



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

**Solicitation**

NUMBER
GSD146417

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
GUY NISBET 304-558-2596

VENDOR

**Nitro Mechanical**  
**Attn: Randy Barnett**  
**4300 First Ave. 2nd. floor**  
**Nitro, WV. 25143**

SHIP TO

DEPARTMENT OF ADMINISTRATION  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED
02/25/2014

BID OPENING DATE: 03/18/2014

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO.01						
ADDENDUM ISSUED FOR THE ABOVE SOLICITATION TO PUBLISH AND DISTRIBUTE THE ATTACHED INFORMATION TO THE VENDOR COMMUNITY.						
0001	1	LS		936-75		
LOW PRESSURE BOILER INSPECTION AND MAINTENANCE.						
***** THIS IS THE END OF RFQ GSD146417 ***** TOTAL:						\$11,289.60
03/18/14 12:00:18PM West Virginia Purchasing Division						

NITRO ELECTRIC CO.  
 FEB 27 REC'D  
 RECEIVED

SIGNATURE	TELEPHONE 304-204-1500	DATE 03/18/2014
TITLE PROJECT MANAGER	FEIN 20 8844160	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO SOLICITATION, 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

**Solicitation**

NUMBER
GSD146417

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
GUY NISBET
304-558-2596

\*709060507 304-204-1512

NITRO ELECTRIC COMPANY INC  
 4300 #2 FIRST AVE

NITRO WV 25143

V  
E  
N  
D  
O  
R

DEPARTMENT OF ADMINISTRATION  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

S  
H  
I  
P  
T  
O

DATE PRINTED
02/04/2014

BID OPENING DATE: 03/18/2014

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		936-75		
<p>LOW PRESSURE BOILER INSPECTION AND MAINTENANCE.</p> <p>REQUEST FOR QUOTATION (RFQ)</p> <p>THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, WEST VIRGINIA DEPARTMENT OF ADMINISTRATION'S, GENERAL SERVICES DIVISION IS SOLICITING BIDS TO ESTABLISH A CONTRACT FOR: ANNUAL INSPECTION, CLEANING AND MAINTENANCE FOR LOW PRESSURE BOILERS LOCATED IN VARIOUS AGENCY OWNED BUILDINGS AROUND THE STATE. PER THE SPECIFICATIONS, TERMS &amp; CONDITIONS AS ATTACHED.</p>						
***** THIS IS THE END OF RFQ GSD146417 ***** TOTAL:						\$11,289.60

SIGNATURE <i>[Signature]</i>		TELEPHONE 304-204-1500	DATE 03/18/2014
TITLE PROJECT MANAGER	FEIN 20 8844160	ADDRESS CHANGES TO BE NOTED ABOVE	

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

Name of Bidder: NITRO ELECTRIC COMPANY INC.

We, the bidder, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby propose to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding Documents.

**BASE BID:** All labor, materials and equipment as stipulated in the Bidding Documents.

**This project is a single project and will be awarded in whole. For accounting purposes only, please provide your cost per building.**

LOCATION	BID
Building 6, 1900 Kanawha Blvd E, Charleston, WV	2,531.20
Building 16 2100 Washington Street East(Daycare),Charleston	632.00
Building 17 2101 Washington Street , Charleston	752.00
Building 22, 1001 Lee St, Charleston	1,073.60
Building 23, 407 Neville Street, Beckley	1,184.00
Building 25, 57th and Avery, Parkersburg	1,224.00
Building 36, 321 Capitol St, Charleston	1,073.60
Building 37, 610 57th St, Charleston	1,073.60
Building 84, 1409 Greenbrier St., Charleston, WV	632.00
Building 86 102 Smith Street (Old Greenbrooke), Charleston	1,113.60
<b>BASE BID AMOUNT for Low Pressure Boiler Inspection, Cleaning and Repair and other specified work:</b>	<b>\$ 11,289.60</b>

**References**

Reference Name: David Parsons

Position:

