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Header 1

List View

General Information | Contact | Default Values | Discount | Document Information | Clarification Request

Procurement Folder: 1020610

Procurement Type: Central Purchase Order

Vendor ID:

Legal Name: CIVIL & ENVIRONMENTAL CONSULTANTS INC

Alias/DBA:

Total Bid: \$0.00

Response Date:

Response Time:

Responded By User ID:

First Name:

Last Name:

Email:

Phone:

SO Doc Code: CEOI

SO Dept: 0603

SO Doc ID: ADJ2200000012

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Solicitation Description:

Total of Header Attachments: 1

Total of All Attachments: 1



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

**State of West Virginia
 Solicitation Response**

Proc Folder: 1020610
Solicitation Description: EOI- Phase I Environmental Site Assessment-Emivest Hangar
Proc Type: Central Purchase Order

Solicitation Closes	Solicitation Response	Version
2022-04-06 13:30	SR 0603 ESR04062200000006135	1

VENDOR
 000000160928
 CIVIL & ENVIRONMENTAL CONSULTANTS INC

Solicitation Number: CEOI 0603 ADJ2200000012
Total Bid: 0
Response Date: 2022-04-06
Response Time: 12:35:08
Comments:

FOR INFORMATION CONTACT THE BUYER
 David H Pauline
 304-558-0067
 david.h.pauline@wv.gov

Vendor Signature X **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	EOI- Phase I Environmental Site Assessment- Emivest Hangar				0.00

Comm Code	Manufacturer	Specification	Model #
81101508			

Commodity Line Comments:

Extended Description:

EOI- Phase I Environmental Site Assessment-Emivest Hangar per the attached documentation.



Civil & Environmental Consultants, Inc.



WEST VIRGINIA ARMY NATIONAL GUARD

**PHASE 1 ENVIRONMENTAL SITE ASSESSMENT -
EMIVEST HANGAR CEOI 0603 ADJ2200000012**

CEC | MARTINSBURG/BRIDGEPORT

Project 322-637

April 6, 2022



April 6, 2022

West Virginia Army National Guard
Construction and Facilities Management Office
c/o Adjutant General's Office
1707 Coonskin Dr.
Charleston, WV 25311

Dear Members of the selection committee:

Subject: Expression of Interest for Professional Service Phase I Environmental Site Assessment
(ASTM E 1527-13) Emivest Hangar
CEC Project 322-637

Civil & Environmental Consultants, Inc. (CEC) presents this Expression of Interest (EOI) to conduct a Phase I Environmental Site Assessment (ESA) on the Emivest Hangar located in Martinsburg, West Virginia (Subject Property). This EOI has been prepared based upon the information contained in Solicitation No. CEOI 0603 ADJ220000012 issued on 3/21/2022.

CEC understands the Subject Property to be the Emivest Hangar located at 731 Novak Drive in Martinsburg, WV. CEC understands the purpose of this EOI is to contract a qualified environmental professional engineering firm to develop and submit a Phase I Environmental Site Assessment on the approximately 92,55 sq. ft. mixed use facility that was constructed in 1997 and is located on 33.04 acres. CEC understands the structure was constructed as an aircraft manufacturing and office facility and consists of steel beam and metal insulated siding and roof construction. CEC is currently serving as the Engineer of Record for the City of Martinsburg and has developed a proven system for identifying, defining, designing, and constructing successful projects of various types on an expedited schedule.

In addition to our team of experts, CEC will provide the following:

- **Clear and timely communication** – One of the most important components to any project is the ability to communicate and understand the needs of clients. CEC's approach to achieving clear communication is to regularly speak with our clients, correspond in writing and provide timely reports.
- **Honesty** – Regardless of the message to be delivered, you can always depend on CEC to be truthful and to give you our honest assessment of key items related to projects, specifically cost and budget.
- **Quality** - CEC follows a strict quality assurance procedure to ensure that the client receives upfront and direct project details from the beginning. This is such an important part of our operation that we require our staff to regularly read and review our policies to ensure our clients are given the best service available.

CEC appreciates the opportunity to provide the WV Army National Guard with this Expression of Interest. CEC has the expertise and capability to provide the requested services and would like the opportunity to work with the WVANG on this project. Please feel free to contact us if you have any questions.

