



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

Welcome, Lu Anne Cottrill

[Procurement](#)
[Budgeting](#)
[Accounts Receivable](#)
[Accounts Payable](#)
**Solicitation Response(SR)**
**Dept:** 0803

**ID:** ESR09191700000001091

**Ver.:** 1

**Function:** New

**Phase:** Final

**Modified by batch , 09/19/2017**
**Header** 6

[List View](#)
**General Information**
[Contact](#)
[Default Values](#)
[Discount](#)
[Document Information](#)
**Procurement Folder:** 356002

**Procurement Type:** Central Master Agreement

**Vendor ID:** 000000203913

**Legal Name:** SHAMBLIN STONE INC

**Alias/DBA:**
**Total Bid:** \$0.00

**Response Date:** 09/19/2017

**Response Time:** 8:31

**SO Doc Code:** CRFQ

**SO Dept:** 0803

**SO Doc ID:** DOT1800000019

**Published Date:** 9/7/17

**Close Date:** 9/19/17

**Close Time:** 13:30

**Status:** Closed

**Solicitation Description:** STONE AGGREGATE CINDERS  
2018 MATERIAL & PICKUP BY

**Total of Header Attachments:** 6

**Total of All Attachments:** 6



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

State of West Virginia  
Solicitation Response

Proc Folder : 356002

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

Proc Type : Central Master Agreement

Date issued	Solicitation Closes	Solicitation Response	Version
	2017-09-19 13:30:00	SR 0803 ESR09191700000001091	1

VENDOR

000000203913

SHAMBLIN STONE INC

Solicitation Number: CRFQ 0803 DOT1800000019

Total Bid : \$0.00

Response Date: 2017-09-19

Response Time: 08:31:08

Comments:

FOR INFORMATION CONTACT THE BUYER

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature on File

FEIN #

DATE

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

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Vendor shall use Exhibit_A Pricing Page for bid pricing	0.00000	EA	\$0.000000	\$0.00

Comm Code	Manufacturer	Specification	Model #
11111600			

<b>Extended Description :</b>	<p>STONE AGGREGATE CINDERS 2018 MATERIAL &amp; PICKUP BY WVDOH:          If bidding online vendor should enter \$0.00 in the Oasis commodity line.          Vendor must attach the Exhibit_A pricing page and the Exhibit_B information attachment to their bid.          See Section 18 of Instructions to Bidders for additional information.</p>
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Purchasing Division  
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 13:30:00	CRFQ 0803 DOT1800000019	1

**BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

**VENDOR**

Vendor Name, Address and Telephone Number:

SHAMBLIN STONE, INCORPORATED  
P.O. BOX 510  
DUNBAR, WEST VIRGINIA 25064  
(304) 766-7318

ROBERTSBURG YARD

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature X

FEIN # 55-060-3724

DATE 09/18/2017

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways (WVDOH), to establish an open-end contract for various sizes and types of Stone, Aggregate and Cinders for pick up by West Virginia Division of Highways Forces from the Vendor's Storage Site per attached documents.

INVOICE TO	SHIP TO
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER
No City WV99999	No City WV 99999
US	US

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Comm Code	Manufacturer	Specification	Model #
11111600			

**Extended Description :**

STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH:

If bidding online vendor should enter \$0.00 in the Oasis commodity line.

Vendor must attach the Exhibit\_A pricing page and the Exhibit\_B information attachment to their bid.

See Section 18 of Instructions to Bidders for additional information.

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Technical Questions due by:	2017-09-12

DOT1800000019	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH	<b>Page 3</b> of 3
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#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

**Mandatory - Vendor shall complete this form and return with bid submission.**

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

<p>a) SOURCE OF MATERIAL (<u>all</u> 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)</p> <table border="1"> <tr> <td>Mulzer Crushed Stone - Cape Sandy, Charlestown &amp; New Amsterdam, IN - Limestone</td> </tr> <tr> <td>Mountain Materials - Olive Hill, KY - Limestone</td> </tr> <tr> <td>Shelly Materials - Reedsville, OH</td> </tr> <tr> <td>Letart Sand &amp; Gravel - Gallipolis Ferry, WV</td> </tr> <tr> <td>Nugent Sand &amp; Gravel - Milton, KY</td> </tr> <tr> <td>Carmeuse Lime &amp; Stone - Maysville, KY - Limestone</td> </tr> </table>	Mulzer Crushed Stone - Cape Sandy, Charlestown & New Amsterdam, IN - Limestone	Mountain Materials - Olive Hill, KY - Limestone	Shelly Materials - Reedsville, OH	Letart Sand & Gravel - Gallipolis Ferry, WV	Nugent Sand & Gravel - Milton, KY	Carmeuse Lime & Stone - Maysville, KY - Limestone	
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Mountain Materials - Olive Hill, KY - Limestone							
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Letart Sand & Gravel - Gallipolis Ferry, WV							
Nugent Sand & Gravel - Milton, KY							
Carmeuse Lime & Stone - Maysville, KY - Limestone							
<p>b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <u>must</u> be submitted when bid price varies between Vendors' storage sites.</p> <table border="1"> <tr> <td>ROBERTSBURG YARD</td> </tr> <tr> <td>33112 Charleston Road Robertsborg, West Virginia 25123</td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> <tr> <td> </td> </tr> </table>	ROBERTSBURG YARD	33112 Charleston Road Robertsborg, West Virginia 25123					
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33112 Charleston Road Robertsborg, West Virginia 25123							

c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.

NO BID

d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule

must be submitted when bid price varies between Vendors' storage sites.