Address: WV GSD Building 11

Telephone Number: 304-558-0689

Project Name: Boiler PM - Maintenance

Project Description: Boiler PM

Reference Name: Tom Watts

Position: Chief Engineer

Address: ARH Hospital, Beckley WV

Telephone Number: 304-573-5738

Project Name: Boiler Annual PM

Project Description: Annual Boiler Services

Reference Name: John Ipollito

Position: President - Combustion Equipment

Address: Gibsonia PA

Telephone Number: 800-762-1651

Project Name: Bryan Boiler

Project Description: New Equipment Start up and Commissioning



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

STATE OF WEST VIRGINIA

COUNTY OF PUTNAM, TO-WIT:

I, CINDI LESTER, after being first duly sworn, depose and state as follows:

- 1. I am an employee of NITRO ELECTRIC COMPANY INC.; and,
2. I do hereby attest that NITRO ELECTRIC COMPANY INC.

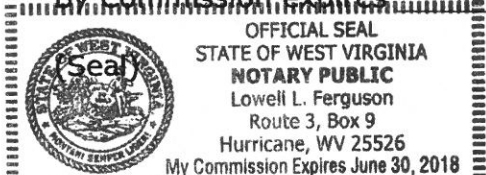
maintains a valid written drug free workplace policy and that such policy is in compliance with West Virginia Code §21-1D-5.

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

NITRO ELECTRIC COMPANY INC,
By: Cindi Lester
Title: SAFETY DIRECTOR
Date: 3/18/2014

Taken, subscribed and sworn to before me this 18th day of MARCH.

By Commission expires June 30, 2018



(Notary Public)

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

PRE-BID CONFERENCE

**SIGN IN SHEET**

**GSD146417**

Request for Quotation Number: \_\_\_\_\_

Date: \_\_\_\_\_

2/24/2014

**PLEASE PRINT LEGIBLY. THIS INFORMATION IS ESSENTIAL TO CONTACT THE ATTENDEES IN A TIMELY MANNER. FAILURE TO DO SO MAY RESULT IN DELAYS IN YOUR COMPANY GETTING IMPORTANT BID INFORMATION.**

Firm Name:	ELCO MECHANICAL CONTRACTORS
Firm Address:	1510 COONSKIN DR CHAR. WV 25311
Representative Attending:	Ron King
Phone Number:	304-346-0546
Fax Number:	304-346-0548
Email Address:	RONALDKING@SUDDENLINKMAIL.COM

Firm Name:	Casto Technical
Firm Address:	540 Leon Sullivan Way Charleston, WV 25301
Representative Attending:	Traci Ray
Phone Number:	304-346-0549
Fax Number:	304-720-0963
Email Address:	tray@castotech.com

Firm Name:	H.E. NEUMANN
Firm Address:	1410 GTH AVE CHARLESTON, WV 25312
Representative Attending:	PATRICK S O'NEILL
Phone Number:	304-650-6922
Fax Number:	304-345-5543
Email Address:	Poneill@heneumann.com

Firm Name:	Nitro Mechanical
Firm Address:	4300 First Ave 2nd Floor Nitro, WV 25143
Representative Attending:	Randy Barnett
Phone Number:	304 989 2322
Fax Number:	304 204 1350
Email Address:	Rbarnett@nitromechanical.com

Firm Name:	JOHNSON CONTROLS
Firm Address:	4132 FIRST AVE NITRO WV 25143
Representative Attending:	JASON SHELTON
Phone Number:	304-741-5000
Fax Number:	304 758-0765
Email Address:	JASON.W.SHELTON@JCI.COM

Firm Name:	Cimco Inc
Firm Address:	2336 VIRGINIA AVE HURRICANE WV 25526
Representative Attending:	DENNIE CRADDECK
Phone Number:	304-562-7705
Fax Number:	304-397-4178
Email Address:	DCraddeck@CimcoWV.com

# CONTRACTOR LICENSE

Authorized by the

## West Virginia Contractor Licensing Board

**Number:** WV042601

**Classification:**

ELECTRICAL  
HEATING, VENTILATING & COOLING  
PIPING

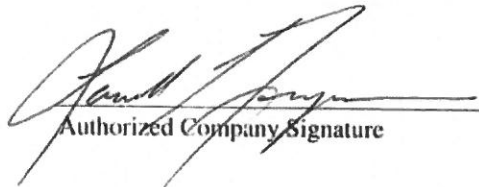
NITRO ELECTRIC COMPANY INC  
DBA NITRO MECHANICAL SERVICES  
4300 1ST AVE #2  
NITRO, WV 25143-1001


**Date Issued**

JUNE 13, 2013

**Expiration Date**

JUNE 13, 2014

  
Authorized Company Signature

  
Chair, West Virginia Contractor  
Licensing Board



WEST VIRGINIA  
CONTRACTOR  
LICENSING  
BOARD

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.





