

Hornor

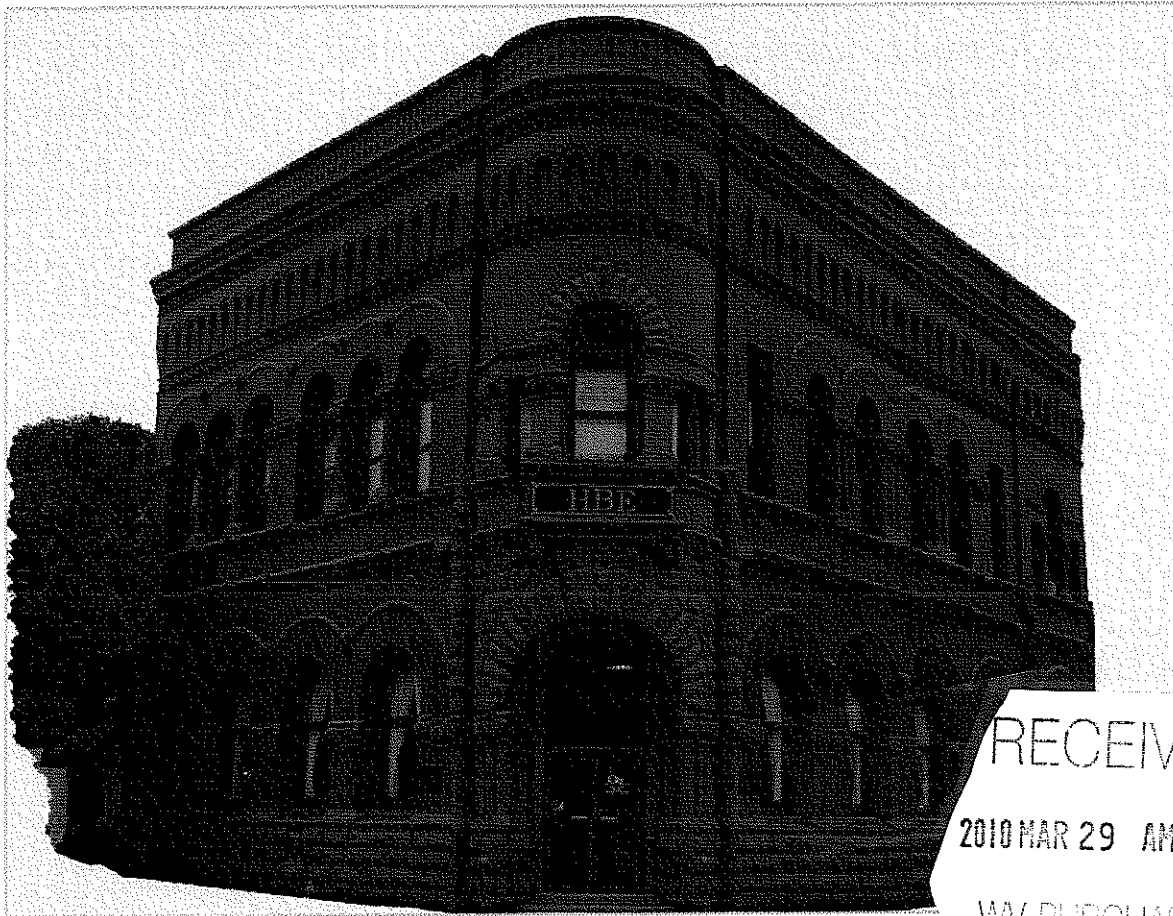
*Since
1902*

Bros. Engineers

Civil, Environmental and Consulting Engineering

140 S. Third Street • P.O. Box 386 • Clarksburg, West Virginia 26302
Phone (304) 624-6445 • Fax (304) 624-6448 • E-Mail: Eng@HBE1902.com • www.HornorBrosEng.com

1902 108 YEARS OF ENGINEERING EXCELLENCE 2010



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2010 MAR 29 AM 9:24

WV PURCHASING
DIVISION

EXPRESSION OF INTEREST

Engineering Services for a Pathway at Stonewall Jackson
Resort State Park

Buyer: 44, Requisition #DNR210166

Opening Date: 03/30/2010, Opening Time: 1:30 p.m.

Hornor

Since
1902

Bros. Engineers

Incorporated in 1923 • Civil, Environmental & Consulting Engineering

Post Office Box 386 • Clarksburg, West Virginia 26302 • (304) 624-6445 • Fax (304) 624-6448 • www.HornorBrosEng.com

March 26, 2010

VIA FEDERAL EXPRESS

304-558-2316

Division of Natural Resources
Parks and Recreation Section
324 4th Avenue
South Charleston, WV 25303-1228

c/o Department of Administration
Purchasing Division
Attention: Frank Whitaker, Senior Buyer
Building 15
2019 Washington Street, East
Charleston, WV 25305-0130

**RE: Expression of Interest
RFQ #DNR210166
Engineering Services for Pathway at Stonewall Jackson
Resort State Park**

Dear Mr. Whitaker:

Hornor Brothers Engineers is pleased to provide this response to your RFQ for professional engineering services associated with the referenced project. Attached are one original and two convenience copies of our proposal. Hornor Brothers Engineers is a full service civil engineering and survey firm that has been in continual business for over 100 years. Our firm is experienced in designs for site development, grading, drainage and pavement which are the key elements of this project.

Hornor Brothers Engineers has performed all the site development design for the new UHC replacement hospital project in Harrison County, whose construction will be completed later this year. We performed or coordinated all the environmental permitting for the project and prepared designs for grading, drainage, sidewalks, parking, utilities, erosion and sediment control, retaining walls and roadways whose construction value totaled more than \$15,000,000.

We have provided engineering services for multiple streetscape sidewalk projects for the cities of Clarksburg, Bridgeport, Morgantown and Weston, as well as the full range of site development elements associated with new residential subdivisions in north-central West Virginia. The attached proposal information provides additional information and details regarding our firm's history, experience, personnel and qualifications.

Mr. Frank Whitaker, Senior Buyer
Department of Administration
Purchasing Division
March 26, 2010
Page 2

We have reviewed the proposed walkway project area in the field and are confident that our firm could provide a detailed and cost effective design for its development. With our office located in Clarksburg, we are reasonably close to the project area and would be in a position to begin work immediately upon a notice to proceed.

We appreciate your consideration of our qualifications and look forward to the opportunity to work with the West Virginia Division of Natural Resources on this important project.

If you have any questions or need additional information, please let me know.

Yours truly,

HORNOR BROTHERS ENGINEERS

A handwritten signature in cursive script that reads "Trey Hornor".

Trey Hornor, P.E.
PRESIDENT

TH:jmw
Enclosure
File: 2010-035 Correspondence 1



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

Request for Quotation

RFQ NUMBER
 DNR210166

PAGE
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF
 FRANK WHITTAKER
 304-558-2316

RFQ COPY

TYPE NAME/ADDRESS HERE

Honor Brothers Engineers
 40 S. Third Street
 P.O. Box 386
 Clarksburg, WV 26302

DIVISION OF NATURAL RESOURCES
 PARKS & RECREATION SECTION

324 4TH AVENUE
 SOUTH CHARLESTON, WV
 25303-1228 304-558-3397

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
03/10/2010				

BID OPENING DATE: 03/30/2010 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		906-00-00-001		
ARCHITECT/ENGINEERING SERVICES, PROFESSIONAL EXPRESSION OF INTEREST (EOI) THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF NATURAL RESOURCES, IS SOLICITING EXPRESSIONS OF INTEREST FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR A PATHWAY AT STONEWALL JACKSON RESORT STATE PARK PER THE ATTACHED. NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN XXXX CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED. CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN. WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL. ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Paul A. Honnor III</i>	TELEPHONE 304-624-6445	DATE 03-26-2010
TITLE President	FEIN 55-0197150	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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

**Request for
 Quotation**

RFQ NUMBER
DNR210166

PAGE
2

ADDRESS CORRESPONDENCE TO ATTENTION OF
**FRANK WHITTAKER
 304-558-2316**

RFQ COPY
 TYPE NAME/ADDRESS HERE
**Hornor Brothers Engineers
 140 S. Third Street
 P.O. Box 386
 Clarksburg, WV 26302**

DIVISION OF NATURAL RESOURCES
 PARKS & RECREATION SECTION
**324 4TH AVENUE
 SOUTH CHARLESTON, WV
 25303-1228 304-558-3397**

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
03/10/2010				
BID OPENING DATE: 03/30/2010		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UQP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF PROFESSIONAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$1,000,000.00</p> <p>EXHIBIT 10</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NOS.:</p> <p>NO. 1</p> <p>NO. 2</p> <p>NO. 3</p> <p>NO. 4</p> <p>NO. 5</p> <p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.</p> <p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *Paul A. Lawrence* TELEPHONE 304-624-6445 DATE 03-26-2010

TITLE President FEIN 55-0197150 ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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

Request for Quotation

RFO NUMBER
DNR210166

PAGE
3

ADDRESS CORRESPONDENCE TO ATTENTION OF
FRANK WHITTAKER
304-558-2316

RFO COPY

TYPE NAME/ADDRESS HERE

Hornor Brothers Engineers
 140 S Third Street
 P.O. Box 386
 Clarksburg, WV 26302

RFO COPY

DIVISION OF NATURAL RESOURCES
 PARKS & RECREATION SECTION

324 4TH AVENUE
 SOUTH CHARLESTON, WV
 25303-1228 304-558-3397

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
03/10/2010				

BID OPENING DATE: **03/30/2010** BID OPENING TIME: **01:30PM**

LINE	QUANTITY	UOF	QAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p><i>Paul A. Hornor</i>.....SIGNATURE</p> <p>Hornor Brothers Engineers.....COMPANY</p> <p>March 26, 2010.....DATE</p> <p>REV. 11/96</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER.</p> <p>REV. 5/2009</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: 44</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Paul A. Hornor</i>	TELEPHONE 304-624-6445	DATE 03-26-2010
TITLE President	FAX 55-0197150	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFO, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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

Request for Quotation

BRO NUMBER
 DNR210166

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ADDRESS CORRESPONDENCE TO ATTENTION OF
 FRANK WHITTAKER
 304-558-2316

RFQ COPY
 TYPE NAME/ADDRESS HERE

Hornor Brothers Engineers
 140 S. Third Street
 P.O. Box 386
 Clarksburg, WV 26302

DIVISION OF NATURAL RESOURCES
 PARKS & RECREATION SECTION

324 4TH AVENUE
 SOUTH CHARLESTON, WV
 25303-1228 304-558-3397

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
03/10/2010				

BID OPENING DATE: 03/30/2010 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
REQ. NO.:				DNR210166		
BID OPENING DATE:				03/30/2010		
BID OPENING TIME:				1:30 PM		
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
(304) 624-6448 -----						
PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:						
Trey Hornor -----						
***** THIS IS THE END OF RFQ DNR210166 ***** TOTAL: _____						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Trey Hornor</i>	TELEPHONE 304-624-6445	DATE 03-26-2010
TITLE President	FEIN 55-0197150	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

Revised July 26, 2007

EXPRESSION OF INTEREST
Stonewall Jackson Resort State Park
Pathway Construction
DNR# 210166

Part 1 **GENERAL INFORMATION**

1.1 **Purpose:**

The Acquisition and Contract Administration Section of the Purchasing Division "State" is soliciting Expression(s) of Interest (EOI) for West Virginia Division of Natural Resources, Parks and Recreation Section, "Agency", from qualified firms to provide architectural/engineering services as defined in section two (2) and three (3).

1.2 **Project:**

The mission or purpose of the project described in sections 2 & 3 is to provide professional engineering services pursuant to the following objectives:

Provide necessary professional engineering and related services to design and construct a Pathway at Stonewall Jackson Resort State Park, in Lewis County, West Virginia.

1.3 **Format: N/A**

1.4 **Inquiries:**

Additional information inquiries regarding this EOI must be submitted in writing to the State Buyer with the exception of questions regarding proposal submission, which may be oral. The deadline for written inquiries is identified in the Schedule of Events, Section 1.16. All inquiries of specification clarification must be addressed to:

Frank Whittaker, Senior Buyer
Purchasing Division
P.O. Box 50130
Charleston, WV 25305-0130
Fax: (304) 558-4115

The firm, or anyone on the firm's behalf, is not permitted to make any contact whatsoever with any member of the evaluation committee. Violation may result in rejection of the EOI. The State Buyer named above is the sole contact for any and all inquiries after this EOI has been released.

1.5 **Vendor Registration:**

Firms participating in this process should complete and file a **Vendor Registration and Disclosure Statement** (Form WV-1) and remit the registration fee. Firm is not required to be a registered vendor in order to submit an EOI, but the **successful firm must** register and pay the fee prior to the issuance of an actual contract.

- 1.6 **Oral Statements and Commitments:**
Firm must clearly understand that any verbal representations made or assumed to be made during any oral discussions held between firm's representatives and any State personnel are **not** binding. Only the information issued in writing and added to the Expression of Interest specifications file by an official written addendum is binding.
- 1.7 **Economy of Preparation:**
EOI's should be prepared simply and economically, providing a straightforward, concise description of firm's abilities to satisfy the requirements of the EOI. Emphasis should be placed on completeness and clarity of content.
- 1.8 **Labeling of the Sections:** The response sections should be labeled for ease of evaluation.
- 1.9 **Submission:**
1.9.1 State law requires that the original expression shall be submitted to the Purchasing Division. All copies to the Purchasing Division must be submitted **prior** to the date and time stipulated as the opening date. All expressions will be date and time stamped on the Purchasing Division official time clock to verify time and date of receipt.
1.9.2 Firms mailing expressions should allow sufficient time for mail delivery to ensure timely arrival. The Purchasing Division **CANNOT** waive or excuse late receipt of an expression which is delayed and late for any reason according West Virginia State Code §5A-3-11. Any EOI received after the bid opening time and date will be immediately disqualified in accordance with State law and the Legislative Rule 148-CSR-1.

Submit:

One original plus (2) convenience copies to:
Purchasing Division
2019 Washington Street, East
P.O. Box 50130
Charleston, WV 25305-0130

The outside of the envelope or package(s) should be clearly marked:

Buyer:
Req#:

44
DNR210166

Opening Date: 03/30/2010
Opening Time: 1:30 PM

- 1.10 **Rejection of Expressions:**
The State shall select the best value solution according to §5G-1-3 of the West Virginia State Code. However, the State reserves the right to accept or reject any or all expressions and to reserve the right to withdraw this Expression of Interest at any time and for any reason. Submission of, or receipt by the State of Expressions confers no rights upon the firm nor obligates the State in any manner.

