

## State of West Virginia Agency Request for Quote Construction

Proc Folder: 752357

Doc Description: Addendum No. 03\_Hawks Nest SP - Lodge Renovation Const.

Reason for Modification:

Addendum No. 03 is issued to publish and distribute the attached information to the Vendor Community.

Proc Type:

Agency Purchase Order

Date Issued Solicitation Closes Solicitation No Version

2020-09-03 | 2020-09-15 13:30 | ARFQ 0310 DNR2100000004

#### **BID RECEIVING LOCATION**

**BID RESPONSE** 

DIVISION OF NATURAL RESOURCES PROPERTY & PROCUREMENT OFFICE

324 4TH AVE

SOUTH CHARLESTON

WV 25303-1228

US

#### **VENDOR**

Vendor Customer Code: 709050415

Vendor Name: Wiseman Construction Co., Inc.

Address: 1616 6th Avenue

Street:

City: Charleston

State: WV

Country: USA

**Zip**: 25387

4

Principal Contact: John A. Wiseman

Vendor Contact Phone: (304) 344-1200

Extension: 1

#### FOR INFORMATION CONTACT THE BUYER

James H Adkins (304) 558-3397

jamie.h.adkins@wv.gov

Vendor Signature X

FEIN# 55-0602314

DATE 9/15/2020

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

Date Printed: Sep 3, 2020

Page 1

FORM ID: WV-PRC-ARFQ-002 2020/05

| INVOICE TO                     | SHIP TO                       |
|--------------------------------|-------------------------------|
| DIVISION OF NATURAL RESOURCES  | DIVISION OF NATURAL RESOURCES |
| PARKS & RECREATION-PEM SECTION | HAWKS NEST STATE PARK         |
| 324 4TH AVE                    | 49 HAWKS NEST PARK RD         |
| SOUTH CHARLESTON WV 25305      | ANSTED WV 25812-0857          |
| US                             | US                            |
|                                |                               |

| Line | Comm Ln Desc                     | Qty | Unit Issue | Unit Price   | Total Price |
|------|----------------------------------|-----|------------|--------------|-------------|
| 1    | Hawks Nest SP Lodge Renovations. |     | *SEE       | ATTACHED BID | D FORM*     |

| Comm Code | Manufacturer | Specification | Model # |  |  |
|-----------|--------------|---------------|---------|--|--|
| 72121100  |              |               |         |  |  |
|           |              |               |         |  |  |

#### **Extended Description:**

Construction renovations and improvements to Hawks Nest SP Lodge. Including ADA upgrades to the existing facility.

### SCHEDULE OF EVENTS

| <u>Line</u> | Event                                   | Event Date |
|-------------|---|------------|
| 1           | MANDATORY Pre-bid Meeting 11:00 a.m. ET | 2020-07-29 |
| 2           | Technical Questions Due 9:00 a.m. ET    | 2020-08-11 |

|               | Document Phase | Document Description                                       | Page 3 |  |  |
|---------------|----------------|--|--------|--|--|
| DNR2100000004 |                | Addendum No. 03_Hawks Nest SP -<br>Lodge Renovation Const. |        |  |  |

#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

#### ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. CONTRACTOR'S LICENSE: W. Va. Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractor's Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor. W. Va. Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. If an apparent low bidder fails to submit a license number in accordance with this section, the Property and Procurement Office will promptly request by telephone and electronic mail that the low bidder and the second low bidder provide the license number within one business day of the request. Failure of the bidder to provide the license number within one business day of receiving the request shall result in disqualification of the bid. Vendors should include a contractor's license number in the space provided below.

| Contractor's Name:   | Wiseman Construction Co., Inc. |  |
|----------------------|--------------------------------|--|
| Contractor's License | No.: WV- <u>000836</u>         |  |

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a contract award document.

- 2. DRUG-FREE WORKPLACE AFFIDAVIT: W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit an affidavit that the Vendor has a written plan for a drug-free workplace policy. If the affidavit is not submitted with the bid submission, the Property and Procurement Office shall promptly request by telephone and electronic mail that the low bidder and second low bidder provide the affidavit within one business day of the request. Failure to submit the affidavit within one business day of receiving the request shall result in disqualification of the bid. To comply with this law, Vendor should complete the enclosed drug-free workplace affidavit and submit the same with its bid. Failure to submit the signed and notarized drugfree workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, within one (1) business day of being requested to do so shall result in disqualification of Vendor's bid. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.
- 2.1. DRUG-FREE WORKPLACE POLICY: Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article. The awarding public authority shall cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy.

Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

3. DRUG FREE WORKPLACE REPORT: Pursuant to W. Va. Code § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. For contracts over \$25,000, the public authority shall be

**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) Vice President                    |
|---|
|   |
| James C. Linkinoggor, Vice President            |
| (Printed Name and Title)                        |
| 1616 6th Avenue, Charleston, WV 25387 (Address) |
| (304) 344-1200 / (304) 344-1281                 |
| (Phone Number) / (Fax Number)                   |
| jlink@wisemancorp.com<br>(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.

| Wiseman Construction Co., Inc.                        |  |
|---|--|
| (Company)   |  |
| John Rheim Persilent                                  |  |
| (Authorized Signature) (Representative Name, Title)   |  |
| John A. Wiseman, President                            |  |
| (Printed Name and Title of Authorized Representative) |  |
| September 8, 2020                                     |  |
| (Date)  |  |
| _(304) 344-1200 / (304) 344-1281                      |  |
| (Phone Number) (Fax Number)                           |  |

### REQUEST FOR QUOTATION Hawks Nest State Park

### Hawks Nest Lodge Renovations & Redecorating

- 9. SUBSTITUTIONS: Any substitution requests must be submitted in accordance with the official question and answer period described in the INSTRUCTIONS TO VENDORS SUBMITTING BIDS, Paragraph 4. Vendor Question Deadline.
- 10. FACILITIES ACCESS: Performance of Contract Services may require access cards and/or keys to gain entrance to Agency's facilities. In the event that access cards and/or keys are required:
  - 10.1. Vendor must identify principal service personnel which will be issued access cards and/or keys to perform service.
  - 10.2. Vendor will be responsible for controlling cards and keys and will pay replacement fee, if the cards or keys become lost or stolen.
  - 10.3. Vendor shall notify Agency immediately of any lost, stolen, or missing card or key.
  - **10.4.** Anyone performing under this Contract will be subject to Agency's security protocol and procedures.
  - 10.5. Vendor shall inform all staff of Agency's security protocol and procedures.

#### 11. MISCELLANEOUS:

11.1. Contract Manager: During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract manager and his or her contact information below.

| Contract Manager:John A. Wiseman        |
|---|
| Telephone Number: (304) 344-1200        |
| Fax Number: (304) 344-1281              |
| Email Address: awiseman@wisemancorp.com |

### ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: ARFQ DNR21\*04

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)   |
| Addendum No. 1 Addendum No. 6 Addendum No. 2 Addendum No. 8 Addendum No. 4 Addendum No. 5 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.  Wiseman Construction Co., Inc.   |
| Company  |
| Authorized Signature   |
| September 15, 2020 Date  |
| Daic   |

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

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

(Required by W. Va. Code § 6D-1-2)

| Name of Contracting Business Entity: Wiseman Construction Co., In  | nc. Address: 1616 6th Ave, Charleston, WV 25387   |
|--|---|
| Name of Authorized Agent:  | Address: 1616 6th Ave, Charleston, WV 25387   |
| Contract Number: DNR21*04 Con  | ntract Description: Hawks Nest SP Lodge Renovation Const.   |
| Governmental agency awarding contract:WV Division of Natural   | l Resources - Parks & Recreation - PEM Section  |
| ☐ Check here if this is a Supplemental Disclosure  |   |
| List the Names of Interested Parties to the contract which are kn entity for each category below (attach additional pages if neces   | own or reasonably anticipated by the contracting business ssary):                                 |
| <ol> <li>Subcontractors or other entities performing work or se</li> <li>□ Check here if none, otherwise list entity/individual names</li> </ol>                                     |   |
| 2. Any person or entity who owns 25% or more of contrac  ☐ Check here if none, otherwise list entity/individual names  | •   |
| 3. Any person or entity that facilitated, or negotiated the services related to the negotiation or drafting of the app  ☐ Check here if none, otherwise list entity/individual names | plicable contract) s below.   |
| Complete list of interested parties to be submitted if low bid, prior  | r to award  |
| Signature: Museum  | Date Signed: September 8, 2020  |
| Notary Verification  |   |
| State of West Virginia . County  | of Kanawha  |
| John A. Wiseman  | , the authorized agent of the contracting business  |
| entity listed above, being duly sworn, acknowledge that the Dispensity of perjury.   | sclosure herein is being made under oath and under the  |
| Taken, sworn to and subscribed before me this 8th  | OFFICIAL SEAL NOTARY PUBLIC  Notary Public & SignatureSTATE OF WEST VIRGINIA James C. Linkinoggor |
| To be completed by State Agency:  Date Received by State Agency:   | 104 Morningside Drive<br>Elkview, WV 25071  |
| Date submitted to Ethics Commission:   | Mv Commission Expires October 28, 2024  |

