

**Purchasing Divison** 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

State of West Virginia **Request for Quotation** 19 - Highways

Proc Folder: 356002

Doc Description: STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH

Proc Type: Central Master Agreement

Date Issued **Solicitation Closes** Solicitation No Version 2017-09-07 2017-09-19 **CRFQ** 0803 DOT1800000019 13:30:00

### **BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

**CHARLESTON** 

WV

25305

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Vendor Name, Address and Telephone Number: Schey CARK MATERIALS
P.O. BOX 1798
SAINTAIDANS, WV 25177

> 09/15/17 12:37:21 MM) Purchasing Division

FOR INFORMATION CONTACT THE BUYER

Mark A Atkins (304) 558-2307

mark.a.atkins@wv.gov

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

55-07/0237 DATE 9/15/

Page: 1

FORM ID: WV-PRC-CRFQ-001

<b>DESIGNATED CONTACT:</b> Vendor appoints the individual identified in this Section as the
Contract Administrator and the initial point of contact for matters relating to this Contract.
MichAUI DEVIESE
(Name, Title) CENTRAL MANAGER
(Printed Name and Title) (Address) (Address)
204-755-3636
(Phone Number) / (Fax Number)  Milled & Scottemater, Als. (0 44)
(email address)
CERTIFICATION AND SIGNATURE: By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; that I understand the requirements, terms and conditions, and other information contained herein; that this bid, offer or proposal constitutes an offer to the State that cannot be unilaterally withdrawn; that the product or service proposed meets the mandatory requirements contained in the Solicitation for that product or service, unless otherwise stated herein; that the Vendor accepts the terms and conditions contained in the Solicitation, unless otherwise stated herein; that I am submitting this bid, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.
(Company)
(Authorized Signature) (Representative Name, Title)
MichAUL DEVIESE CONER! MANAGOR.
(Printed Name and Title of Authorized Representative)
(Date) Sep 7 15, 2014
304-455-3636 FAX304-455-3637
(Phone Number) (Fax Number)



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 03/02/2017

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.

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). CONTACT NAME: **PRODUCER** Marsh USA Inc. PHONE (A/C, No, Ext): E-MAIL ADDRESS: FAX (A/C, No): One Towne Square, Suite 1100 Southfield, MI 48076 Attn: DetroitGroupCaptive.certrequest@marsh.com INSURER(S) AFFORDING COVERAGE INSURER A: Zurich American Insurance Company R00401--GAW-17-18 16535 INSURED INSURER B : N/A N/A Central Contracting, Inc. INSURER C: dba Scary Creek Materials 9 Orders Way INSURER D: Winfield, WV 25213 INSURER E: INSURER F: **COVERAGES CERTIFICATE NUMBER:** CHI-006931644-05 **REVISION NUMBER:2** 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. ADDL SUBR POLICY EFF POLICY EXP (MM/DD/YYYY) TYPE OF INSURANCE INSD WVD POLICY NUMBER LIMITS GLO4637330-06 Х **COMMERCIAL GENERAL LIABILITY** 04/01/2017 04/01/2018 EACH OCCURRENCE 1,000,000 \$ DAMAGE TO RENTED OCCUR CLAIMS-MADE 500,000 \$ PREMISES (Ea occurrence) 10,000 MED EXP (Any one person) \$ 1,000,000 PERSONAL & ADV INJURY \$ GEN'L AGGREGATE LIMIT APPLIES PER: 2,000,000 GENERAL AGGREGATE \$ POLICY X PRO-PRODUCTS - COMP/OP AGG \$ 2,000,000 OTHER: \$ COMBINED SINGLE LIMIT **AUTOMOBILE LIABILITY** \$ BODILY INJURY (Per person) \$ ANY AUTO ALL OWNED SCHEDULED BODILY INJURY (Per accident) \$ AUTOS AUTOS NON-OWNED PROPERTY DAMAGE (Per accident) \$ HIRED AUTOS AUTOS \$ **UMBRELLA LIAB** OCCUR **EACH OCCURRENCE** \$ **EXCESS LIAB** CLAIMS-MADE AGGREGATE \$ RETENTION \$ WORKERS COMPENSATION OTH-ER STATUTE AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE E.L. EACH ACCIDENT \$ N/A OFFICER/MEMBER EXCLUDED? (Mandatory in NH) E.L. DISEASE - EA EMPLOYEE \$ If yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT \$ DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) **CERTIFICATE HOLDER CANCELLATION** WV Division of Highways SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE Building 5, Room A-350 THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN 1900 Kanawha Boulevard, E ACCORDANCE WITH THE POLICY PROVISIONS. Charleston, WV 25305

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felt the

**AUTHORIZED REPRESENTATIVE** 

of Marsh USA inc.

