



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
6612C003

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
PAUL REYNOLDS 304-558-0468

VENDOR

*205130853 304-598-2067
 BUCKEYE AGGREGATES INC
 364 1/2 PATTERSON DR STE 277

 MORGANTOWN WV 26505

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
09/28/2011				

BID OPENING DATE: 10/19/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001		EA		770-06		
<p>STONE AND AGGREGATE</p> <p>REQUEST FOR QUOTATION</p> <p>OPEN END CONTRACT</p> <p>THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF HIGHWAYS IS SOLICITING BIDS FOR AN OPEN END CONTRACT TO FURNISH ALL LABOR, MATERIAL AND EQUIPMENT TO SUPPLY STONE AND AGGREGATE FOR DISTRICTS 1 THRU 10 PER THE ATTACHED SPECIFICATIONS, AND SUPPLY LABOR, MATERIAL AND EQUIPMENT NECESSARY TO SUPPLY CINDERS FOR DISTRICTS 1, 3, 4, 6 AND 7, PER THE ATTACHED SPECIFICATIONS.</p> <p>TECHNICAL QUESTIONS CONCERNING THIS SOLICITATION MUST BE SUBMITTED IN WRITING TO PAUL REYNOLDS IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA MAIL AT THE ADDRESS SHOWN IN THE BODY OF THIS RFQ, VIA FAX AT 304-558-4115, OR VIA EMAIL AT PAUL.REYNOLDS@WV.GOV. ATTACHED FIND A WORD DOCUMENT FOR SUBMITTING TECHNICAL QUESTIONS. DEADLINE FOR ALL TECHNICAL QUESTIONS IS 10/12/2011 AT THE CLOSE OF BUSINESS. ANY TECHNICAL QUESTIONS RECEIVED WILL BE ANSWERED BY FORMAL ADDENDUM TO BE ISSUED BY THE PURCHASING DIVISION AFTER THE DEADLINE HAS LAPSED.</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE UPON AWARD AND EXTENDS FOR A PERIOD OF FOUR MONTHS</p>						



SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Gene M. Reed</i>	TELEPHONE 304-598-2067	DATE 10/17/11
TITLE V. Pres.	FEIN 34-1873371	ADDRESS CHANGES TO BE NOTED ABOVE

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

GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

1. Awards will be made in the best interest of the State of West Virginia.
 2. The State may accept or reject in part, or in whole, any bid.
 3. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
 4. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods this Purchase Order/Contract becomes void and of no effect after June 30.
 5. Payment may only be made after the delivery and acceptance of goods or services.
 6. Interest may be paid for late payment in accordance with the *West Virginia Code*.
 7. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
 8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
 9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
 10. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern the purchasing process.
 11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
 12. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
 13. **HIPAA BUSINESS ASSOCIATE ADDENDUM:** The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at www.state.wv.us/admin/purchase/vrc/hipaa.htm and is hereby made part of the agreement. Provided that the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
 14. **CONFIDENTIALITY:** The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures, and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.
 15. **LICENSING:** Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, and the West Virginia Insurance Commission. The vendor must provide all necessary releases to obtain information to enable the director or spending unit to verify that the vendor is licensed and in good standing with the above entities.
 16. **ANTITRUST:** In submitting a bid to any agency for the State of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the State of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the State of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the State of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.
- I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership, or person or entity submitting a bid for the same material, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

INSTRUCTIONS TO BIDDERS

1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
2. Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
3. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
4. All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130
5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



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<p>OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICE SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Gene M. Kural</i>	304-598-2067	10/17/11
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
V. Pres.	34-1873371	

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<p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</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>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 05/26/2009</p> <p>EXHIBIT 4</p> <p>LOCAL GOVERNMENT BODIES: UNLESS THE VENDOR INDICATES IN THE BID HIS REFUSAL TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO COUNTY, SCHOOL, MUNICIPAL AND OTHER LOCAL GOVERNMENT BODIES, THE BID SHALL EXTEND TO POLITICAL SUBDIVISIONS OF THE STATE OF WEST</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>Gene M. Kucal</i>	304-598-2067	10/17/11	
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V. Pres.	34-1873371		