# CERTIFICATE OF LIABILITY INSURANCE

 DATE (MM/DD/YYYY)  
 12/30/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Willis of Pennsylvania, Inc. c/o 26 Century Blvd. P.O. Box 305191 Nashville, TN 372305191 USA	<b>CONTACT NAME:</b> PHONE (A/C, No, Ext): 1-877-945-7378      FAX (A/C, No): 1-888-467-2378 E-MAIL ADDRESS: certificates@willis.com												
<b>INSURER(S) AFFORDING COVERAGE</b>													
<b>INSURED</b> Nitro Electric Company, Inc. 100 Industrial Lane Huntington, WV 25702	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">INSURER A: Arch Insurance Company</td> <td style="width: 20%;">NAIC # 11150</td> </tr> <tr> <td>INSURER B: National Union Fire Insurance Company of Pitt</td> <td>19445</td> </tr> <tr> <td>INSURER C: Starr Indemnity &amp; Liability Company</td> <td>38318</td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>	INSURER A: Arch Insurance Company	NAIC # 11150	INSURER B: National Union Fire Insurance Company of Pitt	19445	INSURER C: Starr Indemnity & Liability Company	38318	INSURER D:		INSURER E:		INSURER F:	
INSURER A: Arch Insurance Company	NAIC # 11150												
INSURER B: National Union Fire Insurance Company of Pitt	19445												
INSURER C: Starr Indemnity & Liability Company	38318												
INSURER D:													
INSURER E:													
INSURER F:													

**COVERAGES**
**CERTIFICATE NUMBER:** W138954

**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<b>GENERAL LIABILITY</b>			ZAGLB9177400	01/01/2014	01/01/2015	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 5,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PERSONAL & ADV INJURY \$ 1,000,000
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC						GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COMP/OP AGG \$ 2,000,000
A	<b>AUTOMOBILE LIABILITY</b>			ZACAT9158600	01/01/2014	01/01/2015	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input checked="" type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS				BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
B	<input checked="" type="checkbox"/> <b>UMBRELLA LIAB</b>			BE24253866	01/01/2014	01/01/2015	EACH OCCURRENCE \$ 10,000,000
	<input type="checkbox"/> <b>EXCESS LIAB</b>						AGGREGATE \$ 10,000,000
	<input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$10,000						\$ None
A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>			ZAWCI9311400	01/01/2014	01/01/2015	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y	<input checked="" type="checkbox"/> N				E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000
C	Auto Buffer			SISCSL01690913	01/01/2014	01/01/2015	Per Occurrence \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Evidence of insurance

**CERTIFICATE HOLDER**
**CANCELLATION**

State of WV, Dept of Administration Purchasing Department 2019 Washington Street, East P.O. Box Charleston, WV 25305-0000	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE 
---	---

© 1988-2010 ACORD CORPORATION. All rights reserved.



BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Nitro Electric Company, Inc.  
of Nitro, WV, as Principal, and Philadelphia Indemnity Insurance Company  
of Bala Cynwyd, PA, a corporation organized and existing under the laws of the State of  
PA with its principal office in the City of Bala Cynwyd, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligee, in the penal sum of Five Percent of Amount Bid (\$ 5%) for the payment of which,  
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the  
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for  
Low Pressure Boiler Inspection and Maintenance

NOW THEREFORE,

(a) If said bid shall be rejected, or  
(b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached  
hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the  
agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full  
force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event,  
exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no  
way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby  
waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations  
have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this  
18th day of March, 2014.

Principal Corporate Seal

Nitro Electric Company, Inc.  
(Name of Principal)  
By [Signature]  
(Must be President or  
Vice President)  
President  
(Title)

Surety Corporate Seal

Philadelphia Indemnity Insurance Company  
(Name of Surety)  
By: [Signature]  
Andrew K. Teeter, Licensed WV Resident Agent Attorney-in-Fact

IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Corporate seals must be affixed,  
and a power of attorney must be attached.