- 1.11 **Incurring Costs:**
The State and any of its employees or officers shall not be held liable for any expenses incurred by any firm responding to this EOI for expenses to prepare, deliver, or to attend the short-list interviews.

- 1.12 **Addenda:**
If it becomes necessary to revise any part of this EOI, an official written addendum will be issued by the State to all potential firms of record.

- 1.13 **Independent Price Determination:**
A contract will not be considered for award if the negotiated price was not arrived at independently without collusion, consultation, communication, or agreement as to any matter relating to prices with any competitor.

- 1.14 **Price Quotations:** No "price" or "fee" quotation is requested or permitted in the response.

- 1.15 **Public Record:**
 - 1.15.1 *Submissions are Public Record.*
All documents submitted to the State Purchasing Division related to purchase orders/contracts are considered public records. All EOI's submitted by firms shall become public information and are available for inspection during normal official business hours in the Purchasing Division Records and Distribution center after the expressions have been opened.

 - 1.15.2 *Written Release of Information.*
All public information may be released with or without a Freedom of Information request, however, only a written request will be acted upon with duplication fees paid in advance. Duplication fees shall apply to all requests for copies of any document. Currently the fees are \$0.50/page, or a minimum of \$10.00 per request, which ever is greater.

 - 1.15.3 *Risk of Disclosure.*

The only exemptions to disclosure of information are listed in West Virginia Code §29B-1-4. Primarily, only trade secrets as submitted by a firm are the only exemption to public disclosure. The submission of any information to the State by a firm puts the risk of disclosure on the firm. The submission of any information to the State by a vendor puts the risk of disclosure on the vendor. The State does not guarantee non-disclosure of any information to the public.

- 1.16 **Schedule of Events:**
- | | |
|--------------------------------------|------------|
| Release of the EOI | 03/12/2010 |
| Expressions of Interest Opening Date | 03/30/2010 |
| Estimated Date for Interviews | TBD |
- 1.17 **Mandatory Prebid Conference: Not Applicable**
- 1.18 **Bond Requirements: Not Applicable**
- 1.19 **Purchasing Affidavit:**
West Virginia State Code §5A-3-10a (3) (d) requires that all firms submit an Affidavit regarding any debt owed to the State and licensing and confidentiality certifications. The Affidavit **must** be signed and submitted prior to award. It is preferred that the Affidavit be submitted with the EOI.

PART 2

OPERATING ENVIRONMENT

- 2.1 **Location:** Agency is located at the following address:

West Virginian Division of Natural Resources
Parks and Recreation Section
324 Fourth Avenue
South Charleston, WV 25303

Facilities where work will be performed:

Stonewall Jackson Resort State Park
149 State Park Trail
Roanoke, WV 26447-8264

2.2 Background:

The Division of Natural Resources leases and operates facilities at Stonewall Jackson Resort State Park through its concessionaire, Benchmark Hospitality, Inc. There is a similar Pathway constructed at the park near the lodge and extending approximately 1890 feet towards the cottage area.

The Division of Natural Resources desires to construct additional pathways as an extension of the existing pathway. Professional services will be necessary to effectively plan and design this pathway.

PART 3 PROCUREMENT SPECIFICATIONS

3.1 General Requirements:

Provide described services in accordance with applicable state code and accepted engineering standards.

3.2 Project Description:

Provide professional engineering/architectural services pursuant to the following objectives:

Provide necessary professional engineering/architectural and related services for the design and construction of a pathway in two segments, one extending from each end of the existing pathway. The pathway to be constructed may extend from the Welcome Gate, to near the lodge, where it will connect to the existing pathway and may contain approximately 3049 linear feet. It may also be extended from the end located beyond the lodge, to the cottage area, and contain approximately 2712 linear feet. The pathway is planned to be between 5 and 8 feet wide and will be paved.

The professional engineering/architectural services desired include those necessary to effectively plan for the most effective and economical system, necessary design of the system, production of bidding documents and construction contract administration including but not limited to, the evaluation of submittals necessary to insure compliance with the design parameters, and other necessary and related services as may be determined during the scope and fee negotiations of this agreement. Additionally, procurement of necessary environmental and other regulatory permits will be required, including but not limited to the Division of Culture and History and the US Army Corps of Engineers, and the Division of Environmental Protection.

3.3 **Special Terms and Conditions:**

3.3.1 *Bid and Performance Bonds:* N/A

3.3.2 *Insurance Requirements:* \$1,000,000 Professional Liability
Workers Compensation Certificate upon award

3.4 **General Terms and Conditions:**

By signing and submitting the EOI, the successful firm agrees to be bound by all the terms contained in Section Four (4) of this EOI.

3.4.1 *Conflict of Interest:*

Firm affirms that it, its officers or members or employees presently have no interest and shall not acquire any interest, direct or indirect which would conflict or compromise in any manner or degree with the performance or its services hereunder. The firm further covenants that in the performance of the contract, the firm shall periodically inquire of its officers, members and employees concerning such interests. Any such interests discovered shall be promptly presented in detail to the Agency.

3.4.2 *Prohibition Against Gratuities:*

Firm warrants that it has not employed any company or person other than a bona fide employee working solely for the firm or a company regularly employed as its marketing agent to solicit or secure the contract and that it has not paid or agreed to pay any company or person any fee, commission, percentage, brokerage fee, gifts or any other consideration contingent upon or resulting from the award of the contract. For breach or violation of this warranty, the State shall have the right to annul this contract without liability at its discretion, and/or to pursue any other remedies available under this contract or by law.

3.4.3 *Certifications Related to Lobbying:*

Firm certifies that no federal appropriated funds have been paid or will be paid, by or on behalf of the company or an employee thereof, to any person for purposes of influencing or attempting to influence an officer or employee of any Federal entity, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan, or cooperative agreement.

If any funds other than federally appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee or any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant,

loan, or cooperative agreement, the firm shall complete and submit a disclosure form to report the lobbying.

Firm agrees that this language of certification shall be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this contract was made and entered into.

3.4.4 *Vendor Relationship:*

The relationship of the firm to the State shall be that of an independent contractor and no principal-agent relationship or employer-employee relationship is contemplated or created by the parties to this contract. The firm as an independent contractor is solely liable for the acts and omissions of its employees and agents.

Firm shall be responsible for selecting, supervising and compensating all individuals employed pursuant to the terms of this EOI and resulting contract. Neither the firm nor any employees or contractors of the firm shall be deemed to be employees of the State for any purposes whatsoever.

The Firm shall be exclusively responsible for payment of employees and contractors for all wages and salaries, taxes, withholding payments, penalties, fees, fringe benefits, professional liability insurance premiums, contributions to insurance and pension or other deferred compensation plans, including but not limited to Workers' Compensation and Social Security obligations, and licensing fees, etc. and the filing of all necessary documents, forms and returns pertinent to all of the foregoing.

The Firm shall hold harmless the State, and shall provide the State and Agency with a defense against all claims including but not limited to the foregoing payments, withholdings, contributions, taxes, social security taxes and employer income tax returns.

The firm shall not assign, convey, transfer or delegate any of its responsibilities and obligations under this contract to any person, corporation, partnership, association or entity without expressed written consent of the Agency.

3.4.5 *Indemnification:*

The firm agrees to indemnify, defend and hold harmless the State and the Agency, their officers, and employees from and against: (1) Any claims or losses for services rendered by any subcontractor, person or firm performing or supplying services, materials or supplies in connection with the performance of the contract; (2) Any claims or losses resulting to any person or entity injured or damaged by the firm, its officers, employees, or subcontractors by the publication, translation,

reproduction, delivery, performance, use or disposition of any data used under the contract in a manner not authorized by the contract, or by Federal or State statutes or regulations; (3) Any failure of the firm, its officers, employees or subcontractors to observe State and Federal laws, including but not limited to labor and wage laws.

3.4.6 Contract Provisions:

After the most qualified firm is identified, and fee negotiations are concluded, a formal contract document will be executed between the State and the firm. The order of precedence is the contract, the EOI and the firm's response to the EOI.

3.4.7 Governing Law:

This contract shall be governed by the laws of the State of West Virginia. The firm further agrees to comply with the Civil Rights Act of 1964 and all other applicable laws (Federal, State or Local Government) regulations.

3.4.8 Compliance with Laws and Regulations:

The firm shall procure all necessary permits and licenses to comply with all applicable laws, Federal, State or municipal, along with all regulations, and ordinances of any regulating body.

The firm shall pay any applicable sales, use, or personal property taxes arising out of this contract and the transactions contemplated thereby. Any other taxes levied upon this contract, the transaction, or the equipment, or services delivered pursuant here to shall be borne by the contractor. It is clearly understood that the State of West Virginia is exempt from any taxes regarding performance of the scope of work of this contract.

3.4.9 Subcontracts/Joint Ventures:

The State will consider the firm to be the sole point of contact with regard to all contractual matters. The firm may, with the prior written consent of the State, enter into written subcontracts for performance of work under this contract; however, the firm is totally responsible for payment of all subcontractors.

3.4.10 Term of Contract:

This contract will be effective (date set upon award) and shall extend until the scope of work is complete or for one (1) consecutive twelve (12) month period. The contract may be renewed upon mutual consent for two (2) consecutive years one (1) year periods or until such reasonable time as may be necessary to obtain a new contract or to complete work.

3.4.11 Non-Appropriation of Funds:

If the Agency is not allotted funds in any succeeding fiscal year for the continued use of the service covered by this contract by the West Virginia Legislature, the Agency may terminate the contract at the end of the affected current fiscal period

without further charge or penalty. The Agency shall give the firm written notice of such non-allocation of funds as soon as possible after the Agency receives notice. No penalty shall accrue to the Agency in the event this provision is exercised.

3.4.12 Contract Termination:

The State may terminate any contract resulting from this EOI immediately at any time the firm fails to carry out its responsibilities or to make substantial progress under the terms of this EOI and resulting contract. The State shall provide the firm with advance notice of performance conditions, which are endangering the contract's continuation. If after such notice the firm fails to remedy the conditions contained in the notice, within the time contained in the notice, the State shall issue the firm an order to cease and desist all work immediately.

The State shall be obligated only for services rendered and accepted prior to the date of the notice of termination. The contract may also be terminated upon mutual agreement of the parties with thirty (30) days prior notice.

3.4.13 Changes:

If changes to the original contract become necessary, a formal contract change order will be required. Prior to any work being performed, the change must be negotiated and approved by the State, the Agency and the firm. An approved contract change order is defined as one approved by the Purchasing Division and approved as to form by the West Virginia Attorney General's Office prior to the effective date of such amendment. **NO CHANGE SHALL BE IMPLEMENTED BY THE FIRM UNTIL THE FIRM RECEIVES AN APPROVED WRITTEN CHANGE ORDER.**

3.4.14 Invoices, Progress Payments, & Retainage:

The Firm shall submit invoices, in arrears, to the Agency at the address on the face of the purchase order labeled "Invoice To" pursuant to the terms of the contract. Progress payments may be made at the option of the Agency based on percentage of work completed if so defined in the final contract. Any provision for progress payments must also include language for a minimum 10% retainage until the final deliverable is accepted.

If progress payments are permitted, firm is required to identify points in the work plan at which compensation would be appropriate. Progress reports must be submitted to Agency with the invoice detailing progress completed or any deliverables identified. Payment will be made only upon approval of acceptable progress or deliverables as documented in the firm's report. Invoices may not be submitted more than once monthly and State law forbids payment of invoices prior to receipt of services.

3.4.15 *Liquidated Damages:*

According to West Virginia State Code §5A-3-4(8), firm agrees that liquidated damages shall be imposed at the rate of \$100 per workday, for failure to provide deliverables at the agreed upon date identified in the final contract. This clause shall in no way be considered exclusive and shall not limit the State or Agency's right to pursue to any other additional remedy to which the State or Agency may have legal cause for action including further damages against the firm.

3.4.16 *Record Retention (Access & Confidentiality):*

Firm shall comply with all applicable Federal and State of West Virginia rules and regulations, and requirements governing the maintenance of documentation to verify any cost of services or commodities rendered under this contract by the firm. The firm shall maintain such records a minimum of five (5) years and make available all records to Agency personnel at firm's location during normal business hours upon written request by Agency within 10 days after receipt of the request.

Firm shall have access to private and confidential data maintained by Agency to the extent required for firm to carry out the duties and responsibilities defined in this contract. Firm agrees to maintain confidentiality and security of the data made available and shall indemnify and hold harmless the State and Agency against any and all claims brought by any party attributed to actions of breach of confidentiality by the firm, subcontractors, or individuals permitted access by the firm.

PART 4

EVALUATION & AWARD

4.1 Evaluation & Award Process:

- a) Expressions of Interest will be evaluated and awarded in accordance with **§5G-1-3 "Contracts for architectural and engineering services; selection process where total project costs are estimated to cost two hundred fifth thousand dollars or more."**

"In the procurement of architectural and engineering services for projects estimated to cost two hundred and fifty thousand dollars or more the director of purchasing shall encourage such firms engaged in the lawful practice of the profession to submit an expression of interest, which shall include a statement of qualifications, and performance data and may include anticipated concepts and proposed methods of approach to the project. All such jobs shall be announced by public notice published as a Class II legal advertisement in compliance with the provisions of article three [§59-3-1et seq.] A committee comprised of three to five representatives of the agency initiating the request shall evaluate the statements of qualifications and performance data and other material submitted by the interested firms and

select three firms which in their opinion are the best qualified to perform the desired service. Interviews with each firm selected shall be conducted and the committee shall conduct discussions regarding anticipated concepts and the proposed methods of approach to the assignment. The committee shall then rank in order of preference no less than three professional firms deemed to be the most highly qualified to provide the services required, and shall commence scope of service and price negotiations with the highest qualified professional firm for architectural or engineering services or both. Should the agency be unable to negotiate a satisfactory contract with the professional firm considered to be the most qualified, at a fee determined to be fair and reasonable, price negotiations with the firm of second choice shall commence. Failing accord with the second most qualified professional firm, the committee shall undertake price negotiations with the third most qualified professional firm. Should the agency be unable to negotiate a satisfactory contract with any of the selected professional firms, it shall select additional professional firms in order of their competence and qualifications and it shall continue negotiations in accordance with this section until an agreement is reached."