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<p>VIRGINIA. IF THE VENDOR DOES NOT WISH TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO ALL POLITICAL SUBDIVISIONS OF THE STATE, THE VENDOR MUST CLEARLY INDICATE SUCH REFUSAL IN HIS BID. SUCH REFUSAL SHALL NOT PREJUDICE THE AWARD OF THIS CONTRACT IN ANY MANNER.</p> <p>REV. 3/88</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.</p> <p style="text-align: center;">NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p style="text-align: center;">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: PAUL REYNOLDS FILE 33</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Dore M. Kead</i>	304-598-2067	10/17/11
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
V. Pres.	34-1873371	

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				BID OPENING DATE:		
				BID OPENING TIME:		
				PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:		
				304-598-2067		
				CONTACT PERSON (PLEASE PRINT CLEARLY):		
				Gene Kiral		
				***** THIS IS THE END OF RFQ 6612C003 ***** TOTAL:		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Gene M. Kiral</i>	304-598-2067	10/17/11
TITLE	REIN	ADDRESS CHANGES TO BE NOTED ABOVE
V. Pres.	34-1873371	

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

14. BIDDING SCHEDULE

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W)

- a) SOURCE OF MATERIAL (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

Shelly Materials

Marietta, OH

- b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.
Rt. 7-north of Marietta, OH

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Items A-W</u> <u>F.O.B. Vendor's Storage Site</u>		
		<u>LIMESTONE</u> <u>SANDSTONE,</u> <u>GRAVEL, SAND</u>	<u>BLAST</u> <u>FURNACE</u> <u>SLAG</u>	<u>STEEL</u> <u>SLAG</u>
A	Class 1 Aggregate	_____	_____	_____
B	Class 2 Aggregate	_____	_____	_____
C	Class 10 Aggregate	_____	_____	_____
D	AASHTO No. 1 Aggregate	_____	_____	_____
E	AASHTO No. 3 Aggregate	_____	_____	_____
F	AASHTO No. 4 Aggregate	_____	_____	_____
G	AASHTO No. 467 Aggregate	_____	_____	_____
H	AASHTO No. 57 Aggregate	_____	_____	_____
I	AASHTO No. 67 Aggregate	_____	_____	_____
J	AASHTO No. 7 Aggregate	_____	_____	_____
K	AASHTO No. 8 Aggregate	_____	_____	_____
L	AASHTO No. 9 Aggregate	_____	_____	_____
M	Stone for Gabions	_____	_____	_____
N	Fine Aggregate	_____	_____	_____
O	Standard Abrasives	\$ 6.15	_____	_____
P	Modified Abrasives	_____	_____	_____
Q	Riprap	_____	_____	_____
R	Shot Rock	_____	_____	_____

NOTE: VENDOR SHOULD TYPE BID SCHEDULE

The "Bid Schedule" is available for download on Purchasing's Web site at www.state.wv.us/admin/purchase

BIDDING SCHEDULE (Continued)

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W) (Continued)

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site</u>		
		<u>LIMESTONE SANDSTONE, GRAVEL, SAND</u>	<u>BLAST FURNACE SLAG</u>	<u>STEEL SLAG</u>
S	AASHTO No. 8 Modified	_____	_____	_____
T	AASHTO No. 9 Modified	_____	_____	_____
U	Pea Gravel	_____	_____	_____
V	No. 11 Limestone Abrasives	_____	_____	_____
W	Quarry Waste	_____	_____	_____
X	Haul by Vendor (Items A-W Except for Items Q and R): @ <u>3.00</u> \$ for First Ton-Mile @ <u>.12</u> \$ for Each Additional Ton Mile			
Y	Haul by Vendor (Items R and/or Q only): @ _____ \$ for First Ton-Mile @ _____ \$ for Each Additional Ton-Mile			

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Item AA F.O.B. Vendor's Storage Site</u>
AA	Cinders (See Note 1.)	_____

Note 1: Bid price shall include cost of Vendor Loading Department trucks.

c) SOURCE OF MATERIAL Name and Location of plant which produces material for Item AA:

d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) for Item AA. A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

14. BIDDING SCHEDULE DISTRICT THREE 6612C003

VENDOR NAME Buckeye Aggregates, Inc.