NO BID

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

			Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site		
Contract Item	Description of Material		Limestone, Sandstone, Gravel, Sand	Blast Furnace Slag	Steel Slag
A	Class 1 Aggregate		\$ 22.00		
B	Class 2 Aggregate		\$ 22.00		
C	Class 10 Aggregate		\$ 22.00		
D	AASHTO #1 Aggregate		\$ 22.50		
E	AASHTO #3 Aggregate		\$ 22.50		
F	AASHTO #4 Aggregate		NO BID		
G	AASHTO #467 Aggregate		\$ 22.50		
H	AASHTO #57 Aggregate		\$ 22.50		
I	AASHTO #67 Aggregate		NO BID		
J	AASHTO #7 Aggregate		NO BID		
K	AASHTO #8 Aggregate		\$ 24.65		
L	AASHTO #9 Aggregate		NO BID		
M	Stone for Gabions		\$ 24.80		
N	Fine Aggregate		\$ 20.15		
OA	Limestone Standard Abrasives		NO BID		
OB	Sandstone Standard Abrasives		NO BID		
PA	Limestone Modified Abrasives		NO BID		
PB	Sandstone Modified Abrasives		NO BID		
Q	Rip Rap		\$ 24.80		
R	Shot Rock		\$ 27.60		
S	AASHTO #8 Modified		\$ 25.35		
T	AASHTO #9 Modified		NO BID		
U	Pea Gravel		NO BID		
V	#11 Limestone Abrasives		NO BID		
W	Quarry Waste		\$ 20.65		
AA	Cinders		NO BID		

CRFQ 0803 DOT1800000019  
REQUEST FOR QUOTATION  
Stone, Aggregate and Cinders – Materials and Pickup by Agency ONLY

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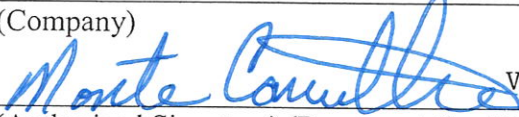
- 8.1.4 Failure to remedy deficient performance upon request.
- 8.2 The following remedies shall be available to Agency upon default.
- 8.2.1 Immediate cancellation of the Contract.
- 8.2.2 Immediate cancellation of one or more release orders issued under this Contract.
- 8.2.3 Any other remedies available in law or equity.
9. MISCELLANEOUS:
- 9.1 **No Substitutions:** Vendor shall supply only Contract Items submitted in response to the RFQ unless a contract modification is approved in accordance with the provisions contained in this Contract.
- 9.2 **Vendor Supply:** Vendor must carry sufficient inventory of the Contract Items being offered to fulfill its obligations under this Contract. By signing its bid, Vendor certifies that it can supply the Contract Items contained in its bid response.
- 9.3 **Reports:** Vendor shall provide quarterly reports and annual summaries to the Agency showing the Agency's items purchased, quantities of items purchased and total dollar value of the items purchased. Vendor shall also provide reports, upon request, showing the items purchased during the term of this Contract, the quantity purchased for each of those items and the total value of purchases for each of those items. Failure to supply such reports may be grounds for cancellation of this Contract.
- 9.4 **Contract Manager:** During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract manager and his or her contact information below.

**Contract Manager:** Jack Conner  
**Telephone Numbers:** (304) 766-7318 x 3  
**Fax Number:** (304) 766-7325  
**Email Address:** jack.conner@mulzer.com

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

Jack Conner, Sales Manager  
(Name, Title)  
Jack Conner, Sales Manager  
(Printed Name and Title)  
P.O. BOX 510 Dunbar, West Virginia 26064  
(Address)  
(304) 766-7318 x 3 (304) 766-7325  
(Phone Number) / (Fax Number)  
jack.conner@mulzer.com  
(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.

Shamblin Stone, Incorporated  
(Company)  
 Vice President  
(Authorized Signature) (Representative Name, Title)

Monte Caruthers Vice President  
(Printed Name and Title of Authorized Representative)

September 18, 2017  
(Date)

(304) 766-7318 x 80510 (304) 766-7325  
(Phone Number) (Fax Number)

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.

**1. 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; **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% 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**,

**3. 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**,

**5. 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**,

**6. 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: SHAMBLIN STONE, INCORPORATED

Signed: Monte Conith

Date: September 18, 2017

Title: Vice President

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:**

**"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: (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: SHAMBLIN STONE, INCORPORATED

Authorized Signature: *Monte Conner* Date: September 18, 2017

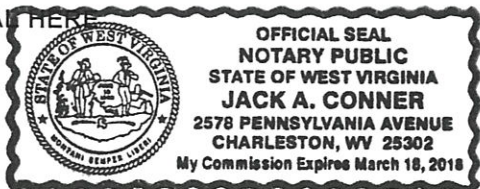
State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 18 day of September, 20 17.

My Commission expires March 18, 20 18.

AFFIX SEAL HERE



NOTARY PUBLIC *Jack A. Conner*

Purchasing Affidavit (Revised 07/07/2017)

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: SHAMBLIN STONE, INCORPORATED

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Contracting business entity's authorized agent: Monte Caruthers

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Number or title of contract: DOT1800000019 - 2018 Stone Aggregate Cinders Material & Pickup by WVDOH

Type or description of contract: Central Master Agreement

Governmental agency awarding contract: Department of Administration Division of Purchasing

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):  
Shamblin Stone, Incorporated

Signature: Monte Caruthers Date Signed: September 18, 2017

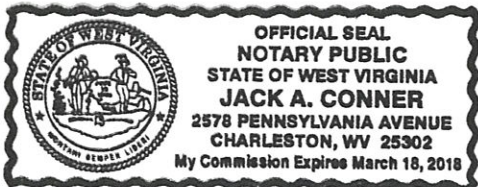
☐ Check here if this is a Supplemental Disclosure.

