



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](http://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](http://WVPurchasing.gov) with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

Header 1

List View

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

Procurement Folder: 970808

Procurement Type: Central Purchase Order

Vendor ID: VS0000001756 

Legal Name: CXT INC

Alias/DBA:

Total Bid: \$246,147.01

Response Date: 12/21/2021 

Response Time: 11:22

Responded By User ID: Carr 

First Name: Heather

Last Name: Cummings

Email: hcummings@lbfooster.com

Phone: 304-850-6306

SO Doc Code: CRFQ

SO Dept: 0803

SO Doc ID: DOT2200000091

Published Date: 12/14/21

Close Date: 12/21/21

Close Time: 13:30

Status: Closed

Solicitation Description: Addendum No 1 - Salt Lick Box Beams and Bridge Rail

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:** 970808  
**Solicitation Description:** Addendum No 1 - Salt Lick Box Beams and Bridge Rail.  
**Proc Type:** Central Purchase Order

Solicitation Closes	Solicitation Response	Version
2021-12-21 13:30	SR 0803 ESR12212100000003840	1

**VENDOR**  
 VS0000001756  
 CXT INC

**Solicitation Number:** CRFQ 0803 DOT2200000091  
**Total Bid:** 246147.0100000000093132257461 **Response Date:** 2021-12-21 **Response Time:** 11:22:03  
**Comments:**

**FOR INFORMATION CONTACT THE BUYER**

John W Estep  
 304-558-2566  
 john.w.estep@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	1501 1/2 square feet - 33 Inch Interior Box Beam	1501.5000	SF	120.930000	181576.40

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Box beam shall be 6 pieces - each piece shall be 3 feet 0 inches x 75 feet 7 inches.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	429 square feet - 33 Inch Exterior Box Beam	429.00000	SF	120.930000	51878.97

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Box beam shall be two pieces - each piece shall be 3 feet 0 inches x 75 feet 7 inches.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	Elastomeric laminated bearing pads (b-1)	18.00000	EA	210.000000	3780.00

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Pads must be 3/4 inches X 5 inches X 2 Feet 10 inches

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
4	Swedged anchor bolt or #8 deformed rebar	18.00000	EA	11.270000	202.86

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Bolt or rebar must be 1 inch X 2 foot 0 inches

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
5	Sponge rubber preformed joint filler	18.00000	EA	5.720000	102.96

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Joint filler must be 1 inch thick. Joint filler must be 6 1/2 inches X 3 feet 0 inches.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
6	Sponge rubber washer	64.00000	EA	6.000000	384.00

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Washers must have a 3 1/2 inch holes. Washer must be 8 inches X 8 inches X 1 inch thick.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
7	Bridge Rail	137.50000	EA	32.250000	4434.38

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Bridge rail must conform to standards set forth in section 607 of the WVDOH Standard Specifications of Roads and Bridges. Bridge rail must include inserts, hardware, posts and guardrail (see plans for detail). Bridge rail must be attached to beams by fabricator.

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
8	Post tension bearing plates	16.00000	EA	56.700000	907.20

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Bearing plates must be 9 inches x 9 inches x 1 inch thick

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
9	Post Tension Bar	244.00000	EA	10.200000	2488.80

Comm Code	Manufacturer	Specification	Model #
30101700			

**Commodity Line Comments:**

**Extended Description:**

Must be 1 inch diameter, Must be 8 pieces each measuring 30 feet 6 inches long; Post tension bar must come with nuts

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
10	Asymmetrical Thrie Beam Transition Section	4.00000	LF	97.860000	391.44

Comm Code	Manufacturer	Specification	Model #
30121703			

**Commodity Line Comments:**

**Extended Description:**

Each section must be 6 feet 3 inches; sections must be supplied, not attached.



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

State of West Virginia  
 Centralized Request for Quote  
 Highways

<b>Proc Folder:</b> 970808		<b>Reason for Modification:</b>	
<b>Doc Description:</b> Addendum No 1 - Salt Lick Box Beams and Bridge Rail.		Addendum No. 1	
<b>Proc Type:</b> Central Purchase Order			
<b>Date Issued</b>	<b>Solicitation Closes</b>	<b>Solicitation No</b>	<b>Version</b>
2021-12-13	2021-12-21 13:30	CRFQ 0803 DOT2200000091	2