#### **BID BOND**

|                       | KNOW ALL MEN BY THE  | SE PRESENTS, That we, the u                                       | ndersigned,    | vvisema      | n Constructio  | n Company, Inc.                   |
|-----------------------|--|---|----------------|--------------|--|-----------------------------------|
| of                    | Charleston   | ,WV   | , as           | Principal,   | and <u>Ohio Farr</u>   | mers Insurance Company            |
| of                    | Westfield Center   | ,, OH, a  | corporation (  | organized    | and existing un  | der the laws of the State of      |
| <u>OH</u>             | with its principal   | office in the City of <u>Westfiel</u>                             | d Center       | , as Su      | rety, are held a   | and firmly bound unto the State   |
| of Wes                | st Virginia, as Obligee, in the I                          | penal sum of <u>Five Percent of</u>                               | Amount Bio     |              | (\$5%  | ) for the payment of which,       |
| weil an               | d truly to be made, we jointly                             | and severally bind ourselves, o                                   | our heirs, ad  | ministrator  | s, executors, s  |                                   |
|                       |  |   |                |              |  | v                                 |
|                       | The Condition of the above                                 | ve obligation is such that whe                                    | reas the Pri   | incipal has  | s submitted to   | the Purchasing Section of the     |
| Departi               |  | ain bid or proposal, attached he                                  |                |              |  |                                   |
|                       |  | Lodge Renovations and Re  |                |              |  |                                   |
|                       |  |   |                | 4            | м  |                                   |
|                       |  |   |                |              |  |                                   |
|                       |  |   |                |              |  |                                   |
|                       | NOW THEREFORE,   |   |                |              |  |                                   |
|                       | ·  |   |                |              |  |                                   |
|                       | (a) If said bid shall be (b) If said bid shall be          | rejected, or  | chall antar    | into a con   | troot in coccu   | ance with the bid or proposal     |
| attache               | ed hereto and shall furnish ar                             | ny other bonds and insurance re                                   | equired by the | ne bid or pi | roposal, and sh  | all in all other respects perform |
| the agr               | eement created by the accep                                | tance of said bid, then this obli                                 | gation shall   | be null and  | d void, otherwis   | e this obligation shall remain in |
| ruii torc<br>event. e | e and effect. It is expressly exceed the penal amount of t | understood and agreed that th<br>his obligation as herein stated. | e liability of | the Surety   | y for any and a  | Il claims hereunder shall, in no  |
|                       | one of the policy allowing or t                            | oongewon do norom eleted.   |                |              |  |                                   |
|                       | The Surety, for the value re                               | eceived, hereby stipulates and                                    | agrees that    | the obligat  | ions of said Su  | rety and its bond shall be in no  |
| way im                | paired or affected by any exactice of any such extension.  | dension of the time within which                                  | ch the Oblig   | ee may a     | ccept such bid   | and said Surety does hereby       |
| Maive II              | iolice of any such extension.                              |   |                |              |  |                                   |
|                       | WITNESS, the following sig                                 | natures and seals of Principal                                    | and Surety,    | executed a   | and sealed by a  | a proper officer of Principal and |
| Surety,               |  | Principal is an individual, this                                  |                |              | eptember   | 2020                              |
| •                     | , ,  |   |                |              |  |                                   |
| Principa              | al Seal  |   |                | Wisema       | an Construction  | on Company, Inc.                  |
|                       |  |   |                |              |  | e of Principal)                   |
|                       |  |   |                | By 2         | he Miko  | Enn Gesident                      |
|                       |  |   |                |              | The state of the s | lent, Vice President, or          |
|                       |  |   |                | U            | Duly Au  | thorized Agent)                   |
|                       |  |   |                | John         | A. When  | en, President                     |
|                       |  |   |                | -            |  | (Title)                           |
|                       |  |   |                |              |  |                                   |
| Surety S              | Seal   |   |                | Ohio Fa      |  | nce Company                       |
|                       |  |   |                |              | (Nam   | e of Surety)                      |
|                       |  |   |                |              | 6  |                                   |
|                       |  |   |                | By:9         | in berly   | Fullkinson                        |
|                       |  |   | Kimberly       | J. Wilkinso  | n, WV Resider  | Agent 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.