Verification

State of West Virginia, County of Kanawha:

I, Monte N. Caruthers, 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 18 day of September, 2017.



[Signature]  
Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: \_\_\_\_\_

Date submitted to Ethics Commission: \_\_\_\_\_

Governmental agency submitting Disclosure: \_\_\_\_\_



Purchasing Division  
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 13:30:00	CRFQ 0803 DOT1800000019	1

**BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

**VENDOR**

Vendor Name, Address and Telephone Number:

SHAMBLIN STONE, INCORPORATED  
P.O. BOX 510  
DUNBAR, WEST VIRGINIA 25064  
(304) 766-7318

PORT AMHERST YARD

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature X

FEIN # 55-060-3724

DATE 09/18/2017

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

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INVOICE TO	SHIP TO
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER
No City WV99999	No City WV 99999
US	US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
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Comm Code	Manufacturer	Specification	Model #
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STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH:

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**SCHEDULE OF EVENTS**

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DOT1800000019	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOT	<b>Page 3</b> of 3
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#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

**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: SHAMBLIN STONE, INCORPORATED      PORT AMHERST YARD

**Mandatory - Vendor shall complete this form and return with bid submission.**

**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.**

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

a)	SOURCE OF MATERIAL ( <b>all</b> 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))
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b)	EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.
	PORT AMHERST YARD
	2 Port Amherst Drive Charleston, West Virginia 25305

<b>Cinders</b>	
c)	SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.
	NO BID
d)	EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.
	NO BID

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

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G	AASHTO #467 Aggregate		\$ 22.00		
H	AASHTO #57 Aggregate		\$ 22.00		
I	AASHTO #67 Aggregate		NO BID		
J	AASHTO #7 Aggregate		NO BID		
K	AASHTO #8 Aggregate		\$ 24.20		
L	AASHTO #9 Aggregate		NO BID		
M	Stone for Gabions		\$ 23.95		
N	Fine Aggregate		\$ 19.80		
OA	Limestone Standard Abrasives		NO BID		
OB	Sandstone Standard Abrasives		NO BID		
PA	Limestone Modified Abrasives		NO BID		
PB	Sandstone Modified Abrasives		NO BID		
Q	Rip Rap		\$ 23.95		
R	Shot Rock		\$ 26.30		
S	AASHTO #8 Modified		\$ 24.90		
T	AASHTO #9 Modified		NO BID		
U	Pea Gravel		\$ 20.60		
V	#11 Limestone Abrasives		NO BID		
W	Quarry Waste		\$ 13.15		
AA	Cinders		NO BID		

CRFQ 0803 DOT1800000019  
REQUEST FOR QUOTATION  
Stone, Aggregate and Cinders – Materials and Pickup by Agency ONLY

---


- 8.1.4 Failure to remedy deficient performance upon request.
- 8.2 The following remedies shall be available to Agency upon default.
- 8.2.1 Immediate cancellation of the Contract.
- 8.2.2 Immediate cancellation of one or more release orders issued under this Contract.
- 8.2.3 Any other remedies available in law or equity.
9. **MISCELLANEOUS:**
- 9.1 **No Substitutions:** Vendor shall supply only Contract Items submitted in response to the RFQ unless a contract modification is approved in accordance with the provisions contained in this Contract.
- 9.2 **Vendor Supply:** Vendor must carry sufficient inventory of the Contract Items being offered to fulfill its obligations under this Contract. By signing its bid, Vendor certifies that it can supply the Contract Items contained in its bid response.
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**Contract Manager:** Jack Conner  
**Telephone Numbers:** (304) 766-7318 x 3  
**Fax Number:** (304) 766-7325  
**Email Address:** jack.conner@mulzer.com

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

Jack Conner, Sales Manager  
(Name, Title)  
Jack Conner, Sales Manager  
(Printed Name and Title)  
P.O. BOX 510 Dunbar, West Virginia 25064  
(Address)  
(304) 766-7318 x 3 (304) 766-7325  
(Phone Number) / (Fax Number)  
jack.conner@mulzer.com  
(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.

Shamblin Stone, Incorporated  
(Company)  
 Vice President  
(Authorized Signature) (Representative Name, Title)

Monte Caruthers Vice President  
(Printed Name and Title of Authorized Representative)

September 18, 2017  
(Date)

(304) 766-7318 x 80510 (304) 766-7325  
(Phone Number) (Fax Number)

# 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.

1. **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; **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% 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**,
3. **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**,
5. **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**,
6. **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: SHAMBLIN STONE, INCORPORATED

Signed: Monte Coulter

Date: September 18, 2017

Title: Vice President

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:**

**"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: (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: SHAMBLIN STONE, INCORPORATED

Authorized Signature: *Monte Cantrill* Date: September 18, 2017

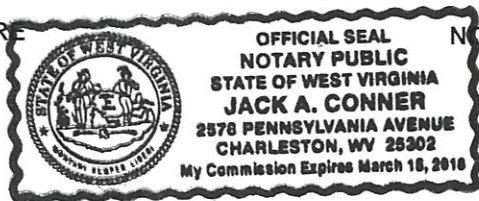
State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 18 day of September, 20 17.

My Commission expires March 18, 20 18.