- b) The evaluation criteria and assigned point values are as follows:

Scoring Criteria

Category	Points
1. History and credentials of firm	40
2. History of completing similar projects	40
3. Oral Interview	20

**WEST VIRGINIA DIVISION OF NATURAL RESOURCES
CONSULTANT CONFIDENTIAL QUALIFICATION QUESTIONNAIRE Attachment "B"**

PROJECT NAME Stonewall Jackson Resort State Park Trail Project		DATE (DAY, MONTH, YEAR) 26, March, 2010	FEIN 550197150
1. FIRM NAME Hornor Brothers Engineers	2. HOME OFFICE BUSINESS ADDRESS P.O. Box 386, Clarksburg, WV 26302-0386	3. FORMER FIRM NAME N/A	
4. HOME OFFICE TELEPHONE 304-624-6445	5. ESTABLISHED (YEAR) 1902	6. TYPE OWNERSHIP Individual Partnership Corporation Joint-Venture	6a. WV REGISTERED DBE (Disadvantaged Business Enterprise) YES NO X
7. PRIMARY DESIGN OFFICE: ADDRESS/ TELEPHONE/ PERSON IN CHARGE/ NO. DESIGN PERSONNEL EACH OFFICE Hornor Brothers Engineers/P.O. Box 386, Clarksburg, WV 26302-0386/304-624-6445/Paul A. Hornor III/Eleven (11)			
8. NAMES OF PRINCIPAL OFFICERS OR MEMBERS OF FIRM Paul A. Hornor III, P.E., President			
8a. NAME, TITLE, & TELEPHONE NUMBER - OTHER PRINCIPALS John W. Hornor, P.S., Survey Manager			
9. PERSONNEL BY DISCIPLINE			
2 ADMINISTRATIVE	ECOLOGISTS	LANDSCAPE ARCHITECTS	STRUCTURAL ENGINEERS
ARCHITECTS	ECONOMISTS	MECHANICAL ENGINEERS	3 SURVEYORS
BIOLOGIST	ELECTRICAL ENGINEERS	MINING ENGINEERS	TRAFFIC ENGINEERS
2 CADD OPERATORS	ENVIRONMENTALISTS	PHOTOGRAMMETRISTS	OTHER
CHEMICAL ENGINEERS	ESTIMATORS	PLANNERS: URBAN/REGIONAL	
2 CIVIL ENGINEERS	GEOLOGISTS	SANITARY ENGINEERS	
1 CONSTRUCTION INSPECTORS	HISTORIANS	SOILS ENGINEERS	11 TOTAL PERSONNEL
1 DESIGNERS	HYDROLOGISTS	SPECIFICATION	
DRAFTSMEN		WRITERS	

TOTAL NUMBER OF WV REGISTERED PROFESSIONAL ENGINEERS IN PRIMARY OFFICE: 2
 *RPES other than Civil and Mining must provide supporting documentation that qualifies them to supervise and perform this type of work.

10. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR DNR PROJECT DESIGN (Furnish complete data but keep to essentials)

NAME & TITLE (Last, First, Middle Int.) Paul A. Hornor III, President	YEARS OF DESIGN EXPERIENCE: 28	YEARS OF EXPERIENCE
--	-----------------------------------	---------------------

Brief Explanation of Responsibilities
 Paul A. Hornor III is responsible for the management and execution of most of the firm's assignments. Primary activities include the overall planning, design and project management of water, sewer, and land development projects in West Virginia.

EDUCATION (Degree, Year, Specialization)
 BS, 1982, Civil Engineering

MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS: WV Society of Professional Engineers; American Society of Civil Engineers; National Society of Professional Engineers; WV Rural Water Association; American Water Works Association; American Council of Engineering Companies of WV; WV Association of Land Surveyors

REGISTRATION (Type, Year, State)
 Professional Engineer, 1987, WV
 Professional Surveyor, 1995, WV

10. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR PROJECT DESIGN (Furnish complete data but keep to essentials)

NAME & TITLE (Last, First, Middle Int.) Thomas D. Corathers, P.E.	YEARS OF DESIGN EXPERIENCE: 27	YEARS OF EXPERIENCE
--	-----------------------------------	---------------------

Brief Explanation of Responsibilities
 Thomas D. Corathers, Project Manager, is responsible for the general oversight of the office engineering and technical and surveying work. His primary activities include planning, design, review and project management of land development, drainage, site design, sidewalk, streetscape and paving projects.

EDUCATION (Degree, Year, Specialization)
 BS ET, 1982, Civil Engineering Technology

MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS
 National Society of Professional Engineers; WV Association of Land Surveyors

REGISTRATION (Type, Year, State)
 Professional Surveyor, 1990, WV
 Professional Engineer, 1999, WV

10. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR PROJECT DESIGN (Furnish complete data but keep to essentials)

YEARS OF EXPERIENCE	
YEARS OF DESIGN EXPERIENCE:	
6	

NAME & TITLE (Last, First, Middle Int.)
Joseph D. Robinson, E.I.T.

Brief Explanation of Responsibilities

Joseph D. Robinson performs civil engineering and design services primarily associated with site development, including roadway and pavement design, drainage, storm water retention, grading, hydrology and retaining walls. He is our CADD manager and is familiar and useful with a wide variety of software design tools.

EDUCATION (Degree, Year, Specialization)

B.S., 2004, Civil Engineering

MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS

American Society of Civil Engineers (ASCE)
American Concrete Institute (ACI)

REGISTRATION (Type, Year, State)

F.E./E.I.T., WV

10. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR PROJECT DESIGN (Furnish complete data but keep to essentials)

YEARS OF EXPERIENCE	
YEARS OF SURVEYING EXPERIENCE:	
18	

NAME & TITLE (Last, First, Middle Int.)

John W. Hornor, Survey Manager

Brief Explanation of Responsibilities:

John W. Hornor is responsible for the management and execution of all of the field surveying services for the firm. Primary activities include site reconnaissance, coordination with the owner, courthouse property research, delegating work to the field survey crew(s), plat and narrative preparation, and coordination for aerial mapping.

EDUCATION (Degree, Year, Specialization)

West Virginia University 1980-1984
Civil Engineering and Preparatory Courses

MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS

WV Association of Land Surveyors

REGISTRATION (Type, Year, State)

Professional Surveyor 1990, WV #1955

1. PROVIDE A LIST OF SOFTWARE AND EQUIPMENT AVAILABLE IN THE PRIMARY OFFICE WHICH WILL BE USED TO COMPLETE DESIGN SERVICES

Office Equipment - Dell desktop computers, HP T1100 Plotter, Color and Black and White Copiers

Field Equipment - Topcon GTS 201 Total Station, Data Collector, GPS Trimble GEO Explorer, Level

Office Software - Microsoft Office (Word, Excel, Powerpoint, etc), AutoDesk Land Desktop 2004, AutoDesk Civil 3D 2009 (includes Land Desktop Companion), Hydrocad, Acroplot

12. CURRENT ACTIVITIES ON WHICH YOUR FIRM IS THE DESIGNATED ENGINEER OF RECORD

PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	NATURE OF YOUR FIRM'S RESPONSIBILITY	ESTIMATED CONSTRUCTION COST	PERCENT COMPLETE
Adrian PSD Waterline Ext. Project Upshur County, WV	Adrian PSD P.O. Box 87 French Creek, WV 26218	Complete project design and construction phase engineering, observation and administration.	\$5,512,823	Design - 100% Construction - 95% complete, will finish in April 2010
Century-Volga PSD Waterline Ext. Project (Brushy Fork) Barbour County, WV	Century-Volga PSD Route 1, Box 78 Phillippi, WV 26416	Complete project design and construction phase engineering, observation and administration. This project is partially funded by AML.	\$1,998,000	Design - 100% Construction - 35% complete, will finish in August 2010
Mannington PSD Water Distribution System Marion County, WV	Mannington PSD P.O. Box 205 Mannington, WV 26582	Complete project design and construction phase engineering, observation and administration.	\$4,263,590	Design - 100% Construction - will start in May 2010
Summit Park PSD Water System Replacement Project	Summit Park PSD Route 2, Box 200D Clarksburg, WV 26302	Complete project design and construction phase engineering, observation and administration.	\$950,000	Design - 100% Construction - will start in June 2010
Town of West Union Greenwood Water Project Waterline Extension Doddridge County, WV	Town of West Union P.O. Box 5 West Union, WV 26456	Complete project design and construction phase engineering, observation and administration.	\$1,005,713	Design - 100% Construction - 98% Complete will finish in May 2010
Whitmer Water Association Water Treatment and Distribution Project Randolph County, WV	Whitmer Water Association P.O. Box 23 Whitmer, WV 26296	Complete project design and construction phase engineering, observation and administration.	\$2,827,841	Design - 100% Construction - will start in May 2010
City of Clarksburg Safe Routes to School Project Clarksburg, WV	City of Clarksburg 222 West Main Street Clarksburg, WV 26301	Complete project design and construction phase engineering, observation and administration.	\$200,000	Design - 80% Construction will start in June 2010

TOTAL NUMBER OF PROJECTS: Continued on next page

TOTAL ESTIMATED CONSTRUCTION COSTS: Continued on next page

12. CURRENT ACTIVITIES ON WHICH YOUR FIRM IS THE DESIGNATED ENGINEER OF RECORD

PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	NATURE OF YOUR FIRM'S RESPONSIBILITY	ESTIMATED CONSTRUCTION COST	PERCENT COMPLETE
Adrian PSD, Phase VI Waterline Ext. Project Upshur County, WV	Adrian PSD P.O. Box 87 French Creek, WV 26218	Complete project design and construction phase engineering, observation and administration.	\$4,500,000	Preliminary Engineering Phase; Construction not anticipated to start until 2012
Wetzel Co. PSD No. 1, Phase IV Waterline Ext. Project Wetzel County, WV	Wetzel Co. PSD No. 1 P.O. Box 456 Reader, WV 26167	Complete project design and construction phase engineering, observation and administration.	\$2,800,000	Preliminary Engineering Phase; Construction not anticipated to start until 2012
Huttonsville PSD, Phase II Waterline Extension Project, Randolph County, WV	Huttonsville PSD P.O. Box 277 Mill Creek, WV 26280	Complete project design and construction phase engineering, observation and administration.	\$6,800,000	Preliminary Engineering Phase; Construction not anticipated to start until 2012
G.A.L. Company Industrial Site Development, Harrison County, WV	G.A.L. Land Company P.O. Box 747 Bridgeport, WV 26330	Complete project design and construction phase engineering	\$1,000,000	Design - %40 Complete; Construction anticipated to start in the fall of 2010

TOTAL NUMBER OF PROJECTS: 10

TOTAL ESTIMATED CONSTRUCTION COSTS: \$ 31,857,967.00

14. COMPLETED WORK WITHIN LAST 5 YEARS ON WHICH YOUR FIRM IS THE DESIGNATED ENGINEER OF RECORD

PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	ESTIMATED CONSTRUCTION COST	YEAR	CONSTRUCTED (YES OR NO)
City of Salem Retaining Wall and Repairs Along Randolph Street	City of Salem P.O. Box 352 Salem, WV 26426	\$ 146,665	2009	Yes
City of Clarksburg Business District Streetscape Project	City of Clarksburg 222 West Main Street Clarksburg, WV 26301	\$ 426,750	2007-2008	Yes
City of Clarksburg Phase IV Streetscape Project 3 rd and 4 th Streets	City of Clarksburg 222 West Main Street Clarksburg, WV 26301	\$ 451,189	2006-2007	Yes
City of Weston Streetscape Project Main Street	City of Weston 102 West 2 nd Street Weston, WV 26452	\$ 164,305	2007	Yes
City of Bridgeport Streetscape Project Phase IV	City of Bridgeport P.O. Box 1310 Bridgeport, WV 26330	\$ 288,721	2006-2007	Yes
City of Clarksburg Streetscape Project Phase III	City of Clarksburg 222 West Main Street Clarksburg, WV 26301	\$ 317,634	2006-2007	Yes
Town of West Union Doddridge Co. High School Water and Sewer Extension Project	Town of West Union P.O. Box 5 West Union, WV 26456	\$ 1,005,212	2006-2007	Yes
Century Volga PSD Route 119 Waterline Replacement Project	Century-Volga PSD Route 1, Box 78 Phillippi, WV 26416	\$ 59,260	2006	Yes
Bingamon PSD Waterline Replacement Project	Bingamon PSD P.O. Box 87 Wyatt, WV 26463	\$ 1,145,318	2006	Yes

14. COMPLETED WORK WITHIN LAST 5 YEARS ON WHICH YOUR FIRM WAS THE DESIGNATED ENGINEER OF RECORD

PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	ESTIMATED CONSTRUCTION COST	YEAR	CONSTRUCTED (YES OR NO)
Mannington PSD Consol Energy Waterline Replacement Project	Mannington PSD P.O. Box 205 Mannington, WV 26582	\$ 123,318	2006	Yes
Wetzel County PSD No. 1 Phase III Waterline Extension Project	Wetzel County PSD No. 1 P.O. Box 456 Reader, WV 26167	\$ 3,091,369	2006- 2007	Yes
Huttonsville PSD Water System Expansion Project	Huttonsville PSD P.O. Box 277 Mill Creek, WV 26280	\$ 5,234,375	2004- 2006	Yes
City of Bridgeport Streetscape Project Phase III	City of Bridgeport P.O. Box 1310 Bridgeport, WV 26330	\$ 330,496	2005- 2006	Yes
City of Morgantown Streetscape Project Wharf District	City of Morgantown 389 Spruce Street Morgantown, WV 26505	\$ 651,329	2005	Yes
Adrian PSD Waterline Extension Project Phase IV	Adrian PSD P.O. Box 87 French Creek, WV 26218	\$ 2,778,538	2004- 2005	Yes

19. Use this space to provide any additional information or description of resources supporting your firm's qualifications to perform work for the West Virginia Division of Natural Resources.

Hornor Brothers Engineers is a full service civil engineering firm that has been in business for 108 years. Our professional staff has many years of relevant engineering and surveying experience with regard to all elements of site development. We also have experienced construction inspectors familiar with walk and pavement installation.

We are accustomed to providing the full breadth of engineering services associated with site development projects, including permit applications (Division of Culture and History, U.S. Army Corps of Engineers, and Division of Environmental Protection), preparation of highly detailed construction plans and specifications, identification of necessary rights-of-way, bidding, construction administration and inspection, and project closeout activities.