**BID RECEIVING LOCATION**

BID CLERK  
 DEPARTMENT OF ADMINISTRATION  
 PURCHASING DIVISION  
 2019 WASHINGTON ST E  
 CHARLESTON WV 25305  
 US

**VENDOR**

**Vendor Customer Code:** VS00000000 1756  
**Vendor Name:** Carr Concrete, a division of CXT, Inc.  
**Address:** PO BOX 265  
**Street:**  
**City:** Waverly  
**State:** WV **Country:** USA **Zip:** 26184  
**Principal Contact:**  
**Vendor Contact Phone:** **Extension:**

**FOR INFORMATION CONTACT THE BUYER**  
 John W Estep  
 304-558-2566  
 john.w.estep@wv.gov

**Total:** \$246,147.00

**Vendor Signature X** *Beauvin King* **FEIN#** 91-1498605 **DATE** 12-21-2021

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



**ADDITIONAL INFORMATION**

Addendum No. 1 - to extend the bid opening from 12/15/2021 to 12/21/2021.

No other changes.

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT SEVEN		STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS	
DRAWER 1228			
WESTON	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	1501 1/2 square feet - 33 Inch Interior Box Beam	1501.50000	SF	\$120.93	\$181,576.40

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**

Box beam shall be 6 pieces - each piece shall be 3 feet 0 inches x 75 feet 7 inches.

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT SEVEN		STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS	
DRAWER 1228			
WESTON	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	429 square feet - 33 Inch Exterior Box Beam	429.00000	SF	\$120.93	\$51,878.97

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**

Box beam shall be two pieces - each piece shall be 3 feet 0 inches x 75 feet 7 inches.

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT SEVEN		STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS	
DRAWER 1228			
WESTON	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Elastomeric laminated bearing pads (b-1)	18.00000	EA	\$210.00	\$3,780.00

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**  
Pads must be 3/4 inches X 5 inches X 2 Feet 10 inches

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT SEVEN		STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS	
DRAWER 1228			
WESTON	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
4	Swedged anchor bolt or #8 deformed rebar	18.00000	EA	\$11.27	\$202.86

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**  
Bolt or rebar must be 1 inch X 2 foot 0 inches

INVOICE TO			SHIP TO		
DIVISION OF HIGHWAYS DISTRICT SEVEN			STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS		
DRAWER 1228					
WESTON	WV		No City	WV	
US			US		

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
5	Sponge rubber preformed joint filler	18.00000	EA	\$ 5.72	\$102.96

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**  
Joint filler must be 1 inch thick. Joint filler must be 6 1/2 inches X 3 feet 0 inches.

INVOICE TO			SHIP TO		
DIVISION OF HIGHWAYS DISTRICT SEVEN			STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS		
DRAWER 1228					
WESTON	WV		No City	WV	
US			US		

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
6	Sponge rubber washer	64.00000	EA	\$ 6.00	\$384.00

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**  
Washers must have a 3 1/2 inch holes. Washer must be 8 inches X 8 inches X 1 inch thick.

INVOICE TO			SHIP TO		
DIVISION OF HIGHWAYS DISTRICT SEVEN			STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS		
DRAWER 1228					
WESTON	WV		No City	WV	
US			US		

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
7	Bridge Rail	137.50000	EA	\$ 32.25	\$ 4,431.38

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**

Bridge rail must conform to standards set forth in section 607 of the WVDOH Standard Specifications of Roads and Bridges. Bridge rail must include inserts, hardware, posts and guardrail (see plans for detail). Bridge rail must be attached to beams by fabricator.

INVOICE TO			SHIP TO		
DIVISION OF HIGHWAYS DISTRICT SEVEN			STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS		
DRAWER 1228					
WESTON	WV		No City	WV	
US			US		

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
8	Post tension bearing plates	16.00000	EA	\$ 56.70	\$ 907.20

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**

Bearing plates must be 9 inches x 9 inches x 1 inch thick

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT SEVEN		STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS	
DRAWER 1228			
WESTON	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
9	Post Tension Bar	244.00000	EA	\$10.20	\$2,488.80

Comm Code	Manufacturer	Specification	Model #
30101700			

**Extended Description:**

Must be 1 inch diameter, Must be 8 pieces each measuring 30 feet 6 inches long; Post tension bar must come with nuts

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT SEVEN		STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS	
DRAWER 1228			
WESTON	WV	No City	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
10	Asymmetrical Thrie Beam Transition Section	4.00000	LF	\$97.86	\$391.44

Comm Code	Manufacturer	Specification	Model #
30121703			

**Extended Description:**

Each section must be 6 feet 3 inches; sections must be supplied, not attached.