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F.O.B. DOH Storage Site

CALHOUN COUNTY

A	Class 1	3600	Millstone
E	No. 3	1800	Millstone
G	No. 467	5000	Millstone
I	No. 67	2500	Millstone
M	Gabion Stone	600	Millstone
O	Standard Abr.	2500	Millstone
S	No. 8 Modified	1150	Millstone

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
\$19.29		

JACKSON COUNTY

A	Class 1	10000	Ripley
D	No. 1	500	Ripley
E	No. 3	2000	Ripley
G	No. 467	9000	Ripley
I	No. 67	3000	Ripley
M	Gabion Stone	750	Ripley
O	Standard Abr.	3000	Ripley
Q	Riprap	250	Ripley
S	No. 8 Modified	1500	Ripley
T	No. 9 Modified	1500	Ripley

JACKSON COUNTY (I-77)

O	Standard Abr.	750	Medina - I-77
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PLEASANTS COUNTY

A	Class 1	5000	Colin Anderson Lot
D	No. 1	1500	Colin Anderson Lot
E	No. 3	1500	Colin Anderson Lot
G	No. 467	1000	Colin Anderson Lot
I	No. 67	1000	Colin Anderson Lot
M	Gabion Stone	2000	Colin Anderson Lot
S	No. 8 Modified	1000	Colin Anderson Lot
T	No. 9 Modified	1000	Colin Anderson Lot

PLEASANTS COUNTY

O	Standard Abr.	1000	Belmont
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13.15		
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14. BIDDING SCHEDULE DISTRICT THREE 6612C003

VENDOR NAME Buckeye Aggregates, Inc.

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site		
				LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
<u>RITCHIE COUNTY</u>						
A	Class 1	5000	Ellenboro			
C	Class 10	7500	Ellenboro			
D	No. 1	1000	Ellenboro			
E	No. 3	4000	Ellenboro			
G	No. 467	5000	Ellenboro			
I	No. 67	7000	Ellenboro			
K	No. 8	4000	Ellenboro			
L	No. 9	1000	Ellenboro			
M	Gabion Stone	1000	Ellenboro			
O	Standard Abr.	5000	Ellenboro	\$13.54		
<u>RITCHIE CO. (CORR.D.SEC.1) PENNSBORO</u>						
O	Standard Abr.	1000	Pennsboro	13.86		
<u>RITCHIE COUNTY</u>						
K	No. 8	1000	Smithville			
O	Standard Abr.	1000	Smithville	15.00		
<u>RITCHIE COUNTY (CORR.D.SEC.0)</u>						
O	Standard Abr.	800	Nutter Farm	13.95		
<u>ROANE COUNTY</u>						
A	Class 1	9000	Spencer			
D	No. 1	3000	Spencer			
E	No. 3	4000	Spencer			
G	No. 467	6400	Spencer			
H	No. 57	6000	Spencer			
I	No. 67	2000	Spencer			
K	No. 8	4000	Spencer			
L	No. 9	1000	Spencer			
M	Gabion Stone	1500	Spencer			
O	Standard Abr.	2200	Spencer			
S	No. 8 Modified	3000	Spencer			
<u>ROANE COUNTY</u>						
L	No. 9	2000	Spencer - Rt. 33			

14. BIDDING SCHEDULE DISTRICT THREE 6612C003

VENDOR NAME Buckeye Aggregates, Inc.