THIS POWER OF ATTORNEY SUPERCEDES ANY PREVIOUS POWER BEARING THIS SAME POWER # AND ISSUED PRIOR TO 08/16/18, FOR ANY PERSON OR PERSONS NAMED BELOW.

General Power of Attorney

CERTIFIED COPY

POWER NO. 4752152 06

#### Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co.

Westfield Center, Ohio

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint

GREGORY T. GORDON, KIMBERLY J. WILKINSON, PATRICIA A. MOYE, JOINTLY OR SEVERALLY

of CHARLESTON and State of WVits true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more sultable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

and on behalf of the Company subject to the following provisions:

and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact. may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or lacsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting

held on February 6, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their National Surety Leader and Senior Executive and their corporate seals to be hereto affixed this 16th day of AUGUST A.D., 2018.

Corporate MSURAGO Seals Affixed

State of Ohio County of Medina ANTIONAL IN 

WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

By: Dennis P. Baus, National Surety Leader and Senior Executive

On this 16th day of AUGUST A.D., 2018, before me personally came Dennis P. Baus to me known, who, being by me duly sworn, did depose and say, that he resides in Wooster, Ohio; that he is National Surety Leader and Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed

State of Onio County of Medina

95.:

SS.:



My Commission Does Not Expire (Sec. 147.03 Chio Revised Code)

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby cartify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

in Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 8th day of

2020 September

San at a best of dry by



Frank A. Carrino, Secretary



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

#### STATE OF WEST VIRGINIA,

| COUNTY OF Kanawha TO-WIT:  |
|--|
| I, John A. Wiseman , after being first duly sworn, depose and state as follows:  |
| I am an employee of <u>Wiseman Construction Co., Inc.</u> ; and,  (Company Name)   |
| 2. I do hereby attest that Wiseman Construction Co., Inc. (Company Name)   |
| maintains a written plan for a drug-free workplace policy and that such plan and policy are in compliance with <b>West Virginia Code</b> §21-1D. |
| The above statements are sworn to under the penalty of perjury.  |
| Printed Name: John A. Wiseman  |
| Signature: All Malinna.  Title: President  |
| Company Name: Wiseman Construction Co., Inc.   |
| Date: September 8, 2020  |
| Taken, subscribed and sworn to before me this 8th day of September 2020 .  |
| By Commission expires October 28, 2024   |
| (Seal)   |
| OFFICIAL SEAL NOTARY PUBLIC STATE OF WEST VIRGINIA James C. Linkinoggor 104 Morningside Drive Elkview, WV 25071 Rev. July 7, 201                 |
| My Commission Expires October 28, 2024   |

#### State of West Virginia Purchasing Division

#### CERTIFIED DRUG-FREE WORKPLACE REPORT COVERSHEET

In accordance with **West Virginia Code** § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. That report must include each of the items identified below in the Required Report Content section.

<u>Instructions:</u> Vendor should complete this coversheet, attach it to the required report, and submit it to the appropriate location as follows: For contracts more than \$25,000, the report should be mailed to the West Virginia Purchasing Division at 2019 Washington Street East, Charleston, WV 25305. For contracts of \$25,000 or less, the vendor should mail the report to the public authority issuing the contract.

| Contrac   | t Identific  | cation:   |   |  |
|---|--|---|---|--|
| Contract  | : Number:  | DNR21*04  |   |  |
|   |  | Hawks Nest SP - Lodge Renovat   | on Const.   |  |
| Agency Requesting Work: WV Div. of Natural Resources - Parks and Recreation Section |  |   |   |  |
| should d  | heck each<br>nformation<br>1-1D-5 wa<br>lame of th   | n box as an indication that the required inf<br>n indicating the education and training ser<br>as provided; | de each of the items listed below. The vendor ormation has been included in the attached report.  vice to the requirements of <i>West Virginia Code</i> §  Department of Health and Human Services or its |  |
| □ A   | Average number of employees in connection with the construction on the public improvement;   |   |   |  |
| n   | ☐ Drug test results for the following categories including the number of positive tests and the number of negative tests: (A) Pre-employment and new hires; (B) Reasonable suspicion; (C) Post-accident; and (D) Random. |   |   |  |
| Vendor (  | Contact I  | nformation:   |   |  |
| Vendor N  | vame:  | Wiseman Construction Co., Inc.  | Vendor Telephone: (304) 344-1200  |  |
| Vendor A  |  | 1616 6th Avenue<br>Charleston, WV 25387   | Vendor Fax: (304) 344-1281 Vendor E-Mail: awiseman@wisemancorp.com  |  |