AFFIX SEAL HERE



NOTARY PUBLIC

*Julie Deen*

Purchasing Affidavit (Revised 07/07/2017)

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: SHAMBLIN STONE, INCORPORATED

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Contracting business entity's authorized agent: Monte Caruthers

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Number or title of contract: DOT1800000019 - 2018 Stone Aggregate Cinders Material & Pickup by WVDOH

Type or description of contract: Central Master Agreement

Governmental agency awarding contract: Department of Administration Division of Purchasing

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):  
Shamblin Stone, Incorporated

Signature: Monte Caruthers Date Signed: September 18, 2017

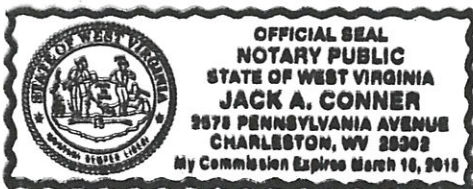
☐ Check here if this is a Supplemental Disclosure.

Verification

State of West Virginia, County of Kanawha:

I, Monte N. Caruthers, 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 18 day of September, 2017.



[Signature]  
Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: \_\_\_\_\_

Date submitted to Ethics Commission: \_\_\_\_\_

Governmental agency submitting Disclosure: \_\_\_\_\_



Purchasing Division  
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 13:30:00	CRFQ 0803 DOT1800000019	1

**BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

**VENDOR**

Vendor Name, Address and Telephone Number:

SHAMBLIN STONE, INCORPORATED  
P.O. BOX 510  
DUNBAR, WEST VIRGINIA 25064  
(304) 766-7318

DUNBAR YARD

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature X

FEIN # 55-060-3724

DATE 09/18/2017

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways (WVDOH), to establish an open-end contract for various sizes and types of Stone, Aggregate and Cinders for pick up by West Virginia Division of Highways Forces from the Vendor's Storage Site per attached documents.

INVOICE TO		SHIP TO	
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER	
No City	WV99999	No City	WV 99999
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Vendor shall use Exhibit_A Pricing Page for bid pricing	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
11111600			

**Extended Description :**

STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH:

If bidding online vendor should enter \$0.00 in the Oasis commodity line.

Vendor must attach the Exhibit\_A pricing page and the Exhibit\_B information attachment to their bid.

See Section 18 of Instructions to Bidders for additional information.

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Technical Questions due by:	2017-09-12

DOT1800000019	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOT	<b>Page 3</b> of 3
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#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

## 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: SHAMBLIN STONE, INCORPORATED      DUNBAR YARD

**Mandatory - Vendor shall complete this form and return with bid submission.**

**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.**

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

a) SOURCE OF MATERIAL ( <u>all</u> 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)	
Mulzer Crushed Stone - Cape Sandy, Charlestown & New Amsterdam, IN - Limestone	
Mountain Materials - Olive Hill, KY - Limestone	
Shelly Materials - Reedsville, OH	
Letart Sand & Gravel - Gallipolis Ferry, WV	
Nugent Sand & Gravel - Milton, KY	
Carmeuse Lime & Stone - Maysville, KY - Limestone	
b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.	
DUNBAR YARD	
70 Dunbar Avenue Dunbar, West Virginia 25064	
(Rt.25 Wilson Island)	

<b>Cinders</b>	
c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.	
NO BID	
d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.	
NO BID	

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

			Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site		
Contract Item	Description of Material		Limestone, Sandstone, Gravel, Sand	Blast Furnace Slag	Steel Slag
A	Class 1 Aggregate		\$ 19.70		
B	Class 2 Aggregate		\$ 19.70		
C	Class 10 Aggregate		\$ 19.70		
D	AASHTO #1 Aggregate		\$ 20.20		
E	AASHTO #3 Aggregate		\$ 20.20		
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CRFQ 0803 DOT1800000019  
REQUEST FOR QUOTATION  
**Stone, Aggregate and Cinders – Materials and Pickup by Agency ONLY**

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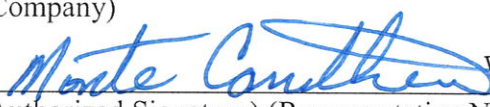
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Shamblin Stone, Incorporated  
(Company)  
 Vice President  
(Authorized Signature) (Representative Name, Title)

Monte Caruthers Vice President  
(Printed Name and Title of Authorized Representative)

September 18, 2017  
(Date)

(304) 766-7318 x 80510 (304) 766-7325  
(Phone Number) (Fax Number)

State of West Virginia  
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Bidder: SHAMBLIN STONE, INCORPORATED

Signed: Monte Casuthen

Date: September 18, 2017

Title: Vice President

STATE OF WEST VIRGINIA  
Purchasing Division

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**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: (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: SHAMBLIN STONE, INCORPORATED

Authorized Signature: *Monte Caruth* Date: September 18, 2017

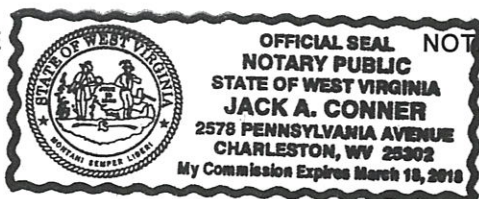
State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 18 day of September, 20 17.

My Commission expires March 18, 20 18.

AFFIX SEAL HERE



NOTARY PUBLIC

*Purchasing Affidavit (Revised 07/07/2017)*

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: SHAMBLIN STONE, INCORPORATED

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Contracting business entity's authorized agent: Monte Caruthers

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Number or title of contract: DOT1800000019 - 2018 Stone Aggregate Cinders Material & Pickup by WVDOT

Type or description of contract: Central Master Agreement

Governmental agency awarding contract: Department of Administration Division of Purchasing

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):  
Shamblin Stone, Incorporated

Signature: Monte Caruthers Date Signed: September 18, 2017

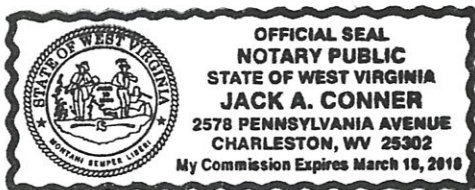
☐ Check here if this is a Supplemental Disclosure.