Sincerely,
CIVIL & ENVIRONMENTAL CONSULTANTS, INC.


Eddie Carder
Senior Project Manager


David Olson
Vice President



PROFESSIONAL SERVICES - PHASE 1 ENVIRONMENTAL SITE ASSESSMENT - EMIVEST HANGAR CEOI 0603 ADJ2200000012

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1.0 Firm Overview

In 1989, four engineers and scientists came together with a singular vision: to be a people-first company, one that promotes a culture where clients and employees enjoy working together, and that is responsive to client needs with integrated services and high-quality work for projects both complex and routine.

More than 30 years later, Civil & Environmental Consultants, Inc. (CEC) has 1,000+ team members in offices nationwide. Headquartered in Pittsburgh, Pennsylvania, we are consistently ranked on Engineering News-Record's annual lists of the Top Design Firms and Top Environmental Firms in the nation.

A culture of accountability. We own it. At CEC, every member of our team has a personal stake in ensuring the success of our clients. Because their success is our success. As employee-owners of the firm, we are all personally accountable for building lasting relationships and delivering outstanding results. Because we don't just work at CEC. We own it.

Being easy to work with. We own it. At other firms, you may find one person you work well with. Here, our clients tell us they work well with all of us. It's because all of us are invested in your success. We're accessible, responsive, and operate with integrity.

Putting people first. We own it. At CEC, people come first. Always. Whether that's our clients, our employees, or our community. It's why we listen more and work harder to understand the unique needs of our clients. And it's why we prioritize the career development of every individual on our team. People are why we do this, and why we love what we do.

Teamwork. We own it. We are at our best when we work together. That means bringing together a diverse team of talented, passionate, multidisciplinary experts to work closely alongside clients to craft comprehensive solutions to complex problems. We believe that by working together, no problem is insurmountable.

Safety excellence. We own it. We believe all accidents are preventable and are committed to creating an accident- and incident-free workplace for employees and subcontractors through training, safe workplace practices, and processes for assessing project hazards. CEC strives for safety excellence throughout our entire organization and holds all individuals accountable for the safe performance of their work.

CEC is an expanding, multi-disciplined company that is home to:

- + Civil Engineers
- + Geotechnical Engineers
- + Transportation Engineers
- + Structural Engineers
- + Environmental Scientists
- + Environmental Engineers
- + Chemical Engineers
- + Geologists
- + Hydrogeologists
- + Hydrologists
- + Ecologists
- + Biologists
- + Wetland Scientists
- + Threatened & Endangered Species Experts
- + Agronomists/Soil Scientists
- + Emissions Testing Professionals
- + Meteorologists
- + Chemists
- + Archaeologists
- + Construction Managers and Inspectors
- + Environmental Technicians
- + Treatment Plant Operators
- + Land Surveyors
- + Landscape Architects
- + GIS Analysts and Programmers



WHERE WE ARE.



Athens, PA
877.389.1852

Austin, TX
512.439.0400

Boston, MA
866.312.2024

Bridgeport, WV
855.488.9539

Buffalo, NY
800.365.2324

Charlotte, NC
855.859.9932

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Cincinnati, OH
800.759.5614

Cleveland, OH
800.365.2324

Columbus, OH
888.598.6808

Fall River, MA
508.679.5646

Fishers, IN
317.570.8800

Greenville, SC
855.574.4331

Houston, TX
800.365.2324

Indianapolis, IN
877.746.0749

Kansas City, KS
866.250.3679

Knoxville, TN
865.977.9997

Monroeville, PA
800.899.3610

Nashville, TN
800.763.2326

Oklahoma City, OK
405.246.9411

Philadelphia, PA
888.267.7891

Phoenix, AZ
877.231.2324

Pittsburgh, PA
800.365.2324

Sacramento, CA
760.977.8106

San Diego, CA
760.977.8106

Sevierville, TN
865.774.7771

St. Louis, MO
866.250.3679

Toledo, OH
855.274.2324

2.0 Project and Goals

2.1 Development and Submission of Phase I ESA

The purpose of this Phase I ESA is to identify, to the extent feasible pursuant to the process prescribed herein, recognized environmental conditions (RECs) in connection with the Subject Property in accordance with the ASTM International, Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process E 1527-13 (the "Standard"). The term "recognized environmental conditions" means the presence or likely presence of any hazardous substances or petroleum products in, on, or at a property: (1) due to any release to the environment; (2) under conditions indicative of a release to the environment; or (3) under conditions that pose a material threat of a future release to the environment. De minimis conditions are not RECs.