Our firm's capability and experience is demonstrated by the multiple projects we have performed for numerous clients over many years, even decades.

In recent years we have performed sidewalk and pavement design projects for the City of Clarksburg, City of Bridgeport, City of Weston, City of Morgantown, United Hospital Center and Heritage Farms. As a result, we are particularly aware of the design and construction considerations associated with pavement projects and pedestrian walkways. The design load at our office is such that we could begin work immediately if awarded this contract.

20. The foregoing is a statement of facts.

Signature: Paul A. Hornor III

Title: President

Date: March 26, 2010

Printed Name: Paul A. Hornor III

HORNOR BROTHERS ENGINEERS

Available WV-DNR Design Team Within the Primary Office

Project Engineer and Manager: Paul A. Hornor III, P.E. (Civil)
Assisted by:
Thomas D. Corathers, P.E. (Civil)

CADD: Joseph D. Robinson, E.I.
Thomas B. Childers

Engineering Technician: Richard B. Taylor

Project Survey Manager: John W. Hornor, P.S.

Survey Crew: Albert T. Larue
Caleb D. Heise

Construction Inspector: Roger D. O'Quinn
Jason Manning

Other: Nila J. May, Administrative Support
Jeanne M. Wyckoff, Administrative Support

HORNOR BROTHERS ENGINEERS

**140 South Third Street
P.O. Box 386
Clarksburg, West Virginia 26302**

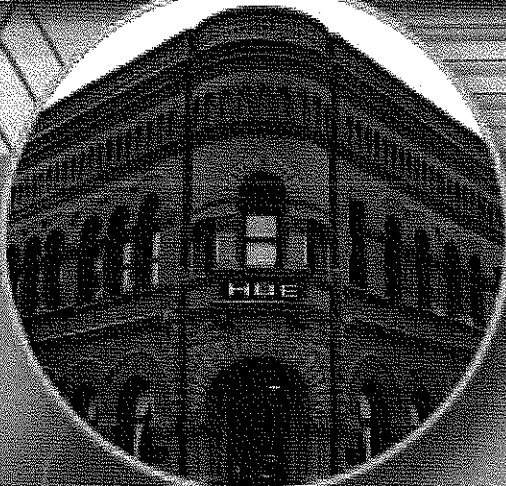
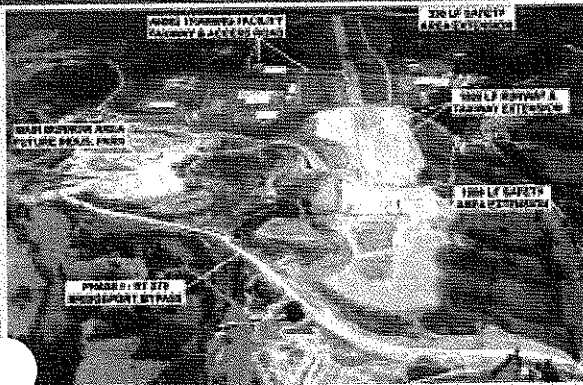
Phone: 304/624-6445
Fax: 304/624-6448
Website: www.HornorBrosEng.com
EMAIL: Eng@HBE1902.com

Professional Engineering Services Since 1902

03/02/10

Civil Engineering Solutions Powered By 100⁺ Years of Experience

Family owned and operated since 1902, Hornor Brothers Engineers is the oldest engineering firm in West Virginia. We combine the comprehensive expertise of five Registered Professional Engineers and a dependable support staff with a thorough knowledge of north central West Virginia to provide our customers with value driven results. 100 years of experience is powerful... put it to work for you.



Specializing in:

- Airport Facilities
- Civil Engineering
- Land Surveying and Mapping
- Residential and Industrial Site Development
- Roadways
- Water and Sewer Systems
- Drainage Systems
- Project Management

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Ph. (304) 624-6445 / Fax (304) 624-6448
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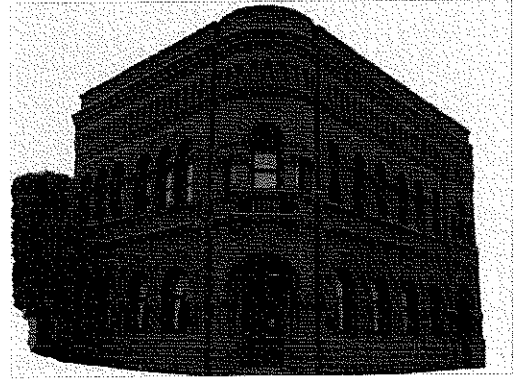
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COMPANY PROFILE

INTRODUCTION

The consulting firm of Hornor Brothers Engineers, located in Clarksburg, West Virginia, is a family owned and operated organization which was founded in 1902. Its principals are Paul Allen (Trey) Hornor III, Paul Allen Hornor, Jr. and John W. Hornor. For over 100 years the firm has practiced civil engineering as it relates to public works and the environment. Throughout its history, Hornor Brothers Engineers (HBE) has combined the expertise of an experienced, professional engineering staff with a thorough knowledge of north central West Virginia to provide our customers with value driven results. We remain flexible, yet qualified to meet the needs of our clients in an ever-changing world, and continue to uphold our high standards of service in providing effective engineering solutions.

Through professional and personal interaction, Hornor Brothers Engineers' staff is available to identify project requirements, coordinate timely reviews and manage work tasks and other issues that need to be addressed, so that quality service on time and within budget can be completed to the client's satisfaction.

OVERVIEW OF ENGINEERING AND RELATED SERVICES

The firm specializes in land surveying, site development planning, the design and construction management of water and wastewater projects, airport development and other municipal and public works. We have considerable experience in working with most state and federal funding and regulatory agencies. The following is a complete list of the engineering and related services for which Hornor Brothers Engineers is qualified and capable.

Airport Facilities	Funding Applications	Municipal Engineering
Civil Engineering	General Consulting	Project Management
Coal-Related Consulting	Geographic Information Systems (GIS)	Pumping Facilities
Construction Inspection Services	Highways and Roads	Site Evaluations
Land Surveying & Mapping	Industrial Site Development Facilities	Subdivision Development
Drainage Systems	Infrastructure Investigations and Reports	Wastewater Collection Systems
Economic Feasibility Studies	Land Surveying and Mapping	Water Distribution and Storage

LAND SURVEYING

Land surveying plays a major role in Hornor Brothers Engineers' scope of business. HBE has performed survey work for over 10,000 individual property owners and hundreds of commercial and industrial clients. These services include contour and feature location maps, lot and farm surveys, subdivisions, gas well locations, to name a few. These surveying capabilities compliment the firm's other areas of business, such as project design, and enable us to handle a maximum amount of project responsibility internally. *The service areas for all the firm's water system expansion projects are surveyed on the ground to produce highly detailed construction mapping.* HBE utilizes a handheld GPS unit, total station instruments with data collector and CADD capabilities, which help provide for timely, sharp, finished plats and drawings.

MUNICIPAL PROJECTS

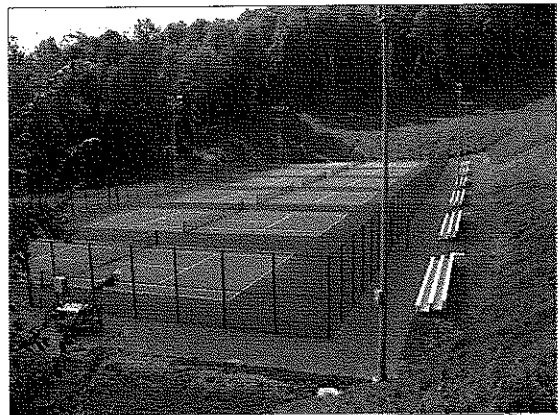
Hornor Brothers Engineers has performed a wide range of municipal services including the design and construction phase services for small dams and reservoirs, tennis courts, city streets, conventional sidewalks, drainage systems, and all the project components associated with downtown streetscape improvements. The firm has also prepared multiple parking lot project designs, for United Hospital Center, Fairmont State College, and the City of Clarksburg among others.

Our history of successive projects with Fairmont State College, the United Hospital Center, and the cities of Clarksburg and Bridgeport and others is a reflection of our quality of performance in this area of development. See the following representative photographs and descriptions for several of the firm's various municipal projects.

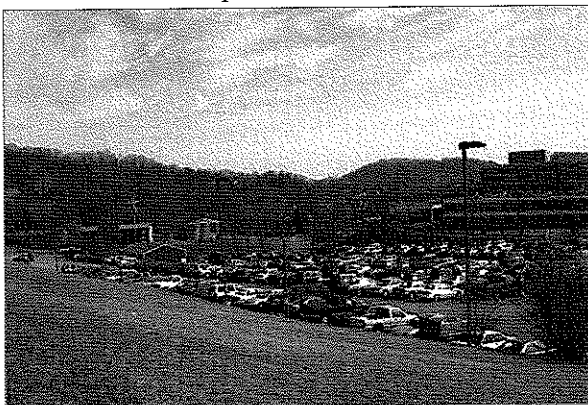
**FAIRMONT STATE COLLEGE
STUDENT PARKING EXPANSION PROJECT**
Project Cost: \$394,000; Completed: 1997



**FAIRMONT STATE COLLEGE
NEW TENNIS COURTS PROJECT**
Project Cost: \$553,000; Completed: 1999



**UNITED HOSPITAL CENTER EMPLOYEE PARKING
EXPANSION PROJECTS (Phases 1&2)**
251 New Spaces; Total Construction Cost: \$718,000
Completed 1996 & 1999

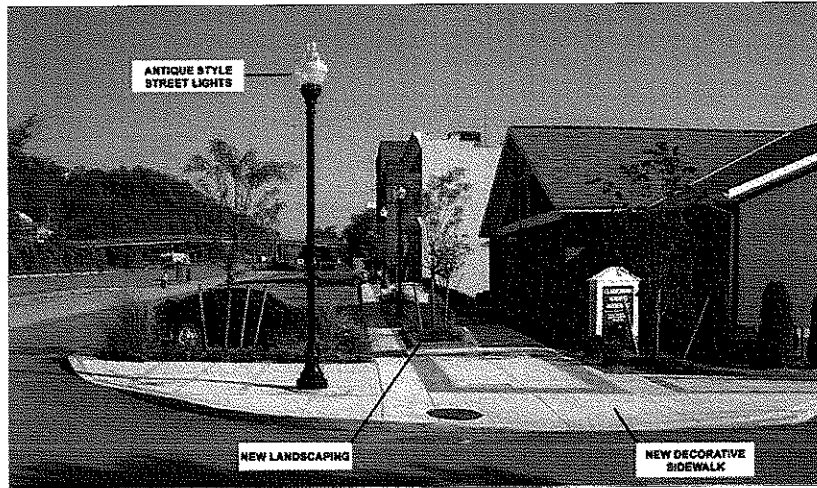


**UNITED HOSPITAL CENTER
RETAINING WALL**
Completed 2000



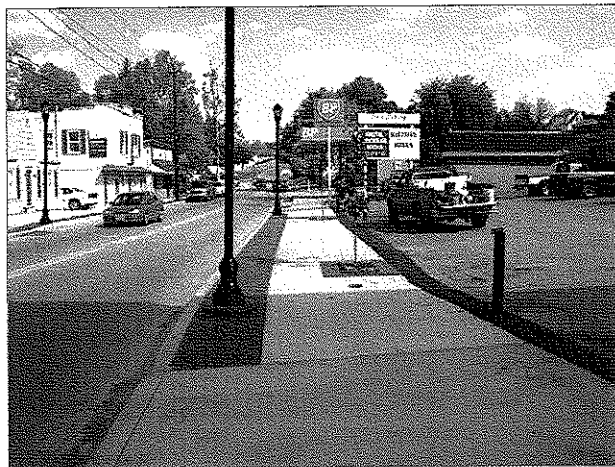
CITY OF CLARKSBURG – GLEN ELK STREETScape PROJECT