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	Tech Questions due by 10:00am	2021-12-06

# SOLICITATION NUMBER: CRFQ DOT2200000091

## Addendum Number: 1

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The purpose of this addendum is to modify the solicitation identified as CRFQ DOT2200000091 (“Solicitation”) to reflect the change(s) identified and described below.

### Applicable Addendum Category:

- Modify bid opening date and time
- Modify specifications of product or service being sought
- Attachment of vendor questions and responses
- Attachment of pre-bid sign-in sheet
- Correction of error
- Other

### Description of Modification to Solicitation:

1. To move the bid opening from 12/15/2021 to 12/21/2021. The bid opening remains at 1:30 pm.

**Additional Documentation:** Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

### Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: CRFQ DOT2200000091**

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

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

**Addendum Numbers Received:**

(Check the box next to each addendum received)

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

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that that any verbal representation made or assumed to be made during any oral discussion held between Vendor's representatives and any state personnel is not binding. Only the information issued in writing and added to the specifications by an official addendum is binding.

Carr Concrete, a division of  
Company CXT, Inc.

Brent King  
Authorized Signature


12-21-2021  
Date

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

Pricing Page					
Item Number	Quantity	Unit of Measure	Description	Unit Cost	Total
1	1501.5	SF	1501.5 SF, 33 inch Interior Box Beam; Box beam shall be 7 pieces - each piece shall be 3 feet 0 inches X 71 feet 6 inches.	\$ 120.93	\$ 181,576.40
2	429	SF	429 SF, 33 Inch Exterior Box Beam; Box beam shall be 2 pieces - each piece shall be 3 feet 0 inches X 71 feet 6 inches.	\$ 120.93	\$ 51,878.97
3	18	EA	Elastomeric laminated bearing pads; Pads must be 3/4 inches X 5 inches X 2 feet 10 inches.	\$ 210.00	\$ 3,780.00
4	18	EA	Swedged Anchor Bolt or #8 Deformed Rebar must be 1 inch x 2 feet 10 inches	\$ 11.27	\$ 202.86
5	18	EA	Sponge rubber preformed joint filler; Joint filler must be 3/4 inch thick; Joint filler must be 6 1/2 inches X 3 feet 0 inches.	\$ 5.72	\$ 102.96
6	64	EA	Sponge rubber washer; Washers must have a 3 1/2 inch hole. Washer must be 8 inches X 8 inches X 1 inch thick.	\$ 6.00	\$ 384.00
7	137.5	LF	137.5 LF Bridge Rail; Bridge rail must conform to standards set forth in section 607 of the WVDOH Standard Specifications of Roads and Bridges.	\$ 32.25	\$ 4,434.38
8	16	EA	Post tension bearing plates; The plates shall be 9 inches X 9 inches X 1 inch thick.	\$ 56.70	\$ 907.20
9	244	LF	244 LF Post tension bar; The post tension bar must be 1 inch diameter and include nuts. There shall be 8 pieces each measuring 30 feet 6 inches long.	\$ 10.20	\$ 2,488.80
10	4	EA	Asymmetrical Thrie Beam Transition Section; Each beam shall be 6 feet 3 inches and the total quantity shall be 4. Transition sections must be supplied but NOT attached.	\$ 97.86	\$ 391.44
<b>Grand Total</b>					\$ 246,147.00



**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.

 Brandon Kring Project Manager  
(Name, Title)  
Brandon Kring Project Manager  
(Printed Name and Title)  
PO Box 265, Waverly, WV 26184  
(Address)  
304-850-6307 / 304-850-6331  
(Phone Number) / (Fax Number)  
BKring@LBFOSTER.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.

Carr Concrete, a division of CXT, Inc.  
(Company)

 Brandon Kring Project Manager  
(Authorized Signature) (Representative Name, Title)

Brandon Kring Project Manager  
(Printed Name and Title of Authorized Representative)

12-21-2021  
(Date)

304-850-6307 / 304-850-6331  
(Phone Number) (Fax Number)

# West Virginia Ethics Commission



## Disclosure of Interested Parties to Contracts

Pursuant to *W. Va. Code* § 6D-1-2, a state agency may not enter into a contract, or a series of related contracts, that has/have an actual or estimated value of \$1 million or more until the business entity submits to the contracting state agency a Disclosure of Interested Parties to the applicable contract. In addition, the business entity awarded a contract is obligated to submit a supplemental Disclosure of Interested Parties reflecting any new or differing interested parties to the contract within 30 days following the completion or termination of the applicable contract.