Unless otherwise explicitly stated, the scope of services for the Phase I ESA does not include the collection and analysis of any environmental media. In accordance with the Standard, issues considered beyond the scope of this Phase I ESA include asbestos-containing building materials, radon, lead-based paint, lead in drinking water, wetlands, regulatory compliance, cultural and historic resources, industrial hygiene, health and safety, ecological resources, endangered species, indoor air quality unrelated to releases of hazardous substances or petroleum products into the environment, biological agents, and mold. In addition, issues such as substances not defined as hazardous substances (i.e., "emerging contaminants," etc.), PCB-containing building materials, ionizing radiation, oil/gas production, mineral rights and mining, and geotechnical suitability are also considered beyond the scope of this project. A Phase I ESA Report will be prepared and submitted to the purchaser upon completion.

2.2 Records Review

The purpose of the records review is to obtain and review records that will help identify RECs in connection with the Subject Property. The records review will consist of the following:

2.2.1 Standard Environmental Record Sources:

A computer search of reasonably ascertainable and practically reviewable government agency databases will be performed to determine if the Subject Property, its adjoining properties, or properties in the surrounding area are included on government agency databases indicative of potential environmental problems or notifications. At a minimum, government agency databases to be reviewed for the environmental profile will include those listed in the Standard.

A review of the relevant regulatory agency files/records may be necessary to comply with the Standard if the Subject Property or an adjoining property is identified on one or more of the Standard Environmental Records. A combination of one or more methods may be used if CEC's EP concludes that a regulatory file/records review is needed to assess whether a REC exists at the Subject Property. Methods may include review of records maintained onsite, user-provided records, records obtained online from government agencies, interviews with regulatory officials or other individuals knowledgeable about the environmental conditions that resulted in the standard environmental record source listing, etc. Our proposed fee includes a budgetary allowance for review of a nominal quantity of regulatory records obtained via these methods. We will contact you to discuss additional fees if more than what is described above is essential for CEC's EP to make a conclusion regarding a listing as it relates to a potential REC

2.2.2 Physical Setting Source:

A current USGS 7.5-minute topographic map showing the area where the Subject Property is located will be reviewed. That portion of the topographic map showing the Subject Property will be presented as a figure in the Phase I ESA report. CEC may consult other sources as needed to understand the physical setting of the Subject Property. These sources may include soil surveys and groundwater availability maps, among other readily available and reasonably ascertainable resources.

2.3 Historical Use Review

CEC will develop a history of the previous uses of the Subject Property, its adjoining properties, and properties in the surrounding area in order to help identify the likelihood of past uses having led to RECs in connection with the Subject Property. CEC will utilize various historical resources to develop the site history. These include resources such as:

- Aerial photographs;
- Fire insurance maps;
- Property tax files;
- USGS topographic maps;
- Local street/city directories;
- Multi-tenant lists;
- Recorded land title/chain of title records, if provided by others;
- Prior environmental reports, if provided by others.

2.4 Site Reconnaissance

A site reconnaissance will be performed to obtain information indicating the likelihood of identifying RECs in connection with the Subject Property. Prior to visiting the Subject Property for the purpose of performing the site reconnaissance, areas of environmental interest will be identified through the use of aerial photographs and/or remote sensing imagery, the records review, and interviews. A visual on-site inspection of the Subject Property will be performed. Each area of environmental interest identified prior to the site visit, and not ruled out through interviews as an area of environmental interest prior to the site visit, will be observed during the site visit. The current uses of adjoining properties will be identified to the extent that they are visually and/or physically observable during the site visit or from public areas.

2.5 Interviews

CEC will make reasonable attempts to conduct interviews with past and/or present Subject Property owners, operators, and occupants as identified to us and pertinent to our assessment to obtain information indicating RECs in connection with the Subject Property. If appropriate and necessary, CEC will also interview state and/or local government officials to obtain information indicating RECs in connection with the Subject Property.