Project Cost = \$500,000; Completed: 2001



**CITY OF BRIDGEPORT
MAIN STREET REVITALIZATION PROJECT
(PHASE II)**

Project Cost = \$250,000; Completed 2003

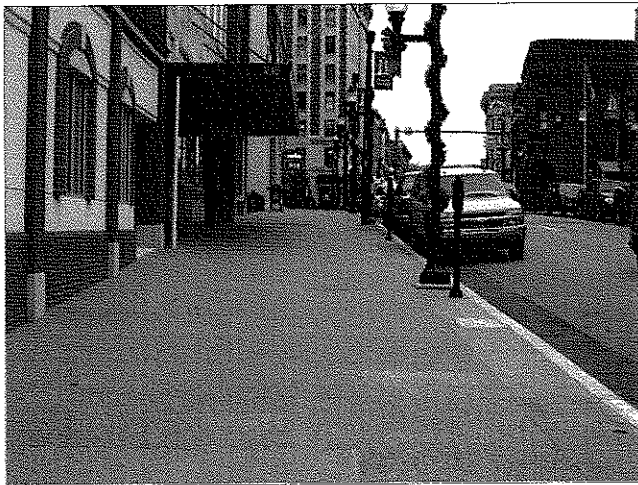
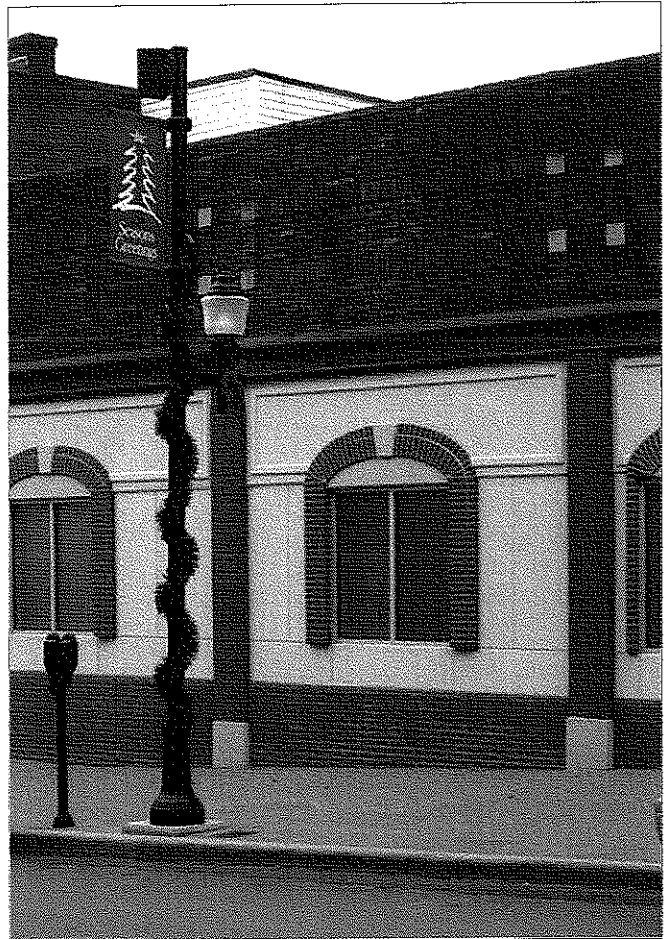
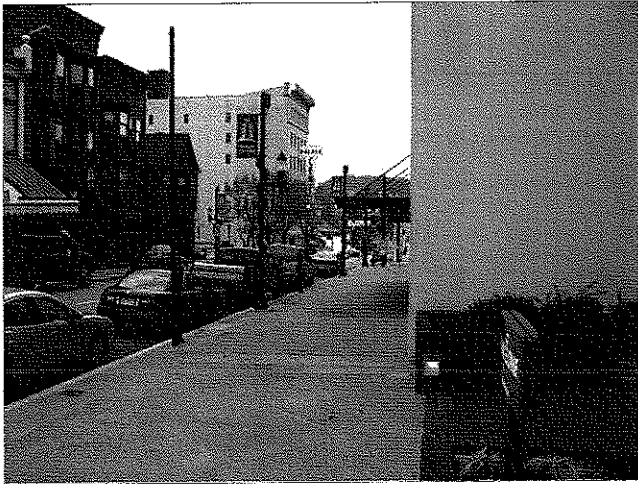
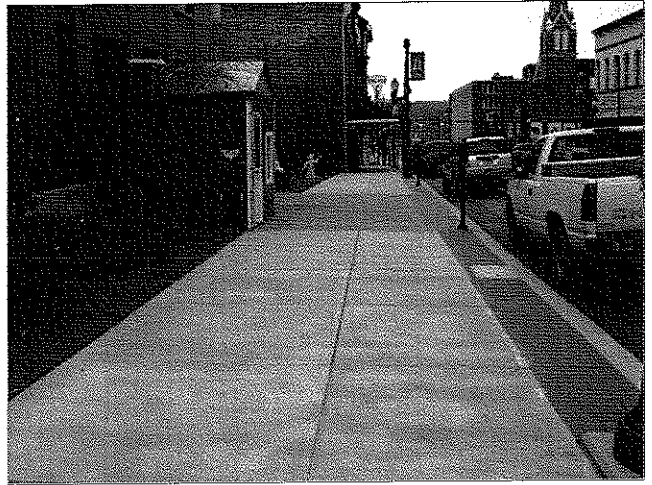


**CITY OF WESTON
BANK STREET IMPROVEMENT PROJECT**

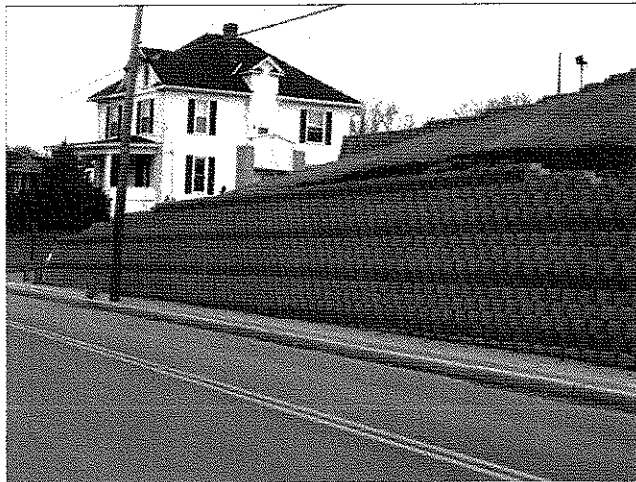
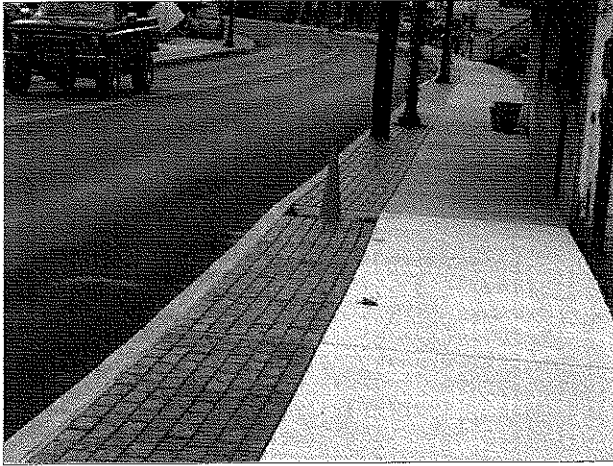
Project Cost = \$128,000; Completed 2003



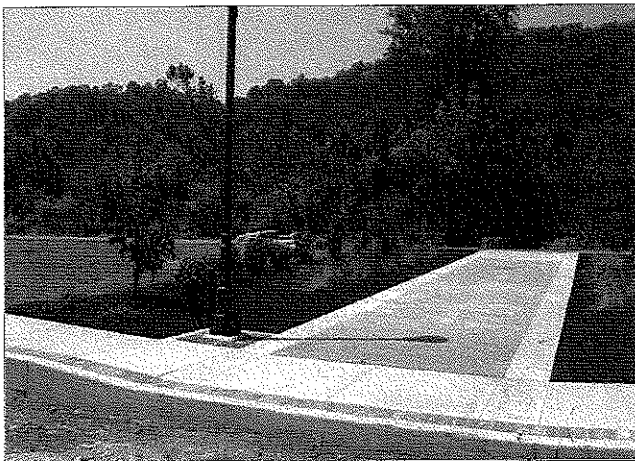
CITY OF CLARKSBURG
MAIN STREET REVITALIZATION PROJECT PHASE 2
Project Cost = \$450,000; Completed 2005



**CITY OF BRIDGEPORT
MAIN STREET REVITALIZATION PROJECT (PHASE III)**
Project Cost = \$326,000; Completed 2005

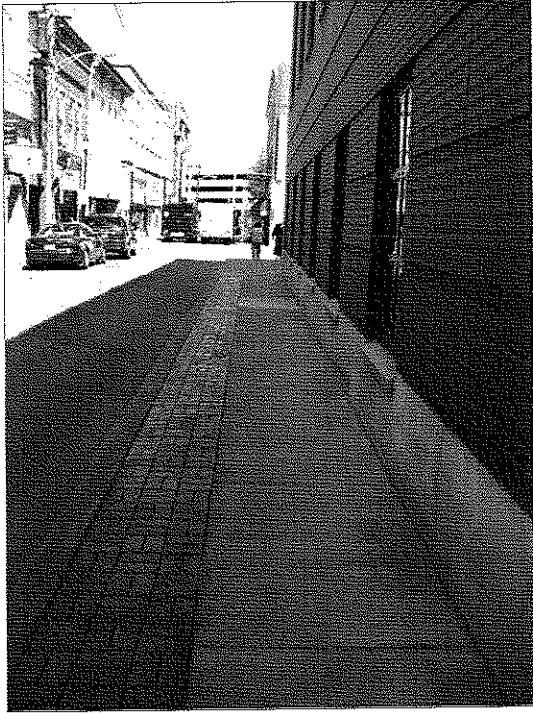


**CITY OF MORGANTOWN
CLAY STREET STREETScape PROJECT**
Project Cost = \$693,000; Completed 2005



**CITY OF CLARKSBURG STREETScape IMPROVEMENT PROJECT
MAIN STREET – PHASE 3**

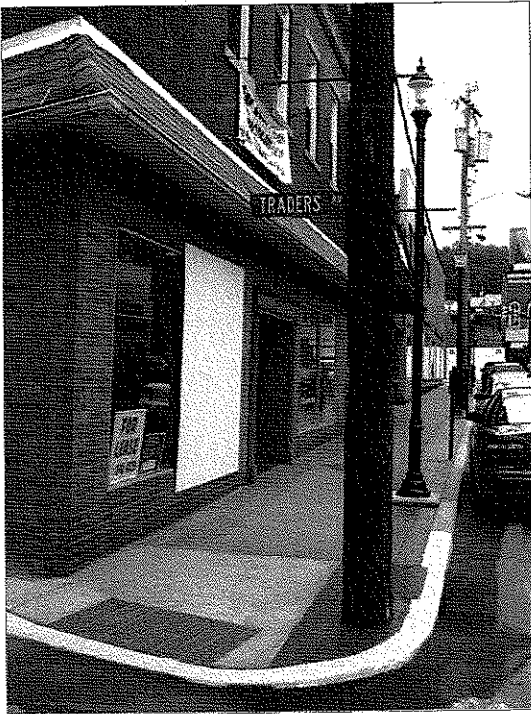
Project Cost = \$331,000; Completed: 2006



East Side of South Third Street



West Side of South Third Street

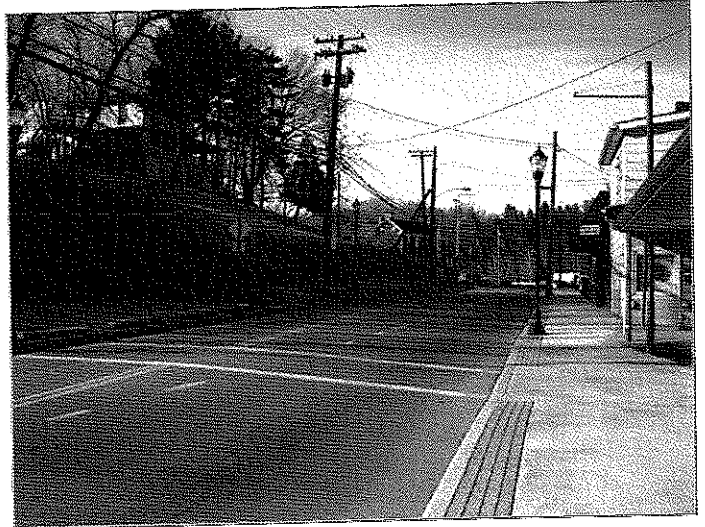
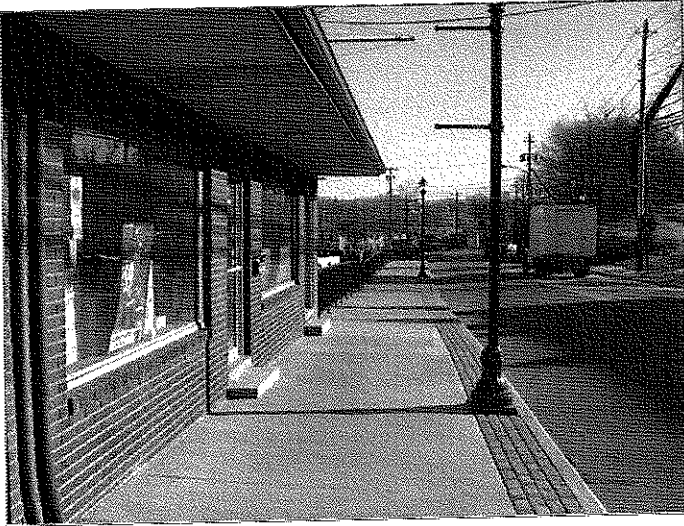


