Solicitation Response(SR) Dept: 0310 ID: ESR01241800000003189 Ver.: Function: New Modified by batch, 01/24/2018 Header 🛅 1 ľď General Information Contact Default Values Discount Document Information Procurement Folder: SO Doc Code: 392452 ARFQ Procurement Type: SO Dept: Agency Contract - Fixed Amt 0310 SO Doc ID: DNR1800000021 Vendor ID: 000000112572 Legal Name: MIKE ENYART & SONS INC **Published Date:** 1/18/18 Close Date: Alias/DBA: 1/24/18 Close Time: Total Bid: 13:30 \$789,990.00 Status: Response Date: Closed 01/24/2018 Solicitation Description: Response Time: ADDENDUM No. 1 Conaway Run 10 12 Dam Repairs **Total of Header Attachments:** Total of All Attachments:

BID FORM CONAWAY RUN DAM MODIFICATIONS - REV. 0

Prepared By: Civil Tech Engineering, Inc. January 10, 2018

			BID			
ITEM	DESCRIPTION	QUANTITY	UNIT	COST/UNIT	EXTENDED PRICE (\$)	
1.0	SURVEYING (Max. 5% of Contract)	1.0	LS	23,000.00	23,000.00	
2.0	QUALITY CONTROL TESTING (Max. 5% of Contract)	1.0	LS	28,000.00	28,000.00	
3.0	MOB/DEMOB (Max. 10% of Contract)	1.0	LS	38,000.00	38,000.00	
4.0	CLEARING & GRUBBING (Borrow Area)	0.8	AC	6,685.00	5,348.00	
5.0	PRINCIPAL SPILLWAY DEMOLITION	1.0	LS	5,400.00	5,400.00	
6.0	EXCAVATION (Dam Only)	4865.0	CY	13.40	65,191.00	
7.0	REINFORCED CONCRETE	22.0	CY	1,400.00	30,800.00	
8.1	COHESIVE FILL	1041.0	CY	18.00	18,738.00	
8.2	RANDOM FILL	7781.0	CY	11.00	85,591.00	
9.1	COARSE FILTER	18.0	CY	168.00	3,024.00	
9.2	FINE FILTER	342.0	CY	82.00	28,044.00	
10.1	RIP RAP	213.0	CY	78.00	16,614.00	
10.2	GROUTED RIP RAP	1520.0	CY	196.00	297,920.00	
11.0	EROSION AND SEDIMENT CONTROL	1.0	LS	18,800.00	18,800.00	
12.0	SEEDING, FERTILIZING, & MULCHING	3.6	AC	1,700.00	6,120.00	
13.0	DEWATERING & WATER CONTROL	1.0	LS	57,300.00	57,300.00	
14.1	CRUSHED STONE AGGREGATE	750.0	TN	56.00	42,000.00	
14.2	NO. 1 STONE (Stabilization)	250.0	TN	48.00	12,000.00	
14.3	FISHERMAN'S TRAIL	405.0	LF	20.00	8,100.00	

BID PRICE

\$789,990.00

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: DNR1800000021

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)
X Addendum No. 1 ☐ Addendum No. 2 ☐ Addendum No. 3 ☐ Addendum No. 4 ☐ Addendum No. 5	☐ Addendum No. 6 ☐ Addendum No. 7 ☐ Addendum No. 8 ☐ Addendum No. 9 ☐ Addendum No. 10
l further understand that any verbal rep discussion held between Vendor's repi	receipt of addenda may be cause for rejection of this bid. or esentation made or assumed to be made during any oral resentatives and any state personnel is not binding. Only added to the specifications by an official addendum is
Mike Engart & Sons,	Inc.
Authorized Signature	
Date	

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

Exhibit "A" Pricing Pages 1/2

CONAWAY RUN DAM MODIFICATIONS CONAWAY RUN WILDLIFE MANAGEMENT AREA

(Show amount in both words and numbers)
5 794,172.00
For the sum of: Seven Hundred Dividy four Thousand one hundred seventy has dollers and no cents
BASE BID:
The Bidder is to summarize his bid prices below in both numbers and words for the Bid shown on the enclosed Bid Form. The Bidder will also complete the enclosed Bid Form in its entirety. The Bid Form includes both unit price and lump sum items (See Page 2/2).
The aforementioned, hereinafter called Vendor, being familiar with and understanding the Bidding Documents and also having examined the site and being familiar with all local conditions affecting the project hereby proposes to furnish all labor, material, equipment, supplies and transportation and to perform all Work in accordance with the Bidding Documents within the time set forth for the sum of:
NAME OF VENDOR: Mike Engart + Sons, Inc.
DATE: 1/24/18

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) Enget, Via Prisident
Christic Enjart - Vice President (Printed Name and Title)
P.O. Box 9- South Foint, DH 45080 (Address)
740-523-0235 / 740-523-0237 (Phone Number) / (Fax Number)
Conject @ mesi - oni o. 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.