2.6 Report

After the above tasks, CEC will prepare a Phase I ESA report describing the scope of services performed, the findings including the identification of RECs, the EP's opinion(s) of the potential impact of identified RECs on the Subject Property, and the EP's opinion regarding whether additional appropriate investigations would be necessary to detect the presence of hazardous substances or petroleum products. The Phase I ESA report will include the EP's qualifications, signature, and declaration, as required by the Standard. Reliance on the Phase I ESA report will be granted only to the client, unless reliance by others is required and agreed to by CEC.

CEC will provide an electronic copy of the Phase I ESA report for your use.

3.0 Project Team

CEC has designated a team of experienced professionals to provide completion, coordination and oversight of the Phase I ESA for this property.

David Olson will be serving as the Principal on this project. Mr. Olson will be responsible for Technical and Quality reviews on the project. Mr. Olson, a Vice President with Civil & Environmental Consultants, Inc., has 34 years of experience in the environmental industry. He is a West Virginia Licensed Remediation Specialist and has completed numerous projects under the West Virginia Voluntary Remediation Program. He has managed numerous Phase I/II environmental assessments at a variety of commercial and industrial sites, including mining, railroad, steel making/recycling, chemical, and petroleum related operations. He has completed projects under a variety of state and federal regulatory programs, including RCRA, CERCLA, UST, NPDES, SPCC, brownfields, and waste management programs. Mr. Olson has provided expert testimony and litigation support on projects involving solid waste landfill permitting and groundwater contamination assessment/remediation.



Eddie Carder will be serving as the Project Manager on this project. Mr. Carder will be responsible for project coordination, client communications, scheduling, budget management and will assist with site reconnaissance and report preparation. Mr. Carder, a Senior Project Manager and Environmental Practice Lead, has 23 years of environmental, permitting, regulatory compliance and project management experience. Mr. Carder is an Environmental Professional and has completed ASTM Phase I training. Mr. Carder managed multiple projects in Asbestos, Lead Based Paint, Indoor Air Quality, Phase I and Phase II Site Assessments, Soil and Groundwater Sampling and Waste Profiling. He has extensive experience effectively communicating with consultants, engineers, contractors, regulators, local governments, landowners, and the general public.



Brittany Hedrick will be serving as an Environmental Professional on this project. Ms. Hedrick will be participating in site reconnaissance, records review and report preparation for this project. Mrs. Hedrick, a Project Manager for CEC, has nine years of experience working as an environmental consultant for natural gas, mining, and manufacturing industries, as well as, municipal entities and financial institutions. Ms. Hedrick is an Environmental Professional and has completed ASTM Phase I training. Ms. Hedrick is a Certified Professional Soil Scientist, a West Virginia Licensed Remediation Specialist, and holds multiple asbestos licenses. She has conducted and managed multiple Phase I and Phase II Environmental Site Investigations for a variety of clients and industries.



4.0 Project Experience

Following is a small sampling of projects that CEC has completed that serve as an example of our experience.

Solar Project, Confidential Client, Southern, WV

CEC completed a Phase I Environmental Site Assessment (ESA) on approximately 5,000 acres of un-reclaimed surface mine land. The purpose of the Phase I ESA was to determine if recognized environmental conditions were present on the property that would be detrimental to future property development as a solar park. The Phase I ESA was performed to the ASTM Standard E2247-16 which included identifying areas of environmental concern by performing an aerial flyover and aerial photograph review. CEC conducted a site reconnaissance which identified REC's and recommended a Phase II ESA.

Former Machine Shop and Truck Maintenance/Fueling Facility, Weirton WV

CEC performed a Phase I and Phase II ESA for the Business Development Corporation of the Northern Panhandle prior to their acquisition of a 10-acre parcel within a large steel plant that was used as a machine shop and truck maintenance/fueling facility. The Phase I ESA identified several RECs, including above ground and diesel and gasoline storage tanks and fuel dispensers, a closed underground fuel storage tank, releases associated with vehicle maintenance operations, an inground concrete sump used to manage contaminated liquids, and oil staining associated with an on-site compressor, and staining around an on-site electrical transformer. A phase II ESA was conducted to address the above RECs and included soil and groundwater sampling.