East Side of South Fourth Street



West Side of South Fourth Street

**CITY OF BRIDGEPORT
MAIN STREET REVITALIZATION PROJECT (PHASE IV)**
Project Cost = \$290,000; Completed 2006

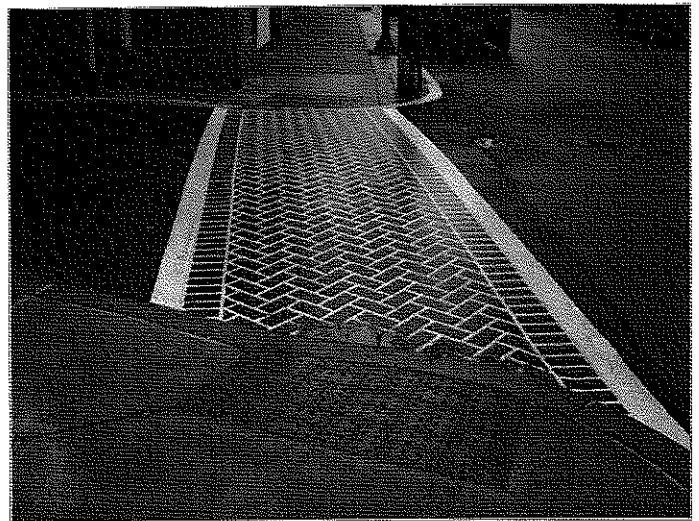


Sidewalk Along North Side of Main Street

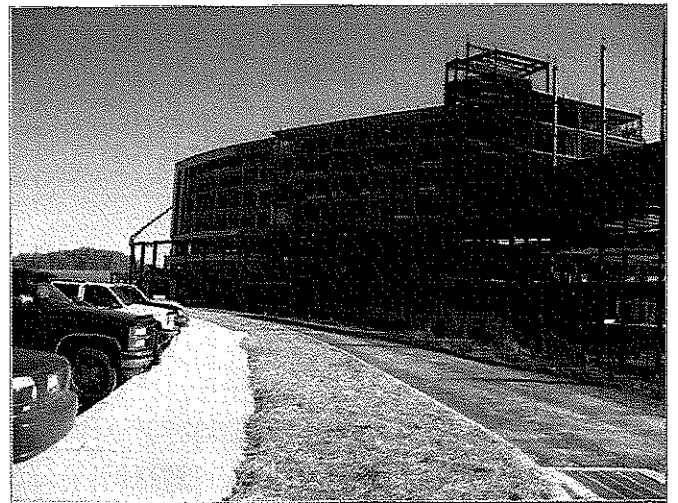
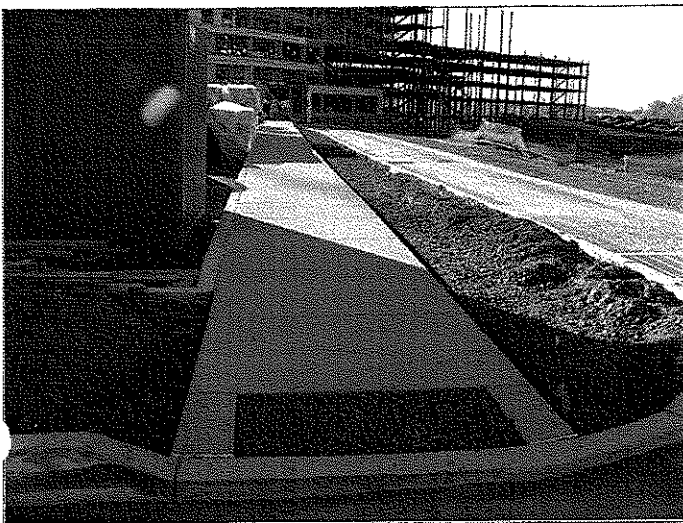
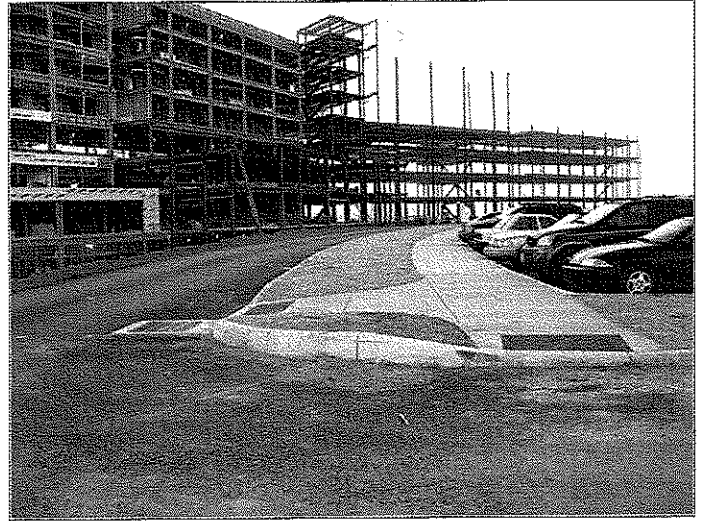
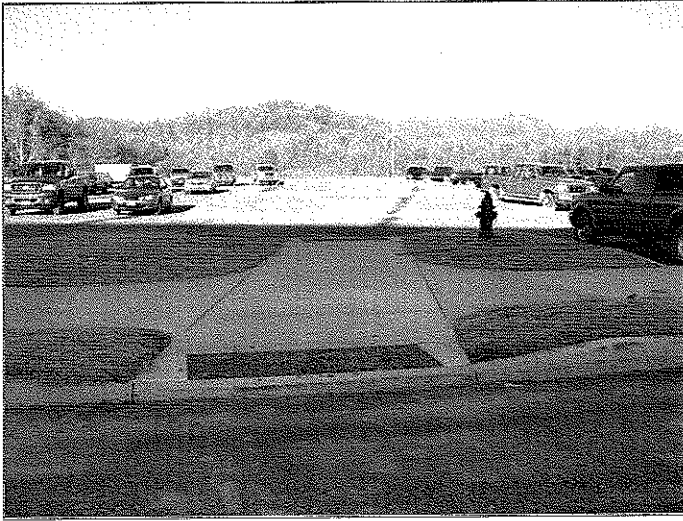


Safety Rail Along North Side of Main Street

**CITY OF CLARKSBURG STREETScape IMPROVEMENT PROJECT
BUSINESS DISTRICT – PIKE, THIRD AND FOURTH STREETS
Project Cost = \$430,484; Completed 2008**



NEW UHC REPLACEMENT HOSPITAL
Site Development Cost = \$15,000,000; Under Construction
Curb and Sidewalk Portion = \$500,000; Under Construction



SLIP REMEDIATION AND RELATED PROJECTS

Hornor Brothers Engineers is frequently called upon for the design of remedial site work or restoration, and related minor development. Typical design and construction elements can include pavement and sub-base repair, excavation and embankment, pile and lagging walls, subsurface drainage systems, surface drainage systems, erosion and sediment control, and landscaping.

The following are brief descriptions of several completed projects for which Hornor Brothers Engineers provided design only or both design and construction phase engineering services.

1. Project Name	Location	Owner	Contact Person	Cost
United Hospital Center Retaining Wall and Widening of Emergency Room Access Road	Clarksburg Harrison County, WV	UHC P.O. Box 1680 Clarksburg, WV	Geoff Marshall, V.P. Engineering Support Services (304) 624-2227	\$ 166,590.00

Project Description: This project was designed in order to widen the emergency room access road at the United Hospital Center campus. The design involved 90 lf of drilled and grouted piles with concrete lagging, wales, controlled fill, catch basin, drainage pipe, guardrails and safety fencing.

2. Project Name	Location	Owner	Contact Person	Cost
City of Clarksburg Pile and Lagging Wall at 4 th Street	Glen Elk Section of Clarksburg Harrison County, WV	City of Clarksburg 222 W. Main Street Clarksburg, WV	Anthony Bellotte, Director of Public Works 623-	Unknown. This was part of a larger project.

Project Description: As part of Clarksburg's Phase III streetscape project, a driven pile and concrete lagging wall was designed to support a section of sidewalk along Clark Street and to prevent the failure of a portion of Hogan Alley at the intersection of Hogan Alley and Clark Street in the Glen Elk section of Clarksburg.

3. Project Name	Location	Owner	Contact Person	Cost
Davis Funeral Home Slip Remediation Measures	Near WV Route 98 Between Clarksburg & Nutter Fort Harrison County, WV	Davis Funeral Home 1 Olen Thomas Drive Clarksburg, WV	Randy Amos (304) 854-8347	\$ 110,000.00

Project Description: Hornor Brothers designed remedial measures to correct an embankment slip. These corrective measures included rock stabilization along the toe of the slip area, dump rock ditches, French drains and underdrains, repair of existing asphalt pavement and resetting existing preformed curb and gutter.

SLIP REMEDIATION AND RELATED PROJECTS continued...

4. Project Name	Location	Owner	Contact Person	Cost
United Hospital Center Embankment Project	Clarksburg Harrison County, WV	UHC P.O. Box 1680 Clarksburg, WV	Geoff Marshall, V.P. Engineering Support Services (304) 624-2227	\$ 108,000.00

Project Description: This project was designed in order to restore an old borrow site to the original contour. The design involved approximately 4600 cubic yards of controlled fill, associated underdrains to alleviate groundwater problems and rock stabilization. Surface erosion concerns were addressed by utilizing vegetative cover (grass), trees and biodegradable matting.

5. Project Name	Location	Owner	Contact Person	Cost
Maplewood Community Slip Remediation and Drainage Project	Bridgeport Harrison County, WV	Maplewood Community, Inc. UHC P.O. Box 1680 Clarksburg, WV	Geoff Marshall, V.P. Engineering Support Services (304) 624-2227	Unknown, onsite contractor performed this work in conjunction with an ongoing project at Maplewood

Project Description: Hornor Brothers designed corrective measures for an embankment slip that consisted of removal of slip material, installing underdrains to remove subsurface water and re-establishing the grade to its original contour. Drainage measures consisted of 8", 18" and 24" pipe and drop inlets to alleviate surface water problems.

SITE DEVELOPMENT

Honor Brothers Engineers also provides complete engineering services for the development of industrial parks, commercial sites, service industry sites, and residential subdivisions. Our services include staking out the lots and designing the earth moving, streets, sidewalks, drainage systems, and water and sewer systems for the industrial or residential client. Honor Brothers Engineers has been involved in the development of numerous industrial parks and subdivisions around north-central West Virginia. Sometimes this requires the complete turnkey services described above, and in other cases just the layout of lots or the design of water and wastewater systems. A listing of recent and/or larger, recognizable site development projects includes the following:

Subdivision Projects	County	Industrial/Commercial Site Projects	County
Heritage Farms	Harrison	Bridgeport Public Safety Facility	Harrison
Deerbrook	Barbour	Christie-Cutlip Office Facility	Harrison
Bennett Manor	Harrison	UHC New Hospital Site	Harrison
Auburn Village	Harrison	Fed Ex Site	Harrison
Heavenly Trails	Marion	WV North Central Regional Airport	Harrison
Timber Ridge	Marion	Benedum Airport Industrial Park	Harrison

On the following pages, see representative photographs and descriptions for several of the firm's various site development projects.



**FED EX GROUND DISTRIBUTION FACILITY
HARRISON COUNTY, WEST VIRGINIA
COMPLETED DECEMBER 2006**



**HERITAGE FARMS RESIDENTIAL DEVELOPMENT
BRIDGEPORT, WV**

**UHC REPLACEMENT HOSPITAL SITE DEVELOPMENT
BRIDGEPORT, WEST VIRGINIA
2006 – 2010**

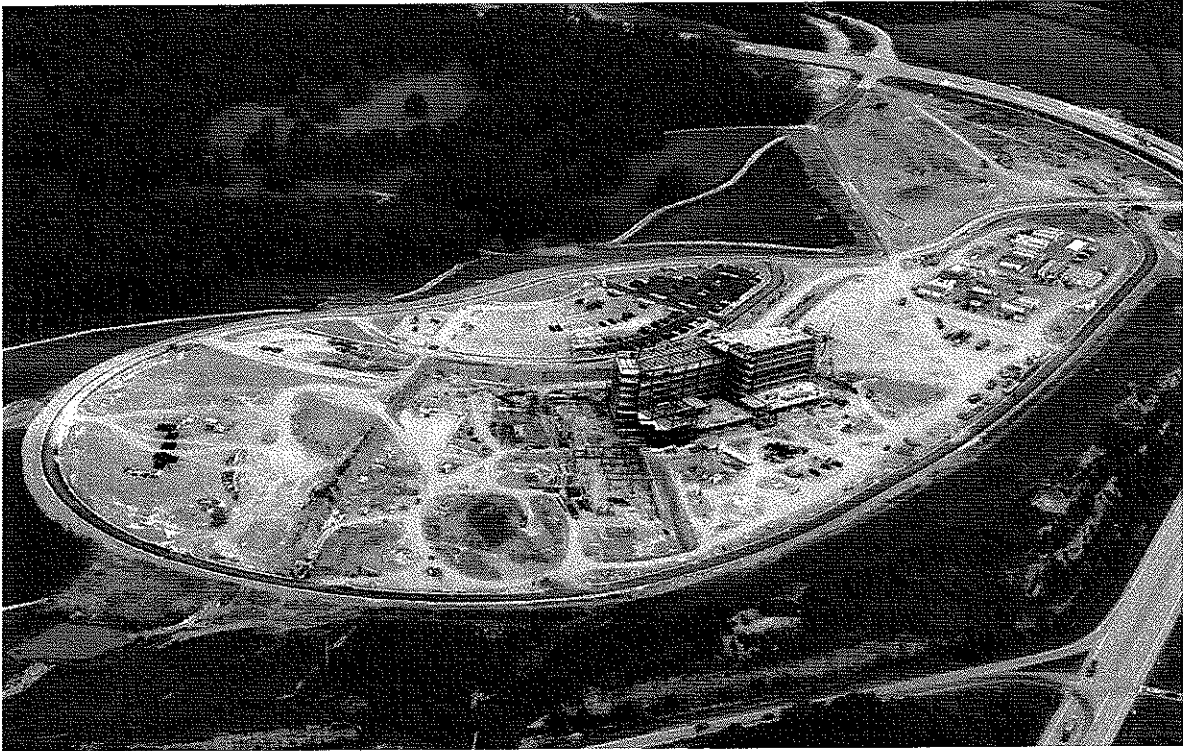
In 2002, Hornor Brothers Engineers teamed with Gresham, Smith & Partners of Nashville, Tennessee to serve as the civil design firm for the new United Hospital Center. This project started construction in 2006 and the facility is slated to open in 2010.

Hornor Brothers Engineers was responsible for the initial surveys, preparation of the site plans, design of 2.1 million cubic yard engineered embankment and excavation, temporary and permanent erosion, sediment and storm water management systems, site infrastructure, consisting of paved roadways, paved parking, storm drainage, water distribution system and sanitary sewer system. The civil site development also included sidewalks and several decorative block retaining walls. Pictures of the site work in various stages can be seen on the following pages.