Mike Enjach & Sons Inc. (Company)
(Authorized Signature) (Representative Name, Title)
(Printed Name and Title of Authorized Representative)
(Date)
740-523-0235) (740-523-0237)
(Phone Number) (Fax Number)

BID BOND

¹ . v≈ e

KNOW ALL MEN BY THESE PRESENTS. That we, the undersigned,	Mike Enyart & Sons, Inc.
of South Point Ohio	as Principal, and Great American Ins. Co.
of Cincinnati Ohio, a corporation or	ganized and existing under the laws of the State of
Ohio with its principal office in the City of Cincinnati	_, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the penal sum of Five percent of bi	d (\$ 5% of bid) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, our heirs, adm	ninistrators, executors, successors and assigns.
The Condition of the above obligation is such that whereas the Prin	ncipal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached hereto and mac	te a part hereof, to enter into a contract in writing for
DNR1800000021 Marine Hatchery Equipment	
Appropriate and the Control of the C	
September 4 International Control of Control	
NOW THEREFORE,	
(a) If said bid shall be rejected, or	
(h) If exid hid shall be accepted and the Principal shall enler it	nto a contract in accordance with the bid or proposal
attached hereto and shall furnish any other bonds and insurance required by the the agreement created by the acceptance of said bid, then this obligation shall be	ie nuk and void, otherwise this obligation shall terrain in
full force and effect. It is expressly understood and agreed that the liability of t	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	he 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	se 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 24thday of	January 2018
Surety, or by Principal Individually if Principal is an Individual, this 24 chapter of	O estate y
Dutasinal Cast	Mike Enyart & Sons, Inc.
Principal Seal	(Name of Principal)
	an Character Essent
	(Must be President, Vice President, or
	Duly Authorized Agent)
	Vice transfer
	(Title)
	Control Tanana Control
Surety Seal	Great American Insurance Company (Name of Surety)
	(1/1 (I) Xhan
	Lanne passey
	Attorney-in-Fact Clarence C. Massey
IMPORTANT - Surety executing bonds must be licensed in West Virginia	to transact surety insurance, must affix its seal, and
must attack a power of attorney with its seal affixed.	

ACKNOWLEDGMENTS

Acknowledgment by Principal if individual or Partnership

1. STATE OF			
2. County of			to-wit:
4. county and state aforesaid, do hereby certify that		· · · · · · · · · · · · · · · · · · ·	
whose name is signed to the foregoing writing, has this de	ay acknowledged the same before	me in my said county.	
5. Given under my hand this	day of		20
5. Notary Seal	_		
		(Notary Public)	
8. My commission expires on the	day of		20
Acknowledgment by Principal if Corporation			
B. STATE OF Ohio			
10. County of Laurence			to-wit:
HI DUSAN / QUINE		a Mater	or Dublic to and for the
2. county and state aforesald, do hereby certify that	hristic Envert		
3 May President		signed the	ne foregoing writing for
s this day, in my said county, before me	day of January		aid corporation.
of phy country respect on the 34th	day of Octo	(Notary Public)	20 20
9. STATE OF West Virginia			
0. County of Cabell			to-wit;
1. I, Thomas H. Bottoms, Jr.		, a Nota	
2. county and state aforesaid, do hereby certify that Clair			
3. who as, Attorney-in-fact		signed th	e foregoing writing for
4. Great American Insurance Company		-	a corporation,
has this day, in my said county, before me, acknowledge 5. Solven was my hand this office state of wast virginia. NOTARY PUBLIC STATE OF WAST VIRGINIA.	ed the said writing to be the act and day of January	deed of the said corporation.	20 18
THOMAS H. BOTTOMS JR	27.	[][[][]	·
NOTARY PUBLIC STATE OF WEST VIRGINIA THOMAS H. BOTTOMS JR PO Box 2948 Hurdsgov, WV 25724 B. My Commission expires Commiss Expres Sprej 2021	day of _May	(Notary Public)	20 21
ufficiency in Form and Manner			
Execution Approved		Attorney General	
nlsday of	Ву:		
		(Deputy Attorney General)	

GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 301 E 4TH STREET CINCINNATI, OHIO 45202 513-369-5000 FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than FOUR

No. 0 20932

POWER OF ATTORNEY

KNOWALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof, provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below,

Name

THOMAS H. BOTTOMS, JR. CLARENCE C. MASSEY J. MICHAEL WELLMAN DAVID B. LUCAS

Address HUNTINGTON, WEST VIRGINIA HUNTINGTON, WEST VIRGINIA ASHLAND, KENTUCKY ASHLAND, KENTUCKY

ALL \$100,000,000

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate day of JULY

officers and its corporate seal hereunto affixed this Attest

GREAT AMERICAN INSURANCE COMPAN

STATE OF OHIO, COUNTY OF HAMILTON - ss:

DAVID C. KITCHIN (877-977-2405)

On this 12TH day of JULY 2017, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



Susan a Lohoust

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisonal Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surely, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERAHA. Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this

24th

day of

January

ssistant Secretary

S1029AF (08/15)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 1/22/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

