



Bid No. 01

State of West Virginia  
Request For Quotation  
Construction

Procurement Folder : 452833

Document Description : Addendum No.2 North Bend Rail Trail - Culvert Repairs

Procurement Type : Agency Contract - Fixed Amt

Date Issued	Solicitation Closes	Solicitation No	Version	Phase
2018-07-03	2018-07-19 13:30:00	ARFQ 0310 DNR1800000064	3	Final

SUBMIT RESPONSES TO:	VENDOR
BID RESPONSE DIVISION OF NATURAL RESOURCES PROPERTY & PROCUREMENT OFFICE 324 4TH AVE SOUTH CHARLESTON US	<b>Vendor Name, Address and Telephone</b> MOUNTAIN STATE BRIDGE, CO. 11 HANNA FARM RD SUMMERSVILLE, WV 26651 (304) 872-8110
WV 25303-1228	

**FOR INFORMATION CONTACT THE**

Angela W Negley  
(304) 558-3397  
angela.w.negley@wv.gov

Signature X

*Jackie Hatfield*

FEIN # 46-0933624

DATE 07/19/2018

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

**ADDITIONAL INFORMATION:**

Addendum No.02 is issued to publish and distribute the attached information to the Vendor Community.

INVOICE TO	SHIP TO
DIVISION OF NATURAL RESOURCES PARKS & RECREATION-PEM SECTION 324 4TH AVE SOUTH CHARLESTON WV25305 US	STATE OF WEST VIRGINIA JOBSITE - SEE SPECIFICATIONS No City WV 99999 US

Line	Commodity Line Description	Qty	Unit issue	Unit Price	Total Price
1	Trail Repair				

Commodity Code	Manufacturer	Model #	Specification
72141205			

**Extended Description**  
Trail Repair

SCHEDULE OF EVENTS		
Line	Event	Event Date
2	Mandatory Pre-Bid 11:00am	2018-07-02
3	Technical Questions Due 9:00am	2018-07-06

<b>DNR180000064</b>	<b>Document Phase</b> Final	<b>Document Description</b> Addendum No.2 North Bend Rail Trail - Culvert Repairs	<b>Page 3</b> <b>of 3</b>
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**ADDITIONAL TERMS AND CONDITIONS**

See attached document(s) for additional Terms and Conditions

**EXHIBIT A – PRICING PAGE  
North Bend Rail Trail  
Culvert Replacement Project**

**BID FORM  
NBRT CULVERT MM16 CULVERT COLLAPSE REPAIR**

**WVDNR, SOUTH CHARLESTON, WV  
Prepared By: Civil Tech Engineering, Inc. - April 23, 2018**

<i>ITEM</i>	<i>DESCRIPTION</i>	<i>QUANTITY</i>	<i>UNIT</i>	<i>UNIT COST</i>	<i>ITEM COST</i>
1.0	MOB/DEMOB (Max. 10% Contract)	1	LS	\$ 21,080.50	\$ 21,080.50
2.0	SURVEYING (Max. 5% Contract)	1	LS	\$ 10,000.00	\$ 10,000.00
3.0	QUALITY CONTROL (Max. 5% Contract)	1	LS	\$ 10,000.00	\$ 10,000.00
4.0	CLEARING & GRUBBING	1	LS	\$ 10,000.00	\$ 10,000.00
5.0	EXCAVATION	1,840	CY	\$ 40.00	\$ 73,600.00
6.0	DEMOLITION	1	LS	\$ 30,000.00	\$ 30,000.00
7.0	RIP RAP	83	TN	\$ 85.00	\$ 7,055.00
8.0	BASESTONE	20	TN	\$ 85.00	\$ 1,700.00
9.0	STORM DRAIN PIPE	1	LS	\$ 66,500.00	\$ 66,500.00
10.1	STABILIZED CONSTRUCTION ENTRANCE	1	EA	\$ 6,500.00	\$ 6,500.00
10.2	SILT FENCE	510	LF	\$ 4.50	\$ 2,295.00
10.3	WATTLES	311	LF	\$ 13.00	\$ 4,043.00
10.4	COFFERDAM	2	EA	\$ 8,000.00	\$ 16,000.00
10.5	DEWATERING BAG	1	EA	\$ 3,500.00	\$ 3,500.00
11.0	SEEDING AND MULCHING	1	LS	\$ 5,000.00	\$ 5,000.00
12.0	GABION RETAINING WALL	31	CY	\$ 375.00	\$ 11,625.00

**TOTAL BID PRICE**

<b>\$ 278,898.50</b>
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**State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5**

**STATE OF WEST VIRGINIA,**

**COUNTY OF Nicholas, TO-WIT:**

I, Jaclyn Hatfield, after being first duly sworn, depose and state as follows:

- 1. I am an employee of Mountain State Bridge, Co.; and,  
(Company Name)
- 2. I do hereby attest that Mountain State Bridge, Co.  
(Company Name)

maintains a written plan for a drug-free workplace policy and that such plan and policy are in compliance with **West Virginia Code §21-1D**.

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

Printed Name: Jaclyn Hatfield

Signature: Jaclyn Hatfield

Title: President

Company Name: Mountain State Bridge, Co.

Date: 07/17/2018

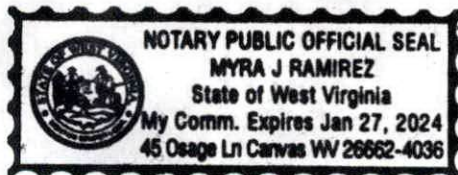


Taken, subscribed and sworn to before me this 17<sup>th</sup> day of July, 2018.

