFQ DOT2400000025 Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as CRFQ DOT24000000025 ("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
[X]	Attachment of vendor questions and responses
[]	Attachment of pre-bid sign-in sheet
. []	Correction of error
[]	Other
itional Y	

Additional Documentation:

Vendor Questions and Responses

Bid Opening remains 10/31/2023 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.

Solicitation Number #CRFQ DOT2400000025

Responses to Questions from Vendors

Question 1

Is it the intention that the State utilize the October price index for Asphalt and Fuel as the Baseline index for these contracts. I'm inquiring since the November information will likely be available since the contract closes on Oct 31st, however since the contract is closing in October I assume the State would likely utilize the October one as the baseline.

Answer 1

Per Section 3.4 in the Contract Specifications, "The bidding index for asphalt and fuel will be listed on the Contract Administration website for Fuel, Asphalt and Cement Prices Adjustments listed for October 2023. Contract Base Price at time of bid will be based on October 2023."

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: CRFQ DOT2400000025

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.

	Numbers Received: ox next to each addendum rece	eive	i)				
[X]	Addendum No. 1	[]	Addendum No. 6			
[]	Addendum No. 2	[]	Addendum No. 7			
[]	Addendum No. 3	[]	Addendum No. 8			
[]	Addendum No. 4	[]	Addendum No. 9			
[]	Addendum No. 5	[]	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.							
				Belt Paving, Inc.			
Company Jay Stanislawczyk, V.P.							

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

Authorized Signature

10/31/2023 Date

Asphalt Materials Pick Up by Agency

ATTACHMENT A PRICING PAGE (ATT A)

VENDOR INSTRUCTIONS:

<u>Vendor shall complete Parts I, II and III below in their entirety</u>. **Failure to provide the Asphalt Plant Name and Asphalt Plant Location will result in the <u>disqualification</u> of corresponding bid. Vendor must complete a separate Pricing Page (ATT A) for EVERY sourced Asphalt Plant providing Contract Items for Pick Up by WVDOH forces.**

PART I: VENDOR & ASPHALT PLANT INFORMATION (Required)

Vendor Name:	Belt Paving, Inc.	
Asphalt Plant Name:	Waxler Road Plant	
Asphalt Plant Location:	11269 Waxler Road, Keyser, WV 26726-6686	
(911 Address)	11269 Waxler Road, Keyser, WV 26726-6686	
Latitude Coordinate:	39° 32' 25" N	
Longitude Coordinate:	78° 50' 27.63" W	

PART II: WVDOH DISTRICTS SERVED BY ABOVE ASPHALT PLANT (Required). Mark all Districts which include one or more counties served by the Asphalt Plant listed above in Part I.

	District 1:	Boone, Clay, Kanawha, Mason and Putnam counties
	District 2:	Cabell, Lincoln, Logan, Mingo and Wayne counties
	District 3:	Calhoun, Jackson, Pleasants, Ritchie, Roane, Wirt and Wood counties
	District 4:	Doddridge, Harrison, Marion, Monongalia, Preston and Taylor counties
Х	District 5:	Berkeley, Grant, Hampshire, Hardy, Jefferson, Mineral and Morgan counties
	District 6:	Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel counties
	District 7:	Barbour, Braxton, Gilmer, Lewis, Upshur and Webster counties
103	District 8:	Pendleton, Pocahontas, Randolph and Tucker counties
	District 9:	Fayette, Greenbrier, Monroe, Nicholas and Summers counties
	District 10	: McDowell, Mercer, Raleigh and Wyoming counties

PART III: ENTER PRICE PER UNIT OF MEASURE FOR CONTRACT ITEMS BID.

Contract Item #	Contract Item Description	Unit of Measure	List Price
1	Asphalt Section 401 - Base I	TON	65.50
2	Asphalt Section 401 - 25mm Superpave	TON	68.00
3	Asphalt Section 401 - Base II	TON	70.25
4	Asphalt Section 401 - Patch and Level	TON	70.25
5	Asphalt Section 401 - Wearing IV	TON	73.00
6	Asphalt Section 402 - Wearing IV	TON	85.00
7	Asphalt Section 401 - 19mm Superpave	TON	71.50
8	Asphalt Section 401 - Scratch Course	TON	76.25
9	Asphalt Section 402 - 9.5mm Superpave	TON	86.00
10	Asphalt Section 401 - Wearing 1	TON	76.00
11	Asphalt Section 402 - Wearing 1	TON	82.00
12	Asphalt Section 401 - 4.75mm Superpave	TON	86.50

Asphalt Materials Pick Up by Agency

ATTACHMENT A PRICING PAGE (ATT A)

PART I: VENDOR & ASPHALT PLANT INFORMATION (Required)

Vendor Name:	Belt Paving, Inc.			
Asphalt Plant Name:	Waxler Road Plant			
Asphalt Plant Location:	11269 Waxler Road, Keyser, WV 26726-6686			
(911 Address)	11269 Waxler Road, Keyser, WV 26726-6686	_		
Latitude Coordinate:	39° 32' 25" N			
Longitude Coordinate:	78° 50' 27.63" W	_		

PART II: WVDOH DISTRICTS SERVED BY ABOVE ASPHALT PLANT (Required). Mark all Districts which include one or more counties served by the Asphalt Plant listed above in Part I.