For purposes of complying with these requirements, the following definitions apply:

*"Business entity"* means any entity recognized by law through which business is conducted, including a sole proprietorship, partnership or corporation, but does not include publicly traded companies listed on a national or international stock exchange.

*"Interested party" or "Interested parties"* means:

- (1) A business entity performing work or service pursuant to, or in furtherance of, the applicable contract, including specifically sub-contractors;
- (2) the person(s) who have an ownership interest equal to or greater than 25% in the business entity performing work or service pursuant to, or in furtherance of, the applicable contract. (This subdivision does not apply to a publicly traded company); and
- (3) the person or business entity, if any, that served as a compensated broker or intermediary to actively facilitate the applicable contract or negotiated the terms of the applicable contract with the state agency. (This subdivision does not apply to persons or business entities performing legal services related to the negotiation or drafting of the applicable contract.)

*"State agency"* means a board, commission, office, department or other agency in the executive, judicial or legislative branch of state government, including publicly funded institutions of higher education: Provided, that for purposes of *W. Va. Code* § 6D-1-2, the West Virginia Investment Management Board shall not be deemed a state agency nor subject to the requirements of that provision.

The contracting business entity must complete this form and submit it to the contracting state agency prior to contract award and to complete another form within 30 days of contract completion or termination.

*This form was created by the State of West Virginia Ethics Commission, 210 Brooks Street, Suite 300, Charleston, WV 25301-1804. Telephone: (304)558-0664; fax: (304)558-2169; e-mail: [ethics@wv.gov](mailto:ethics@wv.gov); website: [www.ethics.wv.gov](http://www.ethics.wv.gov).*

West Virginia Ethics Commission  
**Disclosure of Interested Parties to Contracts**

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: Carr Concrete, a division of CXT, Inc. Address: PO Box 265 Waverly, WV 26184  
Name of Authorized Agent: Brandon Kring Address: Same  
Contract Number: VS0000001756 Contract Description: \_\_\_\_\_  
Governmental agency awarding contract: \_\_\_\_\_

Check here if this is a Supplemental Disclosure

List the Names of Interested Parties to the contract which are known or reasonably anticipated by the contracting business entity for each category below (attach additional pages if necessary):

1. Subcontractors or other entities performing work or service under the Contract

Check here if none, otherwise list entity/individual names below.

2. Any person or entity who owns 25% or more of contracting entity (not applicable to publicly traded entities)

Check here if none, otherwise list entity/individual names below.

3. Any person or entity that facilitated, or negotiated the terms of, the applicable contract (excluding legal services related to the negotiation or drafting of the applicable contract)

Check here if none, otherwise list entity/individual names below.

Signature: Brandon Kring Date Signed: 12-21-2021

**Notary Verification**

State of WV, County of Wood:

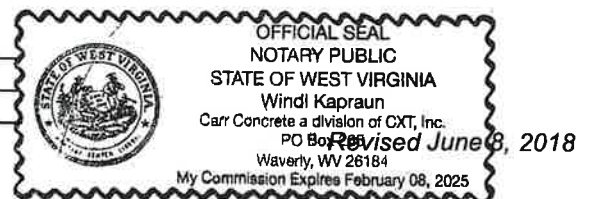
I, Windi, the authorized agent of the contracting business entity listed above, being duly sworn, acknowledge that the Disclosure herein is being made under oath and under the penalty of perjury.

Taken, sworn to and subscribed before me this 21 day of Dec, 2021.

Windi Kapraun  
Notary Public's Signature

**To be completed by State Agency:**

Date Received by State Agency: \_\_\_\_\_  
Date submitted to Ethics Commission: \_\_\_\_\_  
Governmental agency submitting Disclosure: \_\_\_\_\_



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 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: Carr Concrete, a division of CXT, Inc.

Authorized Signature: Bruce King Date: 12-21-2021

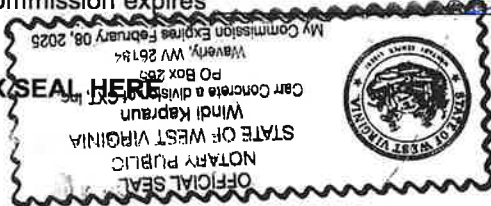
State of WV

County of Wood, to-wit:

Taken, subscribed, and sworn to before me this 21 day of Dec, 2021.

My Commission expires 2-8, 2025

AFFIX SEAL HERE



NOTARY PUBLIC

Windi Kapraun