H	SUBROGATION IS WAIVED, subject	to t	he te	rms and conditions of th	ne poli	cy, certain p	oficies may			
-	his certificate does not confer rights	to th	e cer	thicate holder in lieu of a						
PRODUCER Peoples Insurance Agency, LLC			CONTACT Thomas Bottoms PHOME PHOME PHOME PHOME PHOME PHOME							
PO Box 2388 Huntington WV 25724			(A/C, No, Ext): 304-522-6553				522-6563			
'''	Intilington vvv 25724				ADDRESS: tbottoms@pebo.com INSURER(S) AFFORDING COVERAGE NAIC #					NAIC#
					INTEGRAL					24074
INSE	RED	MIKE	E-1							22659
	ke Enyart & Sons, Inc.						ir isul di ioc			22059
) Box 9 uth Point OH 45680				INSURER C:					
30	VIII PBINI ON 45060				MSURER D:					
					NSURER E:					
COVERAGES CERTIFICATE NUMBER: 1887813981				INSURE	RF:		REVISION NUMI	DED.		
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.										
INSR		DENI	SUBR				POLICY EXP (MM/DD/YYYY)		LIMITS	
Α	X COMMERCIAL GENERAL LIABILITY			BKO53459403		1/1/2018	1/1/2019	EACH OCCURRENCE DAMAGE TO RENTEL		0,000
	CLAIMS-MADE X OCCUR							PREMISES (Ea occur	епса) \$ 1,00	0,000
								MED EXP (Any one pe	orson) \$10,0	100
	X Contractual Liab							PERSONAL & ADV IN	JURY \$ 1,00	0,000
	GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGA	TE \$ 3.00	0,000
	POLICY X PRO. LOC							PRODUCTS - COMP/C	OP AGG \$ 3,00	0,000
A	AUTOMOBILE LIABILITY			BAD57781910		1/1/2018	1/1/2019	COMBINED SINGLE L		
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	WHIRED WILL WON-OWNED							PROPERTY DAMAGE	* 1 *	
	AUTOS ONLY AUTOS ONLY							(Per accident)	3	
В	X UMBRELLALIAB X OCCUP	_		CU6935677		1/1/2018	1/1/2019			
_	- OCCOR]				17 () 22 10	EACH OCCURRENCE		00,000
	CD4MS-MADE							AGGREGATE		00,000
A	WDRKERS COMPENSATION			XW053459403		1/1/2018	1/1/2019	X PER STATUTE	OTH- ER	
Α	AND EMPLOYERS' LIABILITY ANYPROPRIETOR/PARTNER/EXECUTIVE			BKO53459403		1/1/2018	1/1/2019			n nnn
	OFFICER/MEMBER EXCLUDED?	N/A						E.L. EACH ACCIDENT		
	If yes, describe under DESCRIPTION OF OPERATIONS below					j		E.L. DISEASE - EA EM		
Α	Installation Floater			M8106263		6/11/2017	6/11/2018	E.L. DISEASE - POLIÇ Limit	Y LIMIT \$ 1,00 500,	
				(440.00000					350,	
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Evidence of insurance. Workers compensation includes West Virginia broad form employers liability endorsement and Ohio stop gap liability.										
CET	OTICATE NOI DES				CANG	ELL ATION	20 Davis			
UEN	RTIFICATE HOLDER				CANU	ELLATION:	DU LIBYS			
West Virginia Division of Natural Resources Parks & Recreation-PEM Section		THE	EXPIRATION	DATE THE	ESCRIBED POLICIE REOF, NOTICE \ Y PROVISIONS.					
324 4th Avenue South Charleston WV 25305			AUTHORIZED REPRESENTATIVE							



State of West Virginia DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT West Virginia Code §21-1D-5

STATE OF Ohio					
COUNTY OF Lawrence , TO-WIT:					
I, Christic Equat , after being first duly sworn, depose and state as follows:					
1. I am an employee of Mike English Sons, inc.; and, (Company Name)					
2. I do hereby attest that Mike Fryart & Sons, Tuc. (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: Christie Enyart					
Signature: Charisti Engat					
Title: Vice President					
Company Name: Wike Englant & Sons, Two.					
Date: 1/24/18					
1					
Taken, subscribed and sworn to before me this ANT day of January, 2018.					
By Commission expires 10.34-30					
(Notary Public)					

Rev. July 7, 2017

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 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: Mike Engart	4 Spos, IN C.				
Authorized Signature:	Enyact	Da	ate:I	124/18	-4
State of Ohio	0				
County of Lawrence	to-wit:				
Taken; See peo, and sworn to before	me this day of	January		_, 20 <u>/8</u> .	
ay souther see 10	1.24.20	. 20			
	NOT	ARY PUBLIC	1.00	Line	
200	NOT	ART PUBIAC JOS	,	sing Affideut (Revised 07/07/201	- 71
STATE WITH			7 41 01100	mg minden (Heises Viville)	7.2
Manage Committee of the					