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100  
Bala Cynwyd, PA 19004  
Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that PHILADELPHIA INDEMNITY INSURANCE COMPANY (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint: Douglas P. Taylor, Andrew K. Teeter, Kimberly L. Miles and Kimberly S. Burdette of Wells Fargo Insurance Services of WV, Inc.

Its true and lawful Attorney(s) in fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed \$25,000,000.00

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY at a meeting duly called the 1<sup>st</sup> day of July, 2011.

**RESOLVED:** That the Board of Directors hereby authorizes the President or any Vice President of the Company to: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

**FURTHER RESOLVED:** That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with the respect to any bond or undertaking to which it is attached.

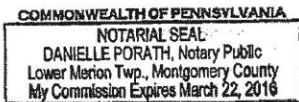
IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 7<sup>TH</sup> DAY OF FEBRUARY 2013.



(Seal)

Robert D. O'Leary Jr., President & CEO  
Philadelphia Indemnity Insurance Company

On this 7<sup>th</sup> day of February 2013, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the PHILADELPHIA INDEMNITY INSURANCE COMPANY; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



Notary Public:

residing at:

Bala Cynwyd, PA

(Notary Seal)

My commission expires:

March 22, 2016

I, Craig P. Keller, Executive Vice President, Chief Financial Officer and Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and this Power of Attorney issued pursuant thereto are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY,

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 18th day of March, 2014.



Craig P. Keller, Executive Vice President, Chief Financial Officer & Secretary  
PHILADELPHIA INDEMNITY INSURANCE COMPANY

RFQ No. GSD136417

STATE OF WEST VIRGINIA  
Purchasing Division

**PURCHASING AFFIDAVIT**

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

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

**DEFINITIONS:**

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

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

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

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

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: NITRO ELECTRIC COMPANY INC.

Authorized Signature: *Roy B...* Date: 3/18/2014

State of WEST VIRGINIA

County of PUTNAM, to-wit:

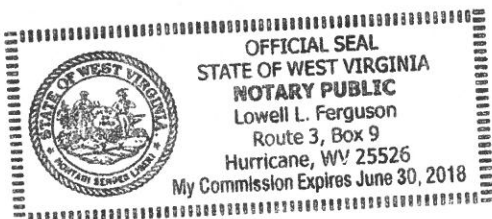
Taken, subscribed, and sworn to before me this 18th day of MARCH, 2014.

My Commission expires June 30, 2018.

**AFFIX SEAL HERE**

**NOTARY PUBLIC**

*Lowell L. Ferguson*  
Purchasing Affidavit (Revised 07/01/2012)



**CERTIFICATION AND SIGNATURE PAGE**

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

NITRO ELECTRIC COMPANY INC.  
(Company)

  
(Authorized Signature)

RANDY BARNETT, PROJECT MANAGER  
(Representative Name, Title)

304-204-1500                      304-204-1350  
(Phone Number)                      (Fax Number)

3/18/2014  
(Date)

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: GSD146417**

**Instructions:** Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

**Acknowledgment:** I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

**Addendum Numbers Received:**  
(Check the box next to each addendum received)

- |                                     |                |                          |                 |
|-------------------------------------|----------------|--------------------------|-----------------|
| <input checked="" type="checkbox"/> | Addendum No. 1 | <input type="checkbox"/> | Addendum No. 6  |
| <input type="checkbox"/>            | Addendum No. 2 | <input type="checkbox"/> | Addendum No. 7  |
| <input type="checkbox"/>            | Addendum No. 3 | <input type="checkbox"/> | Addendum No. 8  |
| <input type="checkbox"/>            | Addendum No. 4 | <input type="checkbox"/> | Addendum No. 9  |
| <input type="checkbox"/>            | Addendum No. 5 | <input type="checkbox"/> | Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that 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.

\_\_\_\_\_  
 NITRO ELECTRIC COMPANY INC.  
 Company  
  
 \_\_\_\_\_  
 Authorized Signature  
 \_\_\_\_\_  
 3/18/2014  
 \_\_\_\_\_  
 Date

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