By Commission expires Jan. 27, 2024

(Seal)

Myra J. Ramirez  
(Notary Public)



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: Mountain State Bridge, Co.

Authorized Signature: *Jason Hatfield* Date: 07/17/2018

State of West Virginia

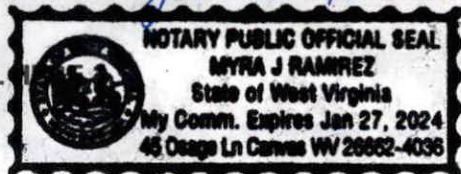
County of Nicholas, to-wit:

Taken, subscribed, and sworn to before me this 17<sup>th</sup> day of July, 2018.

My Commission expires Jan. 27, 2024, 20    .



AFFIX SEAL



NOTARY PUBLIC

*Myra J. Ramirez*

Purchasing Affidavit (Revised 01/19/2018)

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, MOUNTAIN STATE BRIDGE, CO.  
of SUMMERSVILLE, WEST VIRGINIA, as Principal, and WESTERN SURETY COMPANY  
of SIOUX FALLS, SOUTH DAKOTA, a corporation organized and existing under the laws of the State of SOUTH DAKOTA with its principal office in the City of SIOUX FALLS, as Surety, are held and firmly bound unto the State of West Virginia, as Oblige, in the penal sum of 5% OF BID (\$ 5% OF BID) for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for NORTH BEND RAIL TRAIL - CULVERT REPAIRS

NOW THEREFORE,

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

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

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and Surety, or by Principal individually if Principal is an individual, this 17<sup>TH</sup> day of JULY, 20 18.

Principal Seal

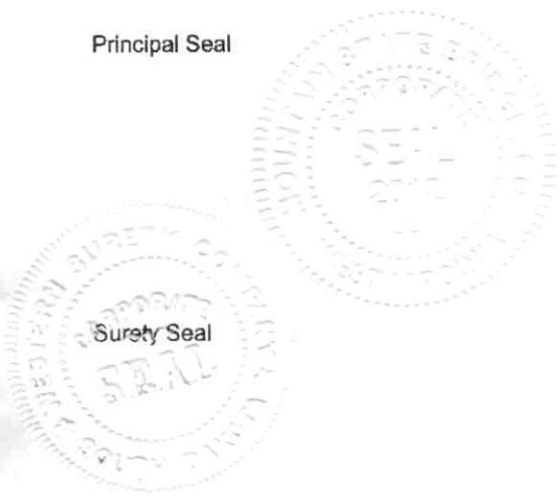
MOUNTAIN STATE BRIDGE, CO.  
(Name of Principal)

By Jaclyn Hatfield JACLYN HATFIELD  
(Must be President, Vice President, or Duly Authorized Agent)

PRESIDENT  
(Title)

WESTERN SURETY COMPANY  
(Name of Surety)

[Signature] RYAN WINGROVE  
Attorney-in-Fact



**IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance, must affix its seal, and must attach a power of attorney with its seal affixed.**

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Nancy D Lawson, Kimberly D Woods, Joseph A Stanton, Adam L Yeager, Bradley A Meredith, Ryan Wingrove, Jill Morris Gibson, Individually**

of Huntington, WV, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 20th day of April, 2017.

State of South Dakota }  
County of Minnehaha } ss



WESTERN SURETY COMPANY

Paul T. Bruflat  
Paul T. Bruflat, Vice President

On this 20th day of April, 2017, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
June 23, 2021



J. Mohr  
J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 17th day of July, 2018.



WESTERN SURETY COMPANY

L. Nelson  
L. Nelson, Assistant Secretary

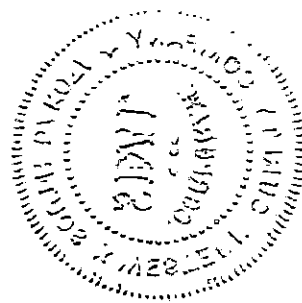
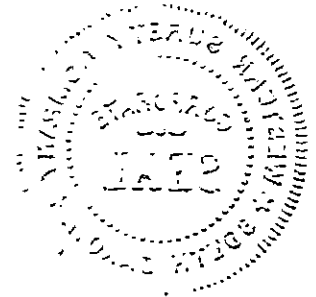


Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.



ADDENDUM ACKNOWLEDGEMENT FORM  
SOLICITATION NO.: ARFQ DNR18\*64

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

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

MOUNTAIN STATE BRIDGE, CO.

Company

*Jacky Hatfield*

Authorized Signature

07/19/2018

Date

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



# CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

**Number:** WV050202

**Classification:**  
GENERAL ENGINEERING

MOUNTAINEER TESTING SERVICES INC  
DBA MOUNTAIN STATE BRIDGE CO  
11 HANNA FARM RD  
SUMMERSVILLE, WV 26651

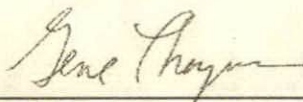
**Date Issued**

**Expiration Date**

NOVEMBER 08, 2017

NOVEMBER 08, 2018

  
Authorized Company Signature

  
Chair, West Virginia Contractor  
Licensing Board

WEST VIRGINIA  
CONTRACTOR  
LICENSING  
BOARD

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