	District 1:	Boone, Clay, Kanawha, Mason and Putnam counties
	District 2:	Cabell, Lincoln, Logan, Mingo and Wayne counties
	District 3:	Calhoun, Jackson, Pleasants, Ritchie, Roane, Wirt and Wood counties
	District 4:	Doddridge, Harrison, Marion, Monongalia, Preston and Taylor counties
Χ	District 5:	Berkeley, Grant, Hampshire, Hardy, Jefferson, Mineral and Morgan counties
	District 6:	Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel counties
	District 7:	Barbour, Braxton, Gilmer, Lewis, Upshur and Webster counties
	District 8:	Pendleton, Pocahontas, Randolph and Tucker counties
	District 9:	Fayette, Greenbrier, Monroe, Nicholas and Summers counties
	District 10	: McDowell, Mercer, Raleigh and Wyoming counties

PART III: ENTER PRICE PER UNIT OF MEASURE FOR CONTRACT ITEMS BID.

Contract Item #	Contract Item Description	Unit of Measure	List Price
13	Asphalt Section 402 - 4.75mm Superpave	TON	101.00
14	Asphalt Section 401 - Wearing III	TON	86.25
15	Asphalt Section 402 - Wearing III	TON	99.00
16	Asphalt Section 401 - 12.5mm Superpave	TON	79.50
17	Asphalt Section 402 - 12.5mm Superpave	TON	83.00
18	Asphalt Plant Run	TON	76.00
19	Surcharge for PG Binder - 64H minus 22	TON	4.75
20	Surcharge for PG Binder - 64E minus 22 - ordered in 400 ton increments	TON	14.50
21	ESAL Surcharge - 3 million to 20 million ESALs	TON	1.25
22	ESAL Surcharge - Greater than 20 million ESALs	TON	1.75
23	Off-Season Plant Opening - First Day	DAY	6850.00
24	Off-Season Plant Opening - Each Additional Day	DAY	4350.00

REQUEST FOR QUOTATION Asphalt Materials, Pick Up by Agency

9.4 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: Jay Stanislawczyk

Telephone Number: 301-729-8994

Fax Number: 301-729-0163

Email Address: jstan@thebeltgroup.com

Vendor shall inform the Agency in writing of any changes to the information provided above within 10 calendar days of such changes. Failure to comply may be grounds for cancellation of this contract.

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.

(Printed Name and Title) Jay Stanislawczyk, V.P.
(Address) P.O. Box 1002 / 11521 Milnor Ave., Cumberland, MD 21502
(Phone Number) / (Fax Number) 301-729-8994 / 301-729-0163
(email address) jstan@thebeltgroup.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 this bid or offer was made without prior understanding, agreement, or connection with any entity submitting a bid or offer for the same material, supplies, equipment or services; that this bid or offer is in all respects fair and without collusion or fraud; that this Contract is accepted or entered into without any prior understanding, agreement, or connection to any other entity that could be considered a violation of law; 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.

Belt Paving, Inc.		
(Company)		
(Similar faway)		
(Signature of Authorized Representative) Jay Stanislawczyk, V.P.	10/31/2023	
(Printed Name and Title of Authorized Represen 301-729-8994 / 301-729-0163	ntative) (Date)	
(Phone Number) (Fax Number) jstan@thebeltgroup.com		
(Email Adduses)		Nation of the

(Email Address)

BELTINC

$ACORD_{\scriptscriptstyle{ m M}}$

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 10/19/2023

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 any rights to the certificate holder in lieu of such endorsement(s)

PRODUCER CBIZ Insurance Services, Inc. 44 Baltimore Street Cumberland, MD 21502 301 777-1500		CONTACT Kayla D. McCullough				
		PHONE (A/C, No, Ext): 301 784-2390	FAX (A/C, No):			
		E-MAIL ADDRESS: kmccullough@cbiz.com				
		INSURER(S) AFFORDING COVERAG	GE NAIC#			
		INSURER A: National Union Fire Ins Co Pittsburgh	19445			
INSURED Belt Paving, Inc. 11521 Milnor Avenue P. O. Box 1210		INSURER B : Travelers Property Casualty Co of Am	eri 25674			
		INSURER C: New Hampshire Insurance Co.				
		INSURER D : Sirius Specialty Insurance Corp.	16820			
		INSURER E: The Charter Oak Fire Insurance Company				
Cumberland, MD 21502		INSURER F: Travelers Casualty & Surety Co of Am	. 31194			
COVERAGES CERT	IFICATE NUMBER:	REVISION NUM	BER:			