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
---------------	--------------------------	---------------------------	------------------------------

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

ROANE COUNTY

A	Class 1	3550	Left Hand - Walton
D	No. 1	2000	Left Hand - Walton
E	No. 3	2000	Left Hand - Walton
G	No. 467	3000	Left Hand - Walton
H	No. 57	3000	Left Hand - Walton
I	No. 67	2000	Left Hand - Walton
L	No. 9	1000	Left Hand - Walton
O	Standard Abr.	500	Left Hand - Walton

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG

ROANE COUNTY

O	Standard Abr.	500	Southern Roane - WV 36
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WIRT COUNTY

O	Standard Abr.	1500	Elizabeth Headquarters
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\$14.86		
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WIRT COUNTY

A	Class 1	4200	Elizabeth - WV CR 14/7
D	No. 1	250	Elizabeth - WV CR 14/7
E	No. 3	1500	Elizabeth - WV CR 14/7
F	No. 4	1500	Elizabeth - WV CR 14/7
G	No. 467	1500	Elizabeth - WV CR 14/7
I	No. 67	1800	Elizabeth - WV CR 14/7
S	No. 8 Modified	1000	Elizabeth - WV CR 14/7
T	No. 9 Modified	2000	Elizabeth - WV CR 14/7

WOOD COUNTY

A	Class 1	10000	Parkersburg Co. Hqtrs.
D	No. 1	1000	Parkersburg Co. Hqtrs.
E	No. 3	3000	Parkersburg Co. Hqtrs.
F	No. 4	2500	Parkersburg Co. Hqtrs.
H	No. 57	1000	Parkersburg Co. Hqtrs.
J	No. 7	2000	Parkersburg Co. Hqtrs.
K	No. 8	4000	Parkersburg Co. Hqtrs.
M	Gabion Stone	400	Parkersburg Co. Hqtrs.
O	Standard Abr.	4000	Parkersburg Co. Hqtrs.
S	No. 8 Modified	6000	Parkersburg Co. Hqtrs.
T	No. 9 Modified	2000	Parkersburg Co. Hqtrs.

12.49		

14. BIDDING SCHEDULE DISTRICT FOUR 6612C003

VENDOR NAME Buckeye Aggregates

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F.O.B. DOH Storage Site

HARRISON COUNTY (I-79)

A	Class 1	1000	Saltwell
K	No. 8	3000	Saltwell
L	No. 9	2000	Saltwell
R	Shot Rock	500	Saltwell

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG

HARRISON COUNTY (I-79)

A	Class 1	1000	Lost Creek
K	No. 8	3000	Lost Creek
L	No. 9	3000	Lost Creek
M	Gabion Stone	500	Lost Creek
O	Standard Abr.	3000	Lost Creek
P	Modified Abr.	3000	Lost Creek
R	Shot Rock	500	Lost Creek

\$19.32		

MARION COUNTY

A	Class 1	10000	Fairmont
B	Class 2	4000	Fairmont
D	No. 1	2000	Fairmont
E	No. 3	2000	Fairmont
G	No. 467	4000	Fairmont
H	No. 57	1000	Fairmont
K	No. 8	4000	Fairmont
L	No. 9	4000	Fairmont
M	Gabion Stone	1000	Fairmont
N	Fine Aggregate	4000	Fairmont
O	Standard Abr.	4000	Fairmont
P	Modified Abr.	4000	Fairmont
R	Shot Rock	500	Fairmont
W	Quarry Waste	100	Fairmont

19.32		

MARION COUNTY

A	Class 1	3000	Mannington
B	Class 2	2000	Mannington
D	No. 1	1000	Mannington
G	No. 467	1000	Mannington
H	No. 57	1000	Mannington
K	No. 8	3000	Mannington
L	No.9	3000	Mannington
M	Gabion Stone	500	Mannington
N	Fine Aggregate	3000	Mannington
O	Standard Abr.	3000	Mannington
P	Modified Abr.	3000	Mannington
R	Shot Rock	500	Mannington
W	Quarry Waste	100	Mannington