**EMBANKMENT CONSTRUCTION PHASE
FALL 2007**



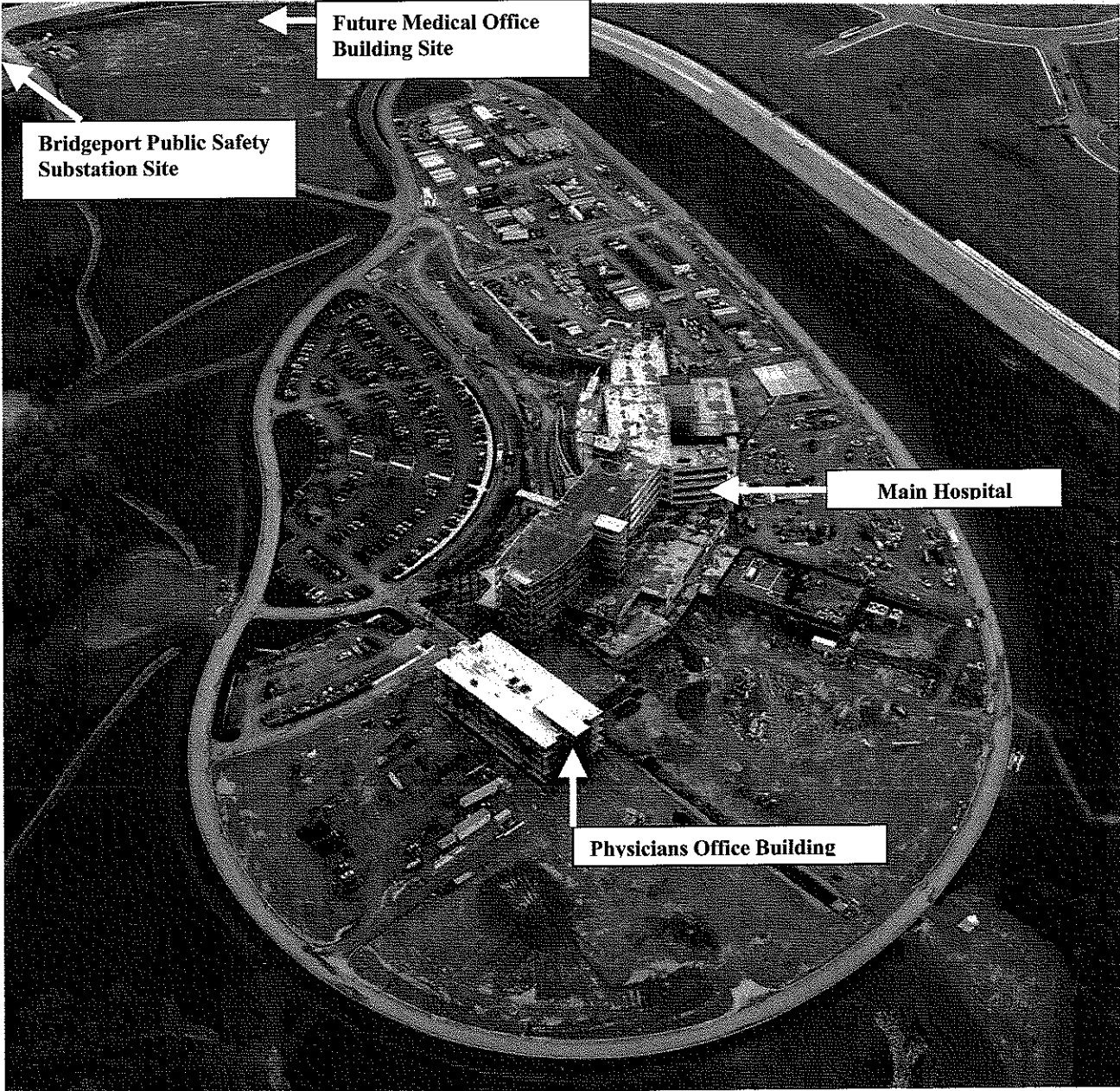
**INFRASTRUCTURE PHASE
SUMMER 2008**



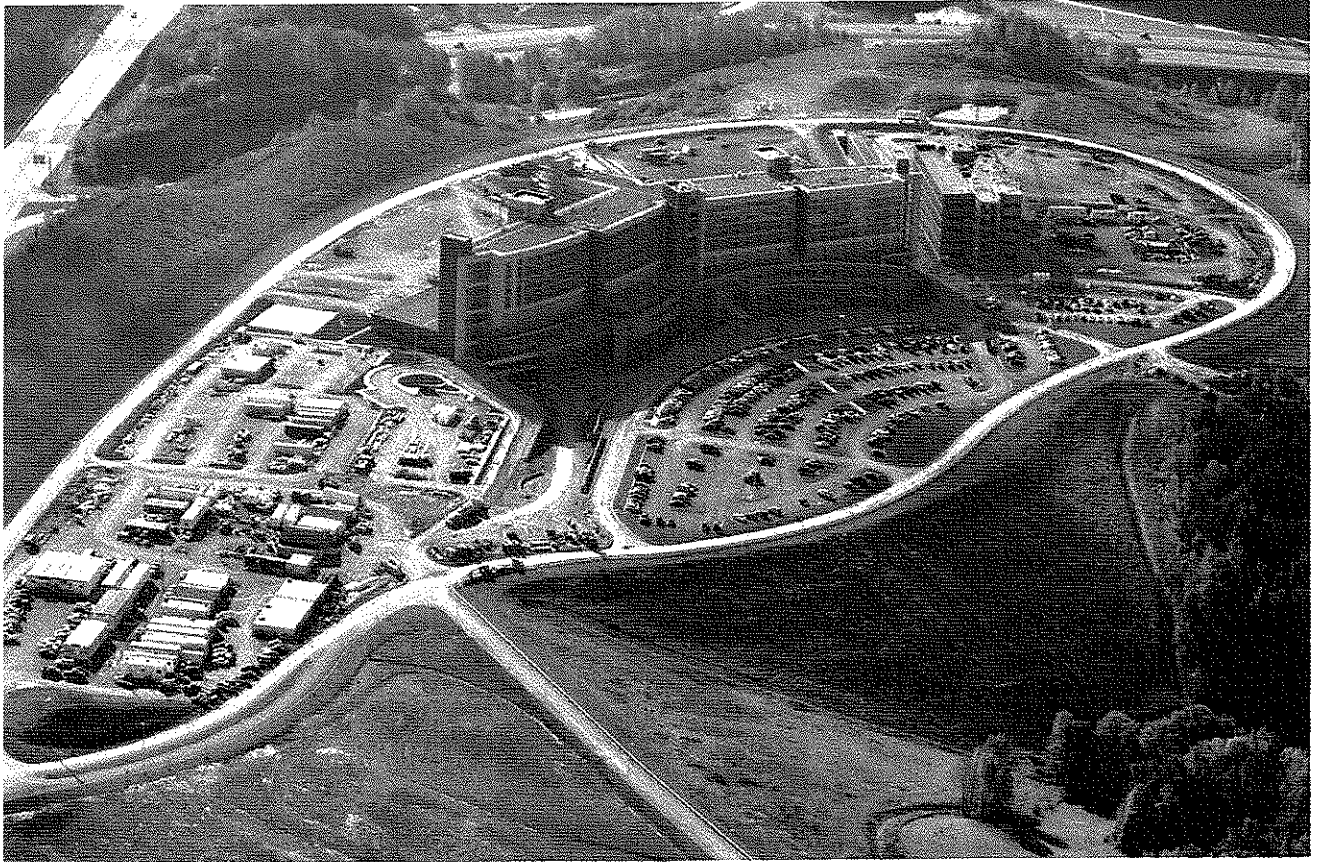
**EAST/WEST VIEW
SPRING 2009**



**NORTH-SOUTH VIEW
SPRING 2009**



**UNITED HOSPITAL CENTER
JANUARY 2010**



NORTH CENTRAL-WEST VIRGINIA AIRPORT AND BENEDUM AIRPORT AUTHORITY BRIDGEPORT, WEST VIRGINIA

Honor Brothers Engineers has a rich and long history of over 65 years with the North Central-West Virginia Airport, formerly known as Benedum Airport, which began as the Harrison County Airport in 1937. As the airport changed over the years, Honor Brothers Engineers was the firm predominantly responsible for the improvements and additions to the facility. The years of 1960-1975 were the main development years for the airport. During this period of time there were nine major construction projects. From 1977 to 1995 there were 15 smaller projects, all funded primarily by the Federal Aviation Administration.

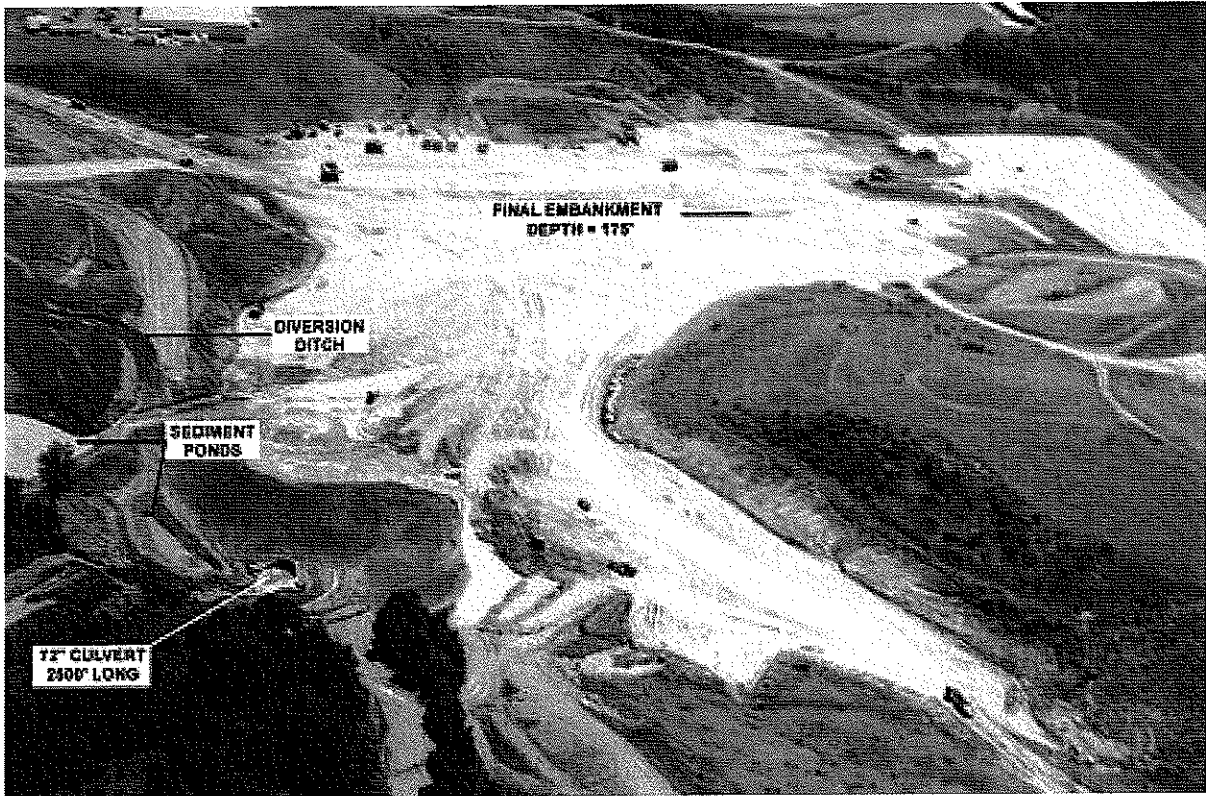
In 1993, THE Benedum Airport Authority embarked on a large and ambitious project to extend its main runway and parallel taxiway. Major design components of the project included a 10,000,000 cubic yard excavation and embankment; a 2,500 foot long, 72-inch structural steel culvert; runway and taxiway pavement and lighting; repaving the existing runway; fencing; utility line relocations; storm drainage system and a new instrument landing system.

The Benedum Airport Authority also hired Honor Brothers Engineers to provide engineering design, inspection and construction management services for the construction of a 4,400 foot long (0.833 miles) access highway. This section of highway is known as Route 279, North Bridgeport Bypass.

Also, the West Virginia Army National Guard (ARNG) hired Honor Brothers Engineers to provide all phases of engineering design and inspection for the construction of the Eastern ARNG Aviation Training Site Fixed Wing Detachment at Benedum Airport. This facility consisted of a 37,200 sq. ft. training facility hangar with classroom, administrative and aircraft maintenance space, flexible and rigid paving for aircraft parking, new taxiway access to the main runway and the existing Tee Hangars, all supporting utilities, drainage structures and new access highway from U.S. Route 50. Following are pictures of the referenced projects.

BENEDUM AIRPORT VARIOUS PROJECTS

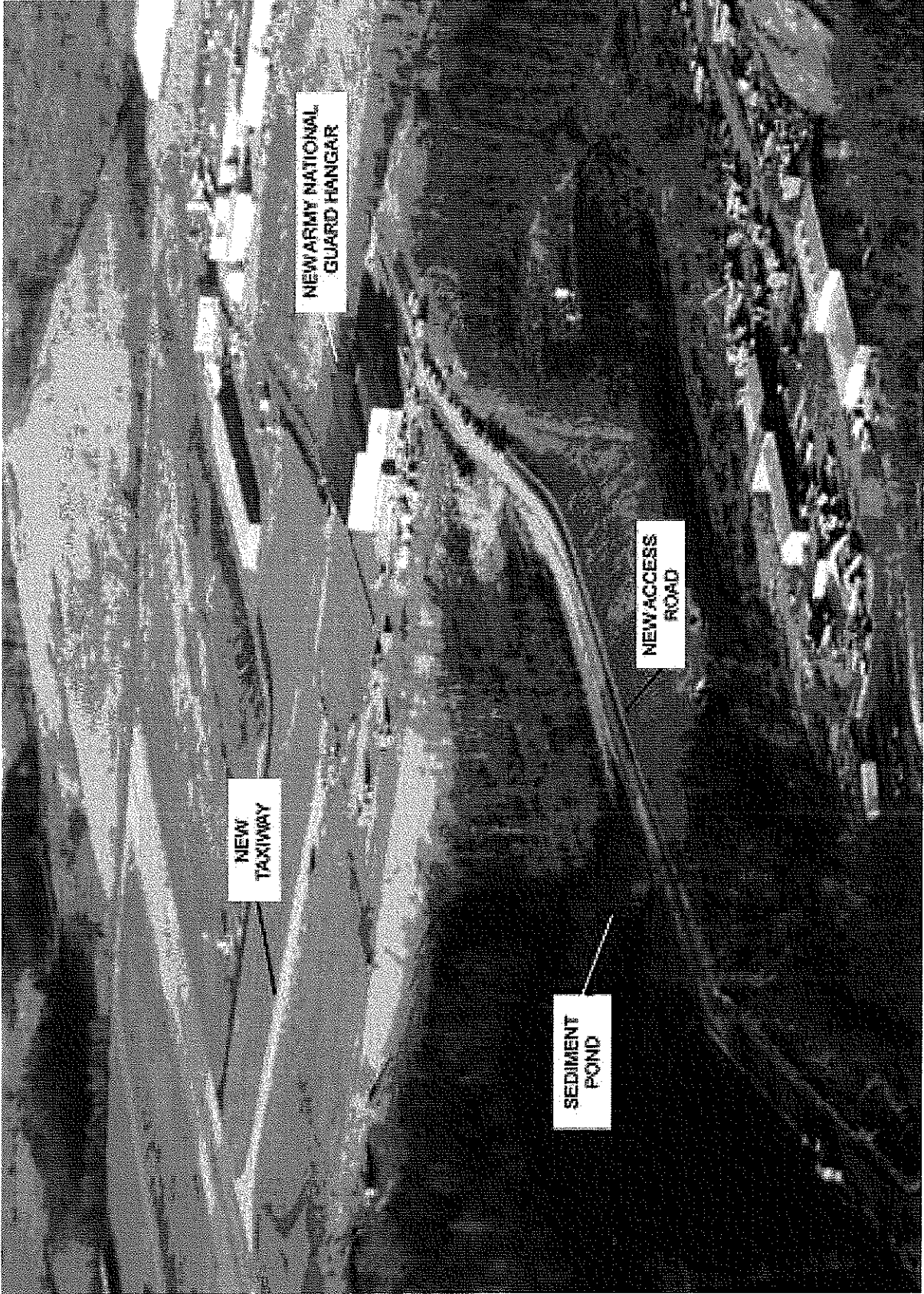




BENEDUM AIRPORT RUNWAY EXTENSION PROJECT - 1999



ROUTE 279, NORTH BRIDGEPORT BYPASS – COMPLETED IN 2000



**EASTERN ARNG FIXED WING TRAINING SITE AT BENEDUM AIRPORT
COMPLETED IN 1996**

PROFESSIONAL STAFF RESUMES

Hornor

Since 1902 **Bros. Engineers**
Civil, Environmental and Consulting Engineering

Main & Third Streets · P.O. Box 386 · Clarksburg, West Virginia 26302 ·
(304) 624-6445 · Fax (304) 624-6448 · www.HBE1902.com

PROFILE

EDUCATION

B.S., Civil Engineering, West Virginia University, 1982

REGISTRATION

Professional Engineer, West Virginia, 1987
Professional Surveyor, West Virginia, 1995

AFFILIATIONS

West Virginia Society of Professional Engineers (WVSPE)
American Society of Civil Engineering (ASCE)
National Society of Professional Engineers (NSPE)
West Virginia Rural Water Association

EXPERIENCE

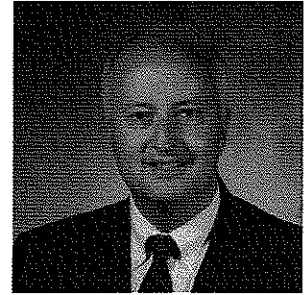
Years Experience with HBE: 25
Years Experience with Other Firms: 3

Trey Hornor, President of Hornor Brothers Engineers, combines over 20 years of design expertise with his family owned and operated company of over 100 years to help meet the needs of clients in north central West Virginia area. He upholds the highest standards in providing reliable, professional service to our customers with value driven results.