John C Hurley

## Pricing Page, Exhibit A

**Vendor Name:** SCARY CREEK MATERIALS

Material and pick up by WVDOH forces from the Vendor's Storage Site, ONLY.

			Bid Price	•			AA
	100		F.O.B	. Vend	lor's Stora	ge Site	
		Li	mestone,				
Contract		Sa	andstone,	Blast	Furnace		
Item	Description of Material	Gr	avel, Sand		Slag	Ste	el Slag
Α	Class 1 Aggregate	\$	20.20	\$	-	\$	-
В	Class 2 Aggregate	\$	20.20	\$	-	\$	-
С	Class 10 Aggregate	\$	16.30	\$	-	\$	_
D	AASHTO #1 Aggregate	\$	20.40	\$	-	\$	-
E	AASHTO #3 Aggregate	\$	20.40	\$		\$	-
F	AASHTO #4 Aggregate	\$	20.40	\$	-	\$	-
G	AASHTO #467 Aggregate	\$	20.65	\$	-	\$	-
Н	AASHTO #57 Aggregate	\$	20.65	\$	-	\$	-
I	AASHTO #67 Aggregate	\$	20.65	\$	-	\$	-
J	AASHTO #7 Aggregate		NB	\$	-	\$	-
K	AASHTO #8 Aggregate	\$	21.15	\$	-	\$	-
L	AASHTO #9 Aggregate		NB	\$	-	\$	-
M	Stone for Gabions	\$	27.00	\$	-	\$	-
N	Fine Aggregate	\$	17.00	\$	-	\$	-
OA	Limestone Standard Abrasives	\$	17.00	\$	-	\$	-
OB	Sandstone Standard Abrasives	\$	17.00	\$	-	\$	-
PA	Limestone Modified Abrasives	\$	17.00	\$	-	\$	-
PB	Sandstone Modified Abrasives	\$	17.00	\$	-	\$	_
Q	Rip Rap	\$	29.75	\$	-	\$	-
R	Shot Rock	\$	29.75	\$		\$	_
S	AASHTO #8 Modified	\$	21.80	\$	- 1	\$	_
T	AASHTO #9 Modified		NB	\$	-	\$	_
U	Pea Gravel	\$	18.40	\$		\$	_
V	#11 Limestone Abrasives	\$	18.80	\$		\$	_
W	Quarry Waste	\$	11.00	\$	- 1	\$	
AA	Cinders	<b>S</b>	-				

Exhibit\_B

# INFORMATION ATTACHMENT FORM Vendor's Storage Sites -- REQUIRED TO BE SUBMITTED WITH BID 2018 Stone and Aggregate - Material and Pickup by WVDOH ONLY

VENDOR NAME	SCARY CREEK MATERIALS

Mandatory - Vendor <u>shall</u> complete this form and return with bid submission.

<u>A Vendor may submit more than one Vendor's Storage Sites information on one Information Attachment Form ONLY if bid pricing is the SAME for all Storage Sites. A separate bid submission and Information Attachment Form MUST be submitted when bid price varies between Vendor's Storage Sites.</u>