22.41		

14. BIDDING SCHEDULE DISTRICT FOUR 6612C003

VENDOR NAME Buckeye Aggregates

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site	Bid Price (\$/Ton) F.O.B. DOH Storage Site		
<u>MONONGALIA COUNTY</u>				LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1	5000	Ridgedale - US 119S			
B	Class 2	1000	Ridgedale - US 119S			
D	No. 1	1500	Ridgedale - US 119S			
G	No. 467	2000	Ridgedale - US 119S			
H	No. 57	500	Ridgedale - US 119S			
K	No. 8	2000	Ridgedale - US 119S			
L	No. 9	3000	Ridgedale - US 119S			
M	Gabion Stone	300	Ridgedale - US 119S			
N	Fine Aggregate	3000	Ridgedale - US 119S			
O	Standard Abr.	3000	Ridgedale - US 119S			
P	Modified Abr.	3000	Ridgedale - US 119S			
R	Shot Rock	250	Ridgedale - US 119S			
S	No. 8 Modified	1000	Ridgedale - US 119S			
W	Quarry Waste	100	Ridgedale - US 119S			

<u>MONONGALIA COUNTY</u>						
A	Class 1	2000	Pentress			
B	Class 2	2000	Pentress			
D	No. 1	2000	Pentress			
G	No. 467	4000	Pentress			
H	No. 57	1000	Pentress			
K	No. 8	3000	Pentress			
L	No. 9	3000	Pentress			
M	Gabion Stone	500	Pentress			
N	Fine Aggregate	3000	Pentress			
O	Standard Abr.	3000	Pentress	\$22.73		
P	Modified Abr.	3000	Pentress			
R	Shot Rock	500	Pentress			
W	Quarry Waste	100	Pentress			

<u>MONONGALIA COUNTY</u>						
A	Class 1	1000	Goshen Road			
K	No. 8	3000	Goshen Road			
L	No. 9	1000	Goshen Road			
M	Gabion Stone	500	Goshen Road			
N	Fine Aggregate	1000	Goshen Road			
O	Standard Abr.	1000	Goshen Road			
P	Modified Abr.	1000	Goshen Road			
R	Shot Rock	500	Goshen Road			

14. BIDDING SCHEDULE

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W)

- a) SOURCE OF MATERIAL (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

National Lime & Stone
Carey, OH

- b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

Rt. 7-Bellaire, OH

Contract Item	Description of Material	Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site		
		LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1 Aggregate	\$17.00		
B	Class 2 Aggregate			
C	Class 10 Aggregate			
D	AASHTO No. 1 Aggregate			
E	AASHTO No. 3 Aggregate			
F	AASHTO No. 4 Aggregate			
G	AASHTO No. 467 Aggregate			
H	AASHTO No. 57 Aggregate	17.50		
I	AASHTO No. 67 Aggregate			
J	AASHTO No. 7 Aggregate			
K	AASHTO No. 8 Aggregate			
L	AASHTO No. 9 Aggregate			
M	Stone for Gabions			
N	Fine Aggregate			
O	Standard Abrasives			
P	Modified Abrasives			
Q	Riprap			
R	Shot Rock			

NOTE: VENDOR SHOULD TYPE BID SCHEDULE

The "Bid Schedule" is available for download on Purchasing's Web site at www.state.wv.us/admin/purchase

BIDDING SCHEDULE (Continued)

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W) (Continued)

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site</u>		
		<u>LIMESTONE SANDSTONE, GRAVEL, SAND</u>	<u>BLAST FURNACE SLAG</u>	<u>STEEL SLAG</u>
S	AASHTO No. 8 Modified	_____	_____	_____
T	AASHTO No. 9 Modified	_____	_____	_____
U	Pea Gravel	_____	_____	_____
V	No. 11 Limestone Abrasives	_____	_____	_____
W	Quarry Waste	_____	_____	_____
X	Haul by Vendor (Items A-W Except for Items Q and R): @ <u>3.00</u> \$ for First Ton-Mile @ <u>.12</u> \$ for Each Additional Ton Mile			
Y	Haul by Vendor (Items R and/or Q only): @ _____ \$ for First Ton-Mile @ _____ \$ for Each Additional Ton-Mile			