Verification

State of West Virginia, County of Kanawha:

I, Monte N. Caruthers, 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 18 day of September, 2017.



[Signature]  
Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: \_\_\_\_\_

Date submitted to Ethics Commission: \_\_\_\_\_

Governmental agency submitting Disclosure: \_\_\_\_\_



Purchasing Division  
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 13:30:00	CRFQ 0803 DOT1800000019	1

**BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

**VENDOR**

Vendor Name, Address and Telephone Number:

SHAMBLIN STONE, INCORPORATED  
P.O. BOX 510  
DUNBAR, WEST VIRGINIA 25064  
(304) 766-7318

HUGHESTON YARD

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature X

FEIN #

55-060-3724

DATE 09/18/2017

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways (WVDOT), to establish an open-end contract for various sizes and types of Stone, Aggregate and Cinders for pick up by West Virginia Division of Highways Forces from the Vendor's Storage Site per attached documents.

INVOICE TO	SHIP TO
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER
No City WV99999	No City WV 99999
US	US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Vendor shall use Exhibit_A Pricing Page for bid pricing	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
11111600			

**Extended Description :**

STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOT:

If bidding online vendor should enter \$0.00 in the Oasis commodity line.

Vendor must attach the Exhibit\_A pricing page and the Exhibit\_B information attachment to their bid.

See Section 18 of Instructions to Bidders for additional information.

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Technical Questions due by:	2017-09-12

DOT1800000019	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH	<b>Page 3</b> of 3
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#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

## 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: SHAMBLIN STONE, INCORPORATED HUGHESTON YARD

**Mandatory - Vendor shall complete this form and return with bid submission.**

**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.**

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

<p>a) SOURCE OF MATERIAL (<u>all</u> 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)</p> <table border="1"> <tr><td>Mulzer Crushed Stone - Cape Sandy, Charlestown &amp; New Amsterdam, IN - Limestone</td></tr> <tr><td>Mountain Materials - Olive Hill, KY - Limestone</td></tr> <tr><td>Shelly Materials - Reedsville, OH</td></tr> <tr><td>Letart Sand &amp; Gravel - Gallipolis Ferry, WV</td></tr> <tr><td>Nugent Sand &amp; Gravel - Milton, KY</td></tr> <tr><td>Carmeuse Lime &amp; Stone - Maysville, KY - Limestone</td></tr> </table>	Mulzer Crushed Stone - Cape Sandy, Charlestown & New Amsterdam, IN - Limestone	Mountain Materials - Olive Hill, KY - Limestone	Shelly Materials - Reedsville, OH	Letart Sand & Gravel - Gallipolis Ferry, WV	Nugent Sand & Gravel - Milton, KY	Carmeuse Lime & Stone - Maysville, KY - Limestone
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Letart Sand & Gravel - Gallipolis Ferry, WV						
Nugent Sand & Gravel - Milton, KY						
Carmeuse Lime & Stone - Maysville, KY - Limestone						
<p>b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.</p> <table border="1"> <tr><td>HUGHESTON YARD</td></tr> <tr><td>296 Stephens Street Hugheston, West Virginia 25110</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>	HUGHESTON YARD	296 Stephens Street Hugheston, West Virginia 25110				
HUGHESTON YARD						
296 Stephens Street Hugheston, West Virginia 25110						

<b>Cinders</b>						
<p>c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.</p> <table border="1"> <tr><td>NO BID</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>	NO BID					
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NO BID						

**Pricing Page, Exhibit A****Vendor Name:** Shamblin Stone, Inc. HGHST

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

			Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site		
Contract Item	Description of Material		Limestone, Sandstone, Gravel, Sand	Blast Furnace Slag	Steel Slag
A	Class 1 Aggregate		\$ 20.50		
B	Class 2 Aggregate		\$ 20.50		
C	Class 10 Aggregate		\$ 20.50		
D	AASHTO #1 Aggregate		\$ 21.00		
E	AASHTO #3 Aggregate		\$ 21.00		
F	AASHTO #4 Aggregate		\$ 21.00		
G	AASHTO #467 Aggregate		\$ 21.00		
H	AASHTO #57 Aggregate		\$ 21.00		
I	AASHTO #67 Aggregate		NO BID		
J	AASHTO #7 Aggregate		NO BID		
K	AASHTO #8 Aggregate		\$ 23.20		
L	AASHTO #9 Aggregate		NO BID		
M	Stone for Gabions		\$ 22.95		
N	Fine Aggregate		\$ 16.95		
OA	Limestone Standard Abrasives		NO BID		
OB	Sandstone Standard Abrasives		NO BID		
PA	Limestone Modified Abrasives		NO BID		
PB	Sandstone Modified Abrasives		NO BID		
Q	Rip Rap		\$ 22.95		
R	Shot Rock		\$ 25.35		
S	AASHTO #8 Modified		\$ 23.90		
T	AASHTO #9 Modified		NO BID		
U	Pea Gravel		\$ 20.50		
V	#11 Limestone Abrasives		NO BID		
W	Quarry Waste		\$ 12.40		
AA	Cinders		NO BID		

CRFQ 0803 DOT1800000019  
REQUEST FOR QUOTATION  
Stone, Aggregate and Cinders – Materials and Pickup by Agency ONLY