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD

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	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
Α	X COMMERCIAL GENERAL LIABILITY	x	5268141	04/01/2023	04/01/2024	EACH OCCURRENCE	\$2,000,000
	CLAIMS-MADE X OCCUR					DAMAGE TO RENTED PREMISES (Ea occurrence)	\$500,000
						MED EXP (Any one person)	\$ 25,000
						PERSONAL & ADV INJURY	\$2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					GENERAL AGGREGATE	\$4,000,000
	POLICY X PRO-					PRODUCTS - COMP/OP AGG	\$4,000,000
	OTHER:						\$
Α	AUTOMOBILE LIABILITY		4489630	04/01/2023	04/01/2024	COMBINED SINGLE LIMIT (Ea accident)	\$2,000,000
	X ANY AUTO					80DILY INJURY (Per person)	\$
	OWNED SCHEDULED AUTOS					80DiLY INJURY (Per accident)	\$
	X HIRED X NON-OWNED AUTOS ONLY					PROPERTY DAMAGE (Per accident)	\$
							\$
В	X UMBRELLA LIAB X OCCUR		CUP2T06632323NF	04/01/2023	04/01/2024	EACH OCCURRENCE	\$10,000,000
	EXCESS LIAB CLAIMS-MADE			•		AGGREGATE	\$10,000,000
	DED X RETENTION \$10,000						\$
С	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y/N		WC015893631	04/01/2023	04/01/2024	X PER OTH- STATUTE ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE TO NOT SHOULD BE NOT SHOU	N/A				E.L. EACH ACCIDENT	\$1,000,000
1	(Mandatory in NH)					E.L. DISEASE - EA EMPLOYEE	\$1,000,000
<u> </u>	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - POLICY LIMIT	\$1,000,000
D	Pollution & Prof		CPPLS00019052	04/01/2023	04/01/2024	\$2,000,000/ \$4,000,0	00
E	Contractors Eq		6604041B93A	04/01/2023	04/01/2024	\$11,981,571	
F Commercial Crime 107248652 04/15/2023 04/15/2024 \$			\$1,000,000				
DES	DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)						

RE: CRFQ 0803 DOT2400000025 - Asphalt Materials, Pickup by Agency

Regarding Workers Compensation, policy provides West Virginia coverage with Mandolitis state code 23-4-2 The State of West Virginia is listed as additional insured

CERTIFICATE HOLDER	CANCELLATION			
State of West Virginia 1900 Kanawha Blvd. E, Bldg. 5 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.			
	CBIZ Insurance Services, Inc.			

CONTRACTOR LICENSE

AUTHORIZED BY THE

West Virginia Contractor Licensing Board



WEST VIRGINIA

WV024895

CLASSIFICATION:

GENERAL BUILDING
GENERAL ENGINEERING

BELT PAVING INC DBA BELT PAVING INC PO BOX 1002 CUMBERLAND, MD 21501

DATE ISSUED

EXPIRATION DATE

NOVEMBER 15, 2022

NOVEMBER 15, 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.

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: Belt Paving, Inc.
Address: P.O. Box 1002, Cumberland, MD 21501-1002
Name of Authorized Agent: Jay Stanislawzyk Address: 11521 Milnor Ave., Cumberland, MD 21502
Contract Number: CRFQ 0803 DOT2400000025 Contract Description: Asphalt Materials, Pick Up by Agency
Governmental agency awarding contract: WVDOH via WV Purchasing
□ 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):
 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.
Belt Paving, Inc. is owned 100% by Carl Belt, Inc., P.O. Box 1210, Cumberland, MD 21502
 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) E Check here if none, otherwise list entity/individual names below.
Signature: Date Signed: 10/31/2023
Notary Verification
State of Maryland, County of Allegany
I, <u>Jay Stanislawczyk</u> , 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 31st day of October 2023
To be completed by State Agency: Date Received by state agency: Date submitted to Ethics Commission: Governmental agency submitting Disclosure: WVDOH

STATE OF WEST VIRGINIA Purchasing Division

PURCHASING AFFIDAVIT

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

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

DEFINITIONS:

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

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

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

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (*W. Va. Code* §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE: Vendor's Name: Belt Paving, Inc. Authorized Signature: Jay Stanislawczyk, Vice President State of Maryland County of Allegany , to-wit: Taken, subscribed, and sworn to before me this 31st day of October , 2023. My Commission expires October 17 , 2026. AFFIX SEAL HERE NOTARY PUBLIC Paula Affidavit (Revised 08/01/2015)