CURRENT RESPONSIBILITIES

As President of the firm, Trey is responsible for the management and execution of most of the firm's engineering assignments, assuring professional work and timely execution. Primary activities include the overall planning, design and project management of water, sewer, and land development project in West Virginia.

Paul A. Hornor III, P.E.
President



PROJECTS

Trey has been involved with the development and design of the following completed projects:

Water Systems

PROJECT	COUNTY	
Adrian Public Service District	Upshur	5 Projects
Century-Volga Public Service District	Barbour	3 Projects
Town of West Union	Doddridge	3 Projects
Mannington Public Service District	Marion	
Whitmer Water Association	Randolph	
Wetzel County Public Service District No. 1	Wetzel	3 Projects
Huttonsville Public Service District	Randolph	
Bingamon Public Service District	Harrison	
Montana Water Association	Marion	
Gilmer County Public Service District	Gilmer	2 projects
Clarksburg Water Board	Harrison	FBI Project
Gilmer County Commission (Kanawha Drive Water Project)	Gilmer	
Tri-County Water Association	Marion	
Sun Valley Public Service District	Harrison	

Sewer Systems

Design and overall project management of several sanitary systems, including a \$7,000,000 collection and treatment project for the Lumberport Area Public Service Sewer District in Harrison County.

Miscellaneous

Design and/or project oversight of land development projects comprised of earthwork and embankment, drainage, paving, erosion and sediment control and restoration. Completed projects include parking lots, residential subdivisions, commercial sites and airport development.

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PROFILE

EDUCATION

B.S.E.T. Civil Engineering, Fairmont State College,
1982

REGISTRATION

Professional Engineer, West Virginia, 1999
Professional Surveyor, West Virginia, 1990

EXPERIENCE

Years Experience with HBE: 27
Years Experience with Other Firms: 0

Tom Corathers, Project Manger for HBE has served the company in various capacities during his tenure. He is experienced and knowledgeable in the surveying, design, estimating and management of projects. Tom works closely with our clients, maintaining high standards, while providing reliable, professional service.

AFFILIATIONS

National Society of Professional Engineers (NSPE)
West Virginia Association of Land Surveyors

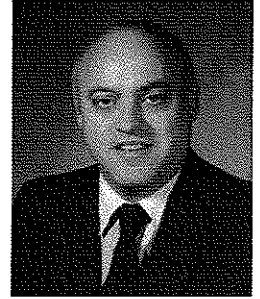
CURRENT RESPONSIBILITIES

As Project Manager, Tom is responsible for the general oversight of the office engineering, and technical and surveying work. His primary activities include planning, design, review and project management of land development, drainage, site design, sidewalk, streetscape and paving projects.

MISCELLANEOUS

Design and/or project oversight of earthwork slide correction and concrete and block retaining wall projects. As a former survey manager for the firm, Tom provides advice and counsel on surveying related issues as the need arises.

Thomas D. Corathers P.E., P.S.
Project Manager



PROJECTS

Tom has been involved with the development, design and project management of the following projects:

Sewer Projects	County
Heritage Farms Subdivision	Harrison
Valley View Subdivision	Harrison
Lumberport Area Public Sewer Service District	Harrison
John Brennan, Route 50, Quik Mart Store	Taylor

Streetscape Projects	County
City of Clarksburg Streetscape (5 projects)	Harrison
City of Bridgeport Streetscape (3 projects)	Harrison
City of Weston Streetscape (2 projects)	Lewis
City of Morgantown	Monongalia

Land Development/Subdivision Projects	County
Highland Court	Harrison
Crystal Ridge	Harrison
Heritage Farms	Harrison
Bennett Manor	Harrison
Auburn Village	Harrison
Heavenly Trails	Marion
Timber Ridge	Marion
Meadow Point	Harrison

Paving and Drainage Projects	County
United Hospital Center (6 projects)	Harrison
Fairmont State College (5 projects)	Marion
Harrison County Board of Education (2 projects)	Harrison
Town of Lost Creek (2 projects)	Harrison

Site and Infrastructure Projects	County
UHC New Hospital Site	Harrison
KLW L.L.C./Ken Woody/Smith Services	Upshur
WYK Associates/ Public Safety Sub-Station, City of Bridgeport	Harrison
Saad Mossallati/POB Facility	Harrison
Tolley Electric	Harrison
City of Clarksburg/Northview Retaining Wall	Harrison
WYK Associates/Bank of Gassoway	Braxton
WYK Associates/VA Hospital	Harrison

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PROFILE

EDUCATION

B.S. Civil Engineering, West Virginia University, 2004

REGISTRATION

FE/EIT

EXPERIENCE

Years Experience with HBE: 4 years
Years Experience with Other Firms: 2.5

Joseph Robinson, Design Engineer has a broad knowledge and experience in the following areas:

Work Experience	Details
Subdivision Design	Site grading, sanitary sewer, storm sewer, water, roads, sediment and erosion control and hydrology (HydroCAD 7.0 and TR 55 Method)
Structural Design	Pile and concrete foundations including grade beams, and timber and engineered wood beam design and connections thereof.
Design and Drafting	Drafting with LDD and Civil 3D; plan, profile and details
Engineering Management	Site plan, concept, forest conservation, wetlands, plat, planning and zoning, city, county and state review agencies
Site Design	Paving, sidewalks, curbs, drainage, utilities, erosion and sediment control

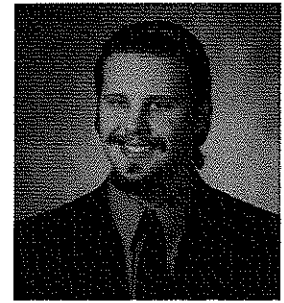
AFFILIATIONS

American Society of Civil Engineers (ASCE)
American Concrete Institute (ACI)

CURRENT RESPONSIBILITIES

As Design Engineer, Joseph is responsible for the technical design and calculations for infrastructure and site development associated with residential, commercial and industrial projects.

Joseph D. Robinson EIT
Design Engineer



PROJECTS

Joseph is currently involved with the development and design of the following projects:

Sewer Projects	County
Heritage Farms Subdivision	Harrison

Land Development/Subdivision Projects	County
UHC New Hospital Site	Harrison
Heritage Farms	Harrison

Paving and Drainage Projects	County
United Hospital Center (2 projects)	Harrison
Heritage Farms	Harrison

Streetscape Projects	County
City of Clarksburg, Business District Improvements - 2007	Harrison
City of Glenville Sidewalk Replacement Project	Gilmer

Site and Infrastructure Projects	County
UHC New Hospital Site	Harrison
KLW L.L.C./Ken Woody/Smith Services	Upshur
WYK Associates/ Public Safety Sub-Station City of Bridgeport	Harrison
Saad Mossallati/POB Facility	Harrison
Tolley Electric	Harrison
City of Clarksburg/Northview Retaining Wall	Harrison
WYK Associates/Bank of Gassoway	Braxton
Woodruff AML	Harrison
WYK Associates/VA Hospital	Harrison

MISCELLANEOUS

Computer Skills include: Microsoft Office, AutoCAD 2009, Civil 3D 2009 and LDC 2009, Risa2D, EPAnet, FEMap, HydroCAD 8.0, Adobe Photoshop CS3 Extended, HEC-RAS 4.0, Structurepoint, Acroplot, OCE Publisher, Govert Goplot, IT Networking, Mathtype 5, Windows Environment.

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PROFILE

EDUCATION

West Virginia University 1980-1984
Civil Engineering & Preparatory Courses

REGISTRATION

Professional Surveyor, West Virginia, 1990

AFFILIATIONS

West Virginia Association of Land Surveyors

EXPERIENCE

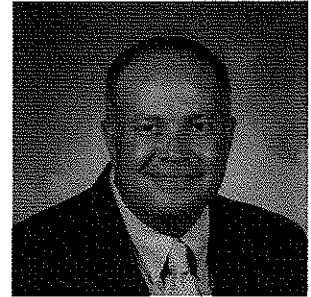
Years Experience with HBE: 18
Years Experience with Other Firms: 2

John Hornor, Survey Manager, has experience which includes waterline construction inspector duties and AutoCad operator experience for survey plats, water system mapping and site development drawings. John is also experienced as a field survey party chief for all types of land surveys, including property and topographic surveys, Alta surveys, elevation certificates, and construction stakeout.

CURRENT RESPONSIBILITIES

John directs the work of a three-person field survey crew, which includes meeting with clients to review the scope of work, courthouse research, site visits and the preparation of plats and descriptions. He also oversees the field survey operations for water and sewer projects and subdivision layout.

John W. Hornor, P.S.
Surveyor Manager



PROJECTS

John has been involved in the surveying aspect of Hornor Brothers Engineers' property, land and municipal development and waterline projects, including the following:

Project	County
United Hospital Center – Various Projects	Harrison
Charles Pointe – Various Site Development Surveys	Harrison
Highland Ridge Subdivision and Property Stakeout	Taylor
Clarksburg Water Board – Surveying and Mapping of Dam Sites	Harrison
Crystal Ridge Development/Dan Ryan Builders	Harrison
Jones Development/Fed Ex Ground	Harrison
Glimcher Group/Home Depot	Harrison
Bridgeport, Clarksburg, Weston & Morgantown Streetscape Projects	Various
Heritage Farms Subdivision and Property Stakeout	Harrison
Fairmont State College	Marion
Water Project Mapping for Whitmer Water Association, Town of West Union, Adrian PSD, Huttonsville PSD and others	Various
Casco – Toys 'R Us	Harrison
Land Management Group	Marion
Hardy County Dam Project for NRCS	Hardy
NRCS Elkwater Fork Dam Project	Randolph

REFERENCES

WATER AND SEWER REFERENCES

ADRIAN PUBLIC SERVICE DISTRICT

Don Killingsworth, Chairman
P.O. Box 87
French Creek, WV 26218
Home (304) 472-0879

BINGAMON PUBLIC SERVICE DISTRICT

Rusty Kuhens, Operator
P.O. Box 87
Wyatt, WV 26463
Phone (304) 592-0778

HUTTONSVILLE PUBLIC SERVICE DISTRICT

Bonnie Serrett, General Manager
P.O. Box 277
Mill Creek, WV 26280-0277
Phone (304) 335-2035

MT. HOPE WATER ASSOCIATION

Larry Farnsworth, President
Route 2, Box 355-G
Buckhannon, WV 26201
Phone (304) 472-0704

RURAL UTILITIES SERVICE

David E. Satterfield, State Engineer (Retired)
153 Mingo Street
Morgantown, WV 26505
Phone (304) 296-8034

TOWN OF WEST UNION

Etta Stadler, City Clerk
P.O. Box 5
West Union, WV 26456
Phone (304) 873-1400

WETZEL COUNTY PUBLIC SERVICE DISTRICT NO. 1

Forrest Tennant, Chairman
P.O. Box 36
Reader, WV 26167
Phone (304) 386-4578
Keith Nelsen, Manager, Phone (304) 386-4870

MANNINGTON PUBLIC SERVICE DISTRICT

Dave Smith
486 Flaggy Meadow Road
Mannington, WV 26582
Home (304) 986-3320

MUNICIPAL/SITE DEVELOPMENT

CITY OF BRIDGEPORT

Mr. Randy Spellman
Director of Community Development
P.O. Box 1310
Bridgeport, WV 26330
Phone (304) 842-8218

CITY OF CLARKSBURG

Mr. Anthony Bellotte, Director of Public Works
902 N. Third Street
Clarksburg, WV 26301
Phone (304) 624-1681

CITY OF MORGANTOWN

Ms. Terry Hough, City Engineer
389 Spruce Street
Morgantown, WV 26505
Phone (304) 284-7412

WYK ASSOCIATES, INC.

William E. Yoke
205 Washington Avenue
Clarksburg, WV 26301
Phone (304) 624-6326

UNITED HOSPITAL CENTER

Geoff Marshall, Vice President
Engineering Support Services
P.O. Box 1680
Clarksburg, WV 26302-1680
Phone (304) 624-2227

HERITAGE FARMS SUBDIVISION

William E. Morton, Developer
Route 3, Box 12
Bridgeport, WV 26330
Phone (304) 842-2303

RFQ No. DNR210166STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

West Virginia Code §5A-3-10a states: 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 the debt owned is an amount greater than one thousand dollars in the aggregate

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.

"Debtor" means any individual, corporation, partnership, association, Limited Liability Company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "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.

EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this 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.

Under penalty of law for false swearing (*West Virginia Code §61-5-3*), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

WITNESS THE FOLLOWING SIGNATUREVendor's Name: Hornor Brothers EngineersAuthorized Signature: *Paul C. Hornor* Date: March 26, 2010State of West VirginiaCounty of Harrison, to-wit:Taken, subscribed, and sworn to before me this 26 day of March, 2010My Commission expires November 7, 2012

AFFIX SEAL HERE

NOTARY PUBLIC

Jeanne M. Wyckoff