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- 8.1.4 Failure to remedy deficient performance upon request.
- 8.2 The following remedies shall be available to Agency upon default.
- 8.2.1 Immediate cancellation of the Contract.
- 8.2.2 Immediate cancellation of one or more release orders issued under this Contract.
- 8.2.3 Any other remedies available in law or equity.
9. **MISCELLANEOUS:**
- 9.1 **No Substitutions:** Vendor shall supply only Contract Items submitted in response to the RFQ unless a contract modification is approved in accordance with the provisions contained in this Contract.
- 9.2 **Vendor Supply:** Vendor must carry sufficient inventory of the Contract Items being offered to fulfill its obligations under this Contract. By signing its bid, Vendor certifies that it can supply the Contract Items contained in its bid response.
- 9.3 **Reports:** Vendor shall provide quarterly reports and annual summaries to the Agency showing the Agency's items purchased, quantities of items purchased and total dollar value of the items purchased. Vendor shall also provide reports, upon request, showing the items purchased during the term of this Contract, the quantity purchased for each of those items and the total value of purchases for each of those items. Failure to supply such reports may be grounds for cancellation of this Contract.
- 9.4 **Contract Manager:** During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract manager and his or her contact information below.

**Contract Manager:** Jack Conner  
**Telephone Numbers:** (304) 766-7318 x 3  
**Fax Number:** (304) 766-7325  
**Email Address:** jack.conner@mulzer.com

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

Jack Conner, Sales Manager  
(Name, Title)  
Jack Conner, Sales Manager  
(Printed Name and Title)  
P.O. BOX 510 Dunbar, West Virginia 26064  
(Address)  
(304) 766-7318 x 3 (304) 766-7325  
(Phone Number) / (Fax Number)  
jack.conner@mulzer.com  
(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.

Shamblin Stone, Incorporated  
(Company)  
 Vice President  
(Authorized Signature) (Representative Name, Title)

Monte Caruthers Vice President  
(Printed Name and Title of Authorized Representative)

September 18, 2017  
(Date)

(304) 766-7318 x 80510 (304) 766-7325  
(Phone Number) (Fax Number)

## 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.

1. ☐ **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; **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% 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**,
3. ☐ **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**,
5. ☐ **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**,
6. ☐ **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: SHAMBLIN STONE, INCORPORATED

Signed: Monte Conuth

Date: September 18, 2017

Title: Vice President

STATE OF WEST VIRGINIA  
Purchasing Division

## PURCHASING AFFIDAVIT

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**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: SHAMBLIN STONE, INCORPORATED

Authorized Signature: *Monte Conner* Date: September 18, 2017

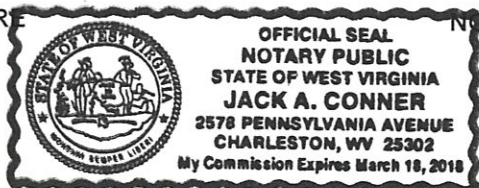
State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 18 day of September, 20 17.

My Commission expires March 18, 20 18.

AFFIX SEAL HERE



NOTARY PUBLIC

*Julie*  
Purchasing Affidavit (Revised 07/07/2017)

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: SHAMBLIN STONE, INCORPORATED

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Contracting business entity's authorized agent: Monte Caruthers

Address: P.O. BOX 510 Dunbar, West Virginia 25064

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Type or description of contract: Central Master Agreement

Governmental agency awarding contract: Department of Administration Division of Purchasing

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):

Shamblin Stone, Incorporated

Signature: Monte Caruthers Date Signed: September 18, 2017

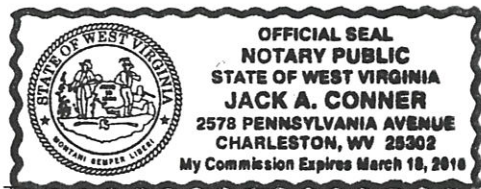
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Verification

State of West Virginia, County of Kanawha:

I, Monte N. Caruthers, 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 18 day of September, 2017.



[Signature]  
Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: \_\_\_\_\_

Date submitted to Ethics Commission: \_\_\_\_\_

Governmental agency submitting Disclosure: \_\_\_\_\_



Purchasing Division  
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
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**BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

**VENDOR**

Vendor Name, Address and Telephone Number:

SHAMBLIN STONE, INCORPORATED  
P.O. BOX 510  
DUNBAR, WEST VIRGINIA 25064  
(304) 766-7318

MARMET YARD

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature X

FEIN # 55-060-3724

DATE 09/18/2017

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways (WVDOH), to establish an open-end contract for various sizes and types of Stone, Aggregate and Cinders for pick up by West Virginia Division of Highways Forces from the Vendor's Storage Site per attached documents.

INVOICE TO	SHIP TO
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No City WV99999	No City WV 99999
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Comm Code	Manufacturer	Specification	Model #
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**Extended Description :**

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**SCHEDULE OF EVENTS**

Line	Event	Event Date
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DOT1800000019	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WDOH	<b>Page 3</b> of 3
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#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