Limestone, Sandstone, Gravel, Sand, Blast Furnance Slag and Steel Slag

	a) SOUDCE OF MATERIAL (all sources for which hid prices apply (a.g. Querry legation if Con	
	a) SOURCE OF MATERIAL (all sources for which bid prices apply (e.g., Quarry location if San	dstone
	or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)	
	RIVERSIDE STONE, 4800 CEDAR Flat Rd Battle Town, Ky 40104 RSC1.01.704	
	HILLTOP, BIG BEND QUARRY, 1994 PARADISSE BOTTOM RD, BATTETOWN, KY	
	HBB1.01.704CARMEUSE LIME&STONE, 9222 SPRINGDALE RD, MAYSVILLE,KY	
	41056 CLC1.03.704AA LIMESTONE 14011 ST HWY 9, GRAYSON KY AAQ1.01.704	
	MOUNTAIN MATERIALS, OLIVE HILL, KY MMC1.01.704( ALL LIMESTONE )	
	HILLTOP 14208 N STATE RD #146. PATRIOT, IN HBR1.01.704 SAND AND GRAVEL	
	b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule	
	must be submitted when bid price varies between Vendors' storage sites.	
	# 9 ORDERS WAY , ,WINFIELD WV 25213	
Cinders		
	A COLIDOR OF MATERIAL N	
	c) Source of Material: Name and Location of plant which produces Cinder material.	
	c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.	
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	c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.	
	d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule	
	d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule	
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## STATE OF WEST VIRGINIA Purchasing Division

## **PURCHASING AFFIDAVIT**

**CONSTRUCTION CONTRACTS:** Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

**ALL OTHER CONTRACTS:** 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:**

209 Luke St, Hugheston, WV 25110 My Commission Expires July 23, 2023

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

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

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

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (*W. Va. Code* §61-5-3) that: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, 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: SCARY CREEK MATERIA	ALS
Authorized Signature:	Date: 9/15/17
State of West Vivamia	
County of Putnam, to-wit:	
Taken, subscribed, and sworn to before me this $\underline{l}$	5 day of September, 2017.
My Commission expires	<u>3</u>
ATTENDED THE COLUMN TH	NOTARY PUBLIC Halem Shafer
PO Box 54	Purchasing Affidavit (Revised 07/07/2017)

# West Virginia Ethics Commission

# **Disclosure of Interested Parties to Contracts**

Contracting business entity: CENTRAL CONSTRUCTION dba SCARY CREEK MATERIALS
Address: P.O BOX 1798, SAINT ALBANS .WV 25177
Contracting business entity's authorized agent: MICHAEL DEVIESE
Address: P.O BOX 1798, SAINT ALBANS, WV 25177
Number or title of contract: GENERAL MANAGER
Type or description of contract: STONE AGGREGATES
Governmental agency awarding contract: DOH
Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):
STEVE CVECHKO OWNER CENTRAL CONSRUCTION CO
1/K/ 55-07/0234
Signature:
☐ Check here if this is a Supplemental Disclosure.
State of <u>Nest Grain a</u> , County of <u>Litnam</u> ;  I, <u>Phala M Shafer</u> , the authorized agent of the contracting business entity listed above, being duly sworn, acknowledges that the Disclosure herein is being made under oath and under the penalty of perjury.
Taken, sworn to and subscribed before me this
OFFICIAL SEAL Notary Public, State Of West Virginia PHALA M SHAFER PO Box 54 209 Luke St, Hugheston, WV 25110 My Commission Expires July 23, 2023 My Commission Expires July 23, 2023 To be completed by State Agency:
Date Received by State Agency:
Date submitted to Ethics Commission:
Governmental agency submitting Disclosure:

WV-10 Approved / Revised 12/16/15

e: • •

# 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 Vendor Preference, if applicable.

Application is made for 2.5% 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,  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;
Bidder is a resident vendor partnership, association, or corporation with at least eighty percent of ownership interest of bidder held by another entity that meets the applicable four year residency requirement; <b>or</b> ,
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,
Application is made for 2.5% vendor preference for the reason checked:  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,
Application is made for 2.5% vendor preference for the reason checked:  Bidder is a nonresident vendor that employs a minimum of one hundred state residents, or a nonresident vendor which has an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia and employs a minimum of one hundred state residents, and for purposes of producing or distributing the commodities or completing the project which is the subject of the bidder's bid and continuously over the entire term of the project, on average at least seventy-five percent of the bidder's employees or the bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years and the vendor's bid; or,
4. Application is made for 5% 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,
Application is made for 3.5% 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,
Application is made for 3.5% 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.
7. Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with West Virginia Code §5A-3-59 and West Virginia Code of State Rules.  Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.
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) rescind the contract or purchase order; 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.
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: SCARY CREEK MATERIAL Signed:
Date: 9/15/17 Title: GENERAL MANAGER

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