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Item AA F.O.B. Vendor's Storage Site</u>
AA	Cinders (See Note 1.)	_____

Note 1: Bid price shall include cost of Vendor Loading Department trucks.

c) SOURCE OF MATERIAL Name and Location of plant which produces material for Item AA:

d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) for Item AA. A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

14. BIDDING SCHEDULE DISTRICT SIX 6612C003

VENDOR NAME Buckeye Aggregates, Inc.

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F.O.B. DOH Storage Site

MARSHALL COUNTY

A	Class 1	5000	Sand Hill
D	No. 1	500	Sand Hill
E	No. 3	800	Sand Hill
G	No. 467	500	Sand Hill
H	No. 57	200	Sand Hill
I	No. 67	500	Sand Hill
J	No. 7	500	Sand Hill
K	No. 8	500	Sand Hill
L	No. 9	500	Sand Hill
M	Gabion Stone	500	Sand Hill
N	Fine Aggregate	100	Sand Hill
O	Standard Abr.	1000	Sand Hill
P	Modified Abr.	1000	Sand Hill
R	Shot Rock	500	Sand Hill
S	No. 8 Modified	2000	Sand Hill

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG

OHIO COUNTY

A	Class 1	6000	Triadelphia
D	No. 1	1500	Triadelphia
E	No. 3	1000	Triadelphia
G	No. 467	1000	Triadelphia
H	No. 57	2000	Triadelphia
I	No. 67	8000	Triadelphia
J	No. 7	1500	Triadelphia
K	No. 8	6000	Triadelphia
L	No. 9	1000	Triadelphia
M	Gabion Stone	1000	Triadelphia
N	Fine Aggregate	100	Triadelphia
O	Standard Abr.	6000	Triadelphia
P	Modified Abr.	6000	Triadelphia
Q	Riprap	1000	Triadelphia
R	Shot Rock	1000	Triadelphia
S	No. 8 Modified	2000	Triadelphia

\$21.75		
22.25		

OHIO COUNTY

N	Fine Aggregate	2000	Elm Grove
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14. BIDDING SCHEDULE

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W)

- a) SOURCE OF MATERIAL (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

Tube City IMS

Mingo Junction, OH

- b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

200 Commercial Avenue

Mingo Junction, OH

Contract Item	Description of Material	Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site		
		LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1 Aggregate		\$9.25	
B	Class 2 Aggregate			
C	Class 10 Aggregate			
D	AASHTO No. 1 Aggregate			
E	AASHTO No. 3 Aggregate			
F	AASHTO No. 4 Aggregate			
G	AASHTO No. 467 Aggregate			
H	AASHTO No. 57 Aggregate		9.50	
I	AASHTO No. 67 Aggregate			
J	AASHTO No. 7 Aggregate			
K	AASHTO No. 8 Aggregate			
L	AASHTO No. 9 Aggregate			
M	Stone for Gabions			
N	Fine Aggregate			
O	Standard Abrasives			
P	Modified Abrasives			
Q	Riprap			
R	Shot Rock			

NOTE: VENDOR SHOULD TYPE BID SCHEDULE

The "Bid Schedule" is available for download on Purchasing's Web site at www.state.wv.us/admin/purchase

BIDDING SCHEDULE (Continued)

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W) (Continued)

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site</u>		
		<u>LIMESTONE SANDSTONE, GRAVEL, SAND</u>	<u>BLAST FURNACE SLAG</u>	<u>STEEL SLAG</u>
S	AASHTO No. 8 Modified	_____	_____	_____
T	AASHTO No. 9 Modified	_____	_____	_____
U	Pea Gravel	_____	_____	_____
V	No. 11 Limestone Abrasives	_____	_____	_____
W	Quarry Waste	_____	_____	_____
X	Haul by Vendor (Items A-W Except for Items Q and R): @ <u>3.00</u> \$ for First Ton-Mile @ <u>.12</u> \$ for Each Additional Ton Mile			
Y	Haul by Vendor (Items R and/or Q only): @ _____ \$ for First Ton-Mile @ _____ \$ for Each Additional Ton-Mile			