## 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: SHAMBLIN STONE, INCORPORATED MARMET YARD

**Mandatory - Vendor shall complete this form and return with bid submission.**

**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.**

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

<p>a) SOURCE OF MATERIAL (<u>all</u> 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)</p> <table border="1"> <tr><td>Mulzer Crushed Stone - Cape Sandy, Charlestown &amp; New Amsterdam, IN - Limestone</td></tr> <tr><td>Mountain Materials - Olive Hill, KY - Limestone</td></tr> <tr><td>Shelly Materials - Reedsville, OH</td></tr> <tr><td>Letart Sand &amp; Gravel - Gallipolis Ferry, WV</td></tr> <tr><td>Nugent Sand &amp; Gravel - Milton, KY</td></tr> <tr><td>Carmeuse Lime &amp; Stone - Maysville, KY - Limestone</td></tr> </table>	Mulzer Crushed Stone - Cape Sandy, Charlestown & New Amsterdam, IN - Limestone	Mountain Materials - Olive Hill, KY - Limestone	Shelly Materials - Reedsville, OH	Letart Sand & Gravel - Gallipolis Ferry, WV	Nugent Sand & Gravel - Milton, KY	Carmeuse Lime & Stone - Maysville, KY - Limestone	<p>b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.</p> <table border="1"> <tr><td>MARMET YARD</td></tr> <tr><td>11005 MacCorkle Avenue Marmet, West Virginia 25315</td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </table>	MARMET YARD	11005 MacCorkle Avenue Marmet, West Virginia 25315				
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<b>Cinders</b>													
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Material and pick up by WVDOH forces from the Vendor's Storage Site, ONLY.

			Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site		
Contract Item	Description of Material		Limestone, Sandstone, Gravel, Sand	Blast Furnace Slag	Steel Slag
A	Class 1 Aggregate		\$ 20.50		
B	Class 2 Aggregate		\$ 20.50		
C	Class 10 Aggregate		\$ 20.50		
D	AASHTO #1 Aggregate		\$ 21.00		
E	AASHTO #3 Aggregate		\$ 21.00		
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N	Fine Aggregate		\$ 16.95		
OA	Limestone Standard Abrasives		\$ 19.90		
OB	Sandstone Standard Abrasives		NO BID		
PA	Limestone Modified Abrasives		NO BID		
PB	Sandstone Modified Abrasives		NO BID		
Q	Rip Rap		\$ 22.95		
R	Shot Rock		\$ 25.35		
S	AASHTO #8 Modified		\$ 23.90		
T	AASHTO #9 Modified		NO BID		
U	Pea Gravel		NO BID		
V	#11 Limestone Abrasives		NO BID		
W	Quarry Waste		\$ 12.40		
AA	Cinders		NO BID		

CRFQ 0803 DOT1800000019  
REQUEST FOR QUOTATION  
Stone, Aggregate and Cinders – Materials and Pickup by Agency ONLY

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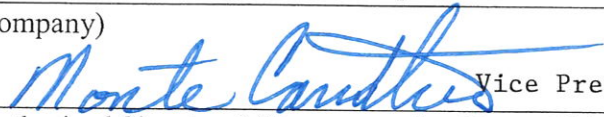
- 8.1.4 Failure to remedy deficient performance upon request.
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9. **MISCELLANEOUS:**
- 9.1 **No Substitutions:** Vendor shall supply only Contract Items submitted in response to the RFQ unless a contract modification is approved in accordance with the provisions contained in this Contract.
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**Contract Manager:** Jack Conner  
**Telephone Numbers:** (304) 766-7318 x 3  
**Fax Number:** (304) 766-7325  
**Email Address:** jack.conner@mulzer.com

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

Jack Conner, Sales Manager  
(Name, Title)  
Jack Conner, Sales Manager  
(Printed Name and Title)  
P.O. BOX 510 Dunbar, West Virginia 25064  
(Address)  
(304) 766-7318 x 3 (304) 766-7325  
(Phone Number) / (Fax Number)  
jack.conner@mulzer.com  
(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.

Shamblin Stone, Incorporated  
(Company)  
Vice President  
(Authorized Signature) (Representative Name, Title)

Monte Caruthers Vice President  
(Printed Name and Title of Authorized Representative)

September 18, 2017  
(Date)

(304) 766-7318 x 80510 (304) 766-7325  
(Phone Number) (Fax Number)

# 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.

1. ☐ **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; **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% 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**,
3. ☐ **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**,
5. ☐ **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**,
6. ☐ **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: SHAMBLIN STONE, INCORPORATED

Signed: Monte Compton

Date: September 18, 2017

Title: Vice President

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:**

**"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: (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: SHAMBLIN STONE, INCORPORATED

Authorized Signature: *Monte Conner* Date: September 18, 2017

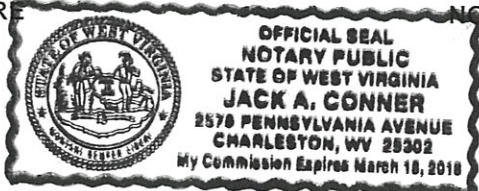
State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 18 day of September, 20 17.

My Commission expires March 18, 20 18.

AFFIX SEAL HERE NOTARY PUBLIC



*Purchasing Affidavit (Revised 07/07/2017)*

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: SHAMBLIN STONE, INCORPORATED

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Contracting business entity's authorized agent: Monte Caruthers

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Number or title of contract: DOT1800000019 - 2018 Stone Aggregate Cinders Material & Pickup by WVDOH

Type or description of contract: Central Master Agreement

Governmental agency awarding contract: Department of Administration Division of Purchasing

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):

Shamblin Stone, Incorporated

Signature: Monte Caruthers Date Signed: September 18, 2017

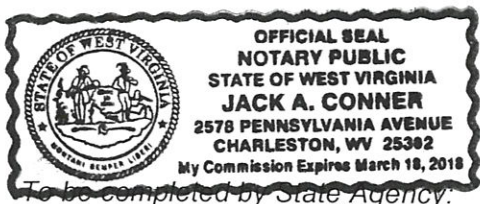
☐ Check here if this is a Supplemental Disclosure.

Verification

State of West Virginia, County of Kanawha:

I, Monte N. Caruthers, 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 18 day of September, 2017.