Former AFT Facility Phase I ESA

CEC performed a Phase I ESA for a client involved with medical cannabis cultivation in West Virginia. The Phase I ESA identified the use of polymeric methylene diphenyl diisocyanate (PMDI) which is classified as a hazardous substance. The Phase I revealed signs of poor housekeeping and discovered a strong, pungent odor. Additionally, CEC observed exterior metal surfaces in a state of oxidation. The assessment revealed when PMDI off-gasses, it emits carbon dioxide which can create a corrosive atmosphere, causing the metal within the structure to oxidize. The client was able to submit the Phase I ESA to the Office of Medical Cannabis to request a new location.

USEPA Brownfield Assessment Grant –Lumber Facility

This project involved a Phase I ESA using funds awarded by the USEPA to a local EDA through the USEPA Brownfield Assessment Grant. Approximately 65-acres, that were previously utilized as a lumber sawmill, were investigated. This site had excellent redevelopment potential due to the proximity to an Interstate and to a future River Rail and Water Trail. The Phase I ESA identified recognized environmental conditions related to the historic use of the site including chromated-copper-arsenate (CCA) log treatment areas, heavy staining, paint rooms, and hazardous material storage.

Former Automotive Recycling Facility Phase I ESA

This Phase I ESA was completed for a Bank in anticipation of refinancing the site. The site operated as a vehicle, metal, and car part recycling facility. Due to excellent housekeeping practices and remaining compliant with their permitting, there were no recognized environmental conditions associated with the property.

5.0 Quality Assurance

Attention to Quality

CEC performs our professional services under our corporate Quality Assurance Plan (QAP). This QAP was developed to verify the engineering, design, plans and other deliverables prepared by the project team and the various disciplines are supported by comprehensive studies and sound engineering judgment, in compliance with established policies, guidelines and standards, and contain appropriate design flexibility and cost saving measures. This QAP entails a comprehensive listing of CEC quality policies and standard operating procedures that are available on CEC's internal network. It is consistently reviewed and updated by a multi-office team of experienced professionals to ensure "Best Quality Control Practices" are uniformly applied. In support of this QAP, CEC is committed to the application of established design policies, guidelines, and processes developed and published by review and resource agencies. From a quality standpoint, technical personnel review the technical quality, accuracy and completeness of all designs, analyses, drawings, estimates, and report text. Peer-level personnel are responsible for the performance of an independent check of all calculations and project deliverables prior to each project milestone submission.

As part of the QAP, reviews will be performed for the appropriate element throughout the design/construction process. These reviews will be completed prior to submitting reports, plans, construction documentation, or other deliverables. These reviews will verify the adequacy of the information presented and compliance with established guidance documents. The QAP also documents procedures for work procedure and equipment use, employee and project safety, project management and records and communications. The goal and objective of the QA/QC Policy is to provide a safe and consistent delivery of quality services.

Specific quality policies and standard operation procedures can be provided if requested.

Commitment to Safety

Civil & Environmental Consultants, Inc. (CEC) is committed to conducting its business in a manner that sustains and protects the safety and health of its employees. CEC strives for continuous improvement in the effectiveness of its safety and health programs. We affirm that:

- Working safely is a key corporate value and a condition of employment.
- All workplace hazards can be safeguarded against by using proactive measures and actions.
- Occupational safety and health is part of every employee's total job performance.
- Each CEC employee is responsible, and is held accountable for establishing safe workplace conditions to prevent injuries and occupational illnesses.
- Training employees to work safely is essential and is the responsibility of CEC Managers and Supervisors.
- Creating and maintaining a safe workplace, combined with the prevention of personal injuries and accidents, is good business.
- An effective Safety Program is part of CEC's vision and mission.

CEC's Workplace Safety Program and Manual provides general physical hazard assessments for tasks commonly performed by CEC employees. The program requires a hazard assessment and preparation of a project safety plan for all field operations. The plans are continuously updated through the use of Job Safety Assessments and on-site safety meetings for CEC personnel.

CEC is a consulting services firm employing engineers, scientists, biologists, ecologists, technicians, surveyors and office staff. The firm is part of the NAICS 5413 firms providing architectural, engineering and related services.