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Item AA F.O.B. Vendor's Storage Site</u>
AA	Cinders (See Note 1.)	_____

Note 1: Bid price shall include cost of Vendor Loading Department trucks.

c) SOURCE OF MATERIAL Name and Location of plant which produces material for Item AA:

d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) for Item AA. A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

14. BIDDING SCHEDULE DISTRICT SIX 6612C003

VENDOR NAME Buckeye Aggregates, Inc.

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F.O.B. DOH Storage Site

MARSHALL COUNTY

A	Class 1	5000	Sand Hill
D	No. 1	500	Sand Hill
E	No. 3	800	Sand Hill
G	No. 467	500	Sand Hill
H	No. 57	200	Sand Hill
I	No. 67	500	Sand Hill
J	No. 7	500	Sand Hill
K	No. 8	500	Sand Hill
L	No. 9	500	Sand Hill
M	Gabion Stone	500	Sand Hill
N	Fine Aggregate	100	Sand Hill
O	Standard Abr.	1000	Sand Hill
P	Modified Abr.	1000	Sand Hill
R	Shot Rock	500	Sand Hill
S	No. 8 Modified	2000	Sand Hill

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
	\$18.55	
	18.60	

OHIO COUNTY

A	Class 1	6000	Triadelphia
D	No. 1	1500	Triadelphia
E	No. 3	1000	Triadelphia
G	No. 467	1000	Triadelphia
H	No. 57	2000	Triadelphia
I	No. 67	8000	Triadelphia
J	No. 7	1500	Triadelphia
K	No. 8	6000	Triadelphia
L	No. 9	1000	Triadelphia
M	Gabion Stone	1000	Triadelphia
N	Fine Aggregate	100	Triadelphia
O	Standard Abr.	6000	Triadelphia
P	Modified Abr.	6000	Triadelphia
Q	Riprap	1000	Triadelphia
R	Shot Rock	1000	Triadelphia
S	No. 8 Modified	2000	Triadelphia

	16.55	
	16.60	

OHIO COUNTY

N	Fine Aggregate	2000	Elm Grove
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14. BIDDING SCHEDULE

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W)

- a) SOURCE OF MATERIAL (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

Phoenix Services LLC
Weirton, WV

- b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

900 Pennsylvania Avenue
Weirton, WV

Contract Item	Description of Material	Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site		
		LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1 Aggregate			\$7.00
B	Class 2 Aggregate			
C	Class 10 Aggregate			
D	AASHTO No. 1 Aggregate			
E	AASHTO No. 3 Aggregate			
F	AASHTO No. 4 Aggregate			
G	AASHTO No. 467 Aggregate			
H	AASHTO No. 57 Aggregate			
I	AASHTO No. 67 Aggregate			
J	AASHTO No. 7 Aggregate			
K	AASHTO No. 8 Aggregate			
L	AASHTO No. 9 Aggregate			
M	Stone for Gabions			
N	Fine Aggregate			
O	Standard Abrasives			
P	Modified Abrasives			
Q	Riprap			
R	Shot Rock			

NOTE: VENDOR SHOULD TYPE BID SCHEDULE

The "Bid Schedule" is available for download on Purchasing's Web site at www.state.wv.us/admin/purchase

BIDDING SCHEDULE (Continued)

VENDOR NAME: Buckeye Aggregates, Inc.