To be completed by State Agency:

Date Received by State Agency: \_\_\_\_\_

Date submitted to Ethics Commission: \_\_\_\_\_

Governmental agency submitting Disclosure: \_\_\_\_\_

[Signature]  
Notary Public's Signature



Purchasing Division  
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 WVDOT

Proc Type: Central Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version
2017-09-07	2017-09-19 13:30:00	CRFQ 0803 DOT1800000019	1

**BID RECEIVING LOCATION**

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

**VENDOR**

Vendor Name, Address and Telephone Number:

SHAMBLIN STONE, INCORPORATED  
P.O. BOX 510  
DUNBAR, WEST VIRGINIA 25064  
(304) 766-7318

SCARY YARD

**FOR INFORMATION CONTACT THE BUYER**

Mark A Atkins  
(304) 558-2307  
mark.a.atkins@wv.gov

Signature X

FEIN # 55-060-3724

DATE 09/18/2017

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

**ADDITIONAL INFORMATION:**

The West Virginia Purchasing Division is soliciting bids on behalf of the West Virginia Division of Highways (WVDOH), to establish an open-end contract for various sizes and types of Stone, Aggregate and Cinders for pick up by West Virginia Division of Highways Forces from the Vendor's Storage Site per attached documents.

INVOICE TO	SHIP TO
VARIOUS AGENCY LOCATIONS AS INDICATED BY ORDER	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER
No City WV99999	No City WV 99999
US	US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Vendor shall use Exhibit_A Pricing Page for bid pricing	0.00000	EA		

Comm Code	Manufacturer	Specification	Model #
11111600			

**Extended Description :**

STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOH:

If bidding online vendor should enter \$0.00 in the Oasis commodity line.

Vendor must attach the Exhibit\_A pricing page and the Exhibit\_B information attachment to their bid.

See Section 18 of Instructions to Bidders for additional information.

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Technical Questions due by:	2017-09-12

DOT1800000019	<b>Document Phase</b> Final	<b>Document Description</b> STONE AGGREGATE CINDERS 2018 MATERIAL & PICKUP BY WVDOT	<b>Page 3</b> of 3
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#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

## 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: SHAMBLIN STONE, INCORPORATED SCARY YARD

**Mandatory - Vendor shall complete this form and return with bid submission.**

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b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule <b>must</b> be submitted when bid price varies between Vendors' storage sites.	
SCARY YARD	
658 Winfield Road (Rt.817) St. Albans, WV 25177	

<b>Cinders</b>	
c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.	
NO BID	
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**Pricing Page, Exhibit A****Vendor Name:** Shamblin Stone, Inc. SCARY

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

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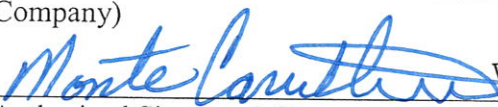
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(Phone Number) / (Fax Number)  
jack.conner@mulzer.com  
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Shamblin Stone, Incorporated  
(Company)  
 Vice President  
(Authorized Signature) (Representative Name, Title)

Monte Caruthers Vice President  
(Printed Name and Title of Authorized Representative)

September 18, 2017  
(Date)

(304) 766-7318 x 80510 (304) 766-7325  
(Phone Number) (Fax Number)

# 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.

1. ☐ **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; **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% 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**,
3. ☐ **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**,
5. ☐ **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**,
6. ☐ **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: SHAMBLIN STONE, INCORPORATED

Signed: Monte Coulter

Date: September 18, 2017

Title: Vice President

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

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:**

**"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: (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: SHAMBLIN STONE, INCORPORATED

Authorized Signature: *Monte Conner* Date: September 18, 2017

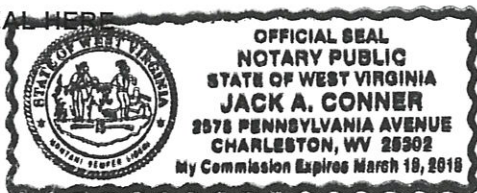
State of West Virginia

County of Kanawha, to-wit:

Taken, subscribed, and sworn to before me this 18 day of September, 20 17.

My Commission expires March 18, 20 18.

AFFIX SEAL HERE



NOTARY PUBLIC

*Jack A. Conner*

Purchasing Affidavit (Revised 07/07/2017)

West Virginia Ethics Commission

Disclosure of Interested Parties to Contracts

Contracting business entity: SHAMBLIN STONE, INCORPORATED

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Contracting business entity's authorized agent: Monte Caruthers

Address: P.O. BOX 510 Dunbar, West Virginia 25064

Number or title of contract: DOT1800000019 - 2018 Stone Aggregate Cinders Material & Pickup by WVDOH

Type or description of contract: Central Master Agreement

Governmental agency awarding contract: Department of Administration Division of Purchasing

Names of each Interested Party to the contract known or reasonably anticipated by the contracting business entity (attach additional pages if necessary):

Shamblin Stone, Incorporated

Signature: Monte Caruthers Date Signed: September 18, 2017

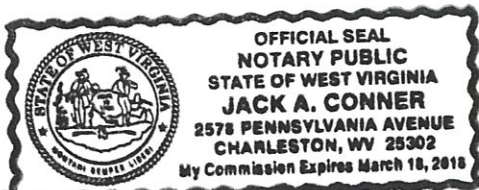
☐ Check here if this is a Supplemental Disclosure.

Verification

State of West Virginia, County of Kanawha:

I, Monte N. Caruthers, 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 18 day of September, 2017.



[Signature]  
Notary Public's Signature

To be completed by State Agency:

Date Received by State Agency: \_\_\_\_\_

Date submitted to Ethics Commission: \_\_\_\_\_

Governmental agency submitting Disclosure: \_\_\_\_\_