6.0 References

Mr. James Bowen
Paden City Development Authority
Board President
425 South 4th Avenue
Paden City WV 26159
304-337-2796
pcdevelopmentauthority@gmail.com

Mr. Marvin Six
BDC of the Northern Panhandle
Assistant Director
324A Penco Road
Weirton, WV 26062
304-748-5041
msix@bhbd.com



Additional Information

**Exceptions to Centralized Expression of Interest (State of West Virginia) –
Civil & Environmental Consultants, Inc. (“CEC”)**

Civil & Environmental Consultants, Inc. (“CEC”) proposes inclusion of the following terms in a contract awarded pursuant to the above-referenced EOI. CEC has assumed the terms below in developing its proposal and is willing to further discuss these terms.

1. General Terms and Conditions, Article 8:

CEC proposes the following change:

Professional/Malpractice/Errors and Omissions Insurance in at least an amount of: \$1,000,000 per ~~occurrence_~~
claim. Notwithstanding the forgoing, Vendor’s are not required to list the State as an additional insured for this type of policy.

Reasoning: Similar to many professional liability insurance coverage policies, CEC’s professional liability is on a claims-made form. CEC renews its coverage annual and can provide the requested insurance limits.

2. General Terms and Conditions, Article 28 (Warranty):

CEC proposes adding the following to the end of this Article:

Notwithstanding anything to the contrary, professional services shall be provided consistent with the professional skill and care ordinarily provided by professionals providing similar services under similar circumstances.

Reasoning: Professional liability coverage covers claims for services not performed in accordance with the standard of care. This language is meant to ensure insurance coverage in the event of a professional liability claim.

3. General Terms and Conditions, Article 36 (Indemnity):

CEC proposes adding the following to the end of this Article:

Vendor’s duty to defend for professional liability claims can be satisfied by the reimbursement of defense costs to the proportional extent of Vendor’s fault. Vendor and the State and the Agency waive any claim against each other for consequential, indirect, special or punitive damages. Vendor’s liability arising under this Contract shall not exceed, in the aggregate, \$1,000,000 (one million dollars), except for liability for direct damages for bodily injury, death, or damage to property (tangible or intangible) caused by the negligence or willful misconduct of such person’s employees or agents.

Reasoning: Professional services agreements typically have an overall limitation on liability. This language includes these items, but does not apply to the Consultant’s indemnification obligations under the agreement for claims for personal injury or property damage, which would remain unlimited to protect the State and be compliant with West Virginia Code §5A-3-62. Professional liability insurance covers claims to the extent of professional’s negligence and reimburses defense costs.

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 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 exceed five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:

Vendor's Name: Civil & Environmental Consultants

Authorized Signature: [Signature] Date: April 6, 2022

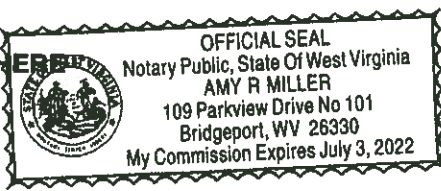
State of WV

County of Harrison, to-wit:

Taken, subscribed, and sworn to before me this 6 day of April, 2022.

My Commission expires July 3, 2022.

AFFIX SEAL HERE



NOTARY PUBLIC [Signature]

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.

(Name, Title)

Eddie Carder, Senior Project Manager

(Printed Name and Title)

120 Gensis Boulevard, Bridgeport, WV 26300

(Address)

304-933-3119 / 304-933-3327

(Phone Number) / (Fax Number)

ecarder@cecinc.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.

By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law.

Civil & Environmental Consultants, Inc.

(Company)



EDDIE CARDER, SENIOR PROJECT MANAGER
(Authorized Signature) (Representative Name, Title)

Eddie Carder, Senior Project Manager

(Printed Name and Title of Authorized Representative)

April 6, 2022

(Date)

304-933-3119 / 304-933-3327

(Phone Number) (Fax Number)



Civil & Environmental
Consultants, Inc.

142 N Queen Street Martinsburg, WV 25401 | 120 Genesis Boulevard Bridgeport, WV 26330 | www.cecinc.com