14.1 Bidding F.O.B. Vendor's Storage Site (Items A-W) (Continued)

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Items A-W F.O.B. Vendor's Storage Site</u>		
		<u>LIMESTONE SANDSTONE, GRAVEL, SAND</u>	<u>BLAST FURNACE SLAG</u>	<u>STEEL SLAG</u>
S	AASHTO No. 8 Modified	_____	_____	_____
T	AASHTO No. 9 Modified	_____	_____	_____
U	Pea Gravel	_____	_____	_____
V	No. 11 Limestone Abrasives	_____	_____	_____
W	Quarry Waste	_____	_____	_____
X	Haul by Vendor (Items A-W Except for Items Q and R): @ <u>3.00</u> \$ for First Ton-Mile @ <u>.12</u> \$ for Each Additional Ton Mile			
Y	Haul by Vendor (Items R and/or Q only): @ _____ \$ for First Ton-Mile @ _____ \$ for Each Additional Ton-Mile			

<u>Contract Item</u>	<u>Description of Material</u>	<u>Bid Price per Ton Item AA F.O.B. Vendor's Storage Site</u>
AA	Cinders (See Note 1.)	_____

Note 1: Bid price shall include cost of Vendor Loading Department trucks.

c) SOURCE OF MATERIAL Name and Location of plant which produces material for Item AA:

d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) for Item AA. A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

14. BIDDING SCHEDULE DISTRICT SIX 6612C003

VENDOR NAME Buckeye Aggregates, Inc.

14.2 Bidding F.O.B. Division's Storage Site

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
<u>MARSHALL COUNTY</u>			
A	Class 1	5000	Sand Hill
D	No. 1	500	Sand Hill
E	No. 3	800	Sand Hill
G	No. 467	500	Sand Hill
H	No. 57	200	Sand Hill
I	No. 67	500	Sand Hill
J	No. 7	500	Sand Hill
K	No. 8	500	Sand Hill
L	No. 9	500	Sand Hill
M	Gabion Stone	500	Sand Hill
N	Fine Aggregate	100	Sand Hill
O	Standard Abr.	1000	Sand Hill
P	Modified Abr.	1000	Sand Hill
R	Shot Rock	500	Sand Hill
S	No. 8 Modified	2000	Sand Hill

Bid Price (\$/Ton) F.O.B. DOH Storage Site		
LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
		\$17.30

<u>OHIO COUNTY</u>			
A	Class 1	6000	Triadelphia
D	No. 1	1500	Triadelphia
E	No. 3	1000	Triadelphia
G	No. 467	1000	Triadelphia
H	No. 57	2000	Triadelphia
I	No. 67	8000	Triadelphia
J	No. 7	1500	Triadelphia
K	No. 8	6000	Triadelphia
L	No. 9	1000	Triadelphia
M	Gabion Stone	1000	Triadelphia
N	Fine Aggregate	100	Triadelphia
O	Standard Abr.	6000	Triadelphia
P	Modified Abr.	6000	Triadelphia
Q	Riprap	1000	Triadelphia
R	Shot Rock	1000	Triadelphia
S	No. 8 Modified	2000	Triadelphia

		15.20

<u>OHIO COUNTY</u>			
N	Fine Aggregate	2000	Elm Grove

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State of West Virginia

VENDOR PREFERENCE CERTIFICATE

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

- 1. Application is made for 2.5% resident vendor preference for the reason checked: Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, X Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or, Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,

- 2. Application is made for 2.5% resident vendor preference for the reason checked: X Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,

- 3. Application is made for 2.5% resident vendor preference for the reason checked: X Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,

- 4. Application is made for 5% resident vendor preference for the reason checked: Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,

- 5. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,

- 6. Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: Buckeye Aggregates, Inc. Signed: [Signature] Title: V. Pres. Date: 10/17/11

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.

RFQ No. 6612C003

STATE 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 exceed 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 SIGNATURE

Vendor's Name: Buckeye Aggregates, Inc.

Authorized Signature: *[Signature]* Date: 10/17/11

State of WEST VIRGINIA

County of MONONGAHEA, to-wit:

Taken, subscribed, and sworn to before me this 17th day of OCTOBER 2011

My Commission expires AUGUST 1, 2012

AFFIX SEAL HERE

NOTARY PUBLIC *[Signature]*