<sup>\*</sup>Report to be provided if low bid and at completion of contract\*

### 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:

My Commission Expires October 28, 2024

| Date: September 8, 2020                                  |
|--|
|  |
|  |
| day of September , 20 20.                                |
| , 20 <u>24</u> .   |
| NOTARY PUBLIC  Purchasing Affidavit (Revised 01/19/2018) |
|  |

# EXHIBIT A – PRICING PAGE Hawks Nest State Park Hawks Nest Lodge Renovations & Redecorating

| Name of Vendor:               | Wiseman Construction Co., Inc.          |
|-------------------------------|---|
| Address of Vendor:            | 1616 6th Avenue<br>Charleston, WV 25387 |
| Phone Number of<br>Vendor:    | (304) 344-1200                          |
| WV Contractors License<br>No. | <b>WV-</b> 000836                       |

We, the undersigned, having examined the site and being familiar with the local conditions affecting the cost of the work and also being familiar with the general conditions to bidders, drawings, and specifications, hereby proposes to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding documents.

#### "A" Base Bid

The Base Bid shall consist of all the work described in the Bidding Documents including the Plans, Project Manual, and any addendums not identified as an additive alternate.

#### **Total Base Bid:**

Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in numbers.

Total Base Bid: "A"

Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in words.

\$ 2, 889,000.00

Two million light hundred lighty -

## EXHIBIT A – PRICING PAGE Hawks Nest State Park Hawks Nest Lodge Renovations & Redecorating

#### **Additive Alternates**

"B" Alternate No. 1 - ADD TO THE BASE BID ALL LABOR AND MATERIAL TO INSTALL ALL LABOR AND MATERIAL TO PROVIDE: Lobby 307 and Lower Lobby 305 between column lines 8 and 9, Lounge 306 and Corridor 311 between column lines 9 and 12. In lieu of ACT-1, provide ACT-2. Remove and prepare existing diffusers and VRF cassettes to receive new finish. Paint flat black, with low-VOC latex paint using the best method to achieve a smooth, consistent application. Reinstall diffusers and VRF cassettes in existing locations AS INDICATED ON THE ARCHITECTURAL DRAWINGS.

**Total "B" Alternate No. 1 Bid:** Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in numbers.

Total "B" Alternate No. 1
Bid: Lump sum for all labor,
materials, and equipment
necessary for a complete
project.
Written in words.

\$127,900.00

One hundred dollars.

**"C" Alternate No. 2** - <u>ADD</u> TO THE BASE BID ALL LABOR AND MATERIAL TO PROVIDE: Asphalt trail and associated grading, fencing around pool, plant material located within the designated Add Alternate No 3 area on the landscape plan and plant material located outside of project area AS INDICATED ON THE ARCHITECTURAL DRAWINGS.

**Total "C" Alternate No. 2 Bid:** Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in numbers.

Written in words.

**Total "C" Alternate No. 2 Bid:** Lump sum for all labor, materials, and equipment necessary for a complete project.

9 89,100.00

Eighty- nine thousand one hurdred dollars.

# EXHIBIT A – PRICING PAGE Hawks Nest State Park Hawks Nest Lodge Renovations & Redecorating

"D" Alternate No. 3 - <u>ADD</u> TO THE BASE BID ALL LABOR AND MATERIAL TO PROVIDE: Install spray pad and associated surge tank, pump, filter, UV equipment, chlorination system, and all associated piping AS INDICATED ON THE ARCHITECTURAL DRAWINGS.

**Total "D" Alternate No. 3 Bid:** Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in numbers.

**Total "D" Alternate No. 3 Bid:** Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in words.

\$ 155, 250.00

Our hundred fifty - five thousand two lundred fifty dollar.

Total Bid Amount is the TOTALS of A + B + C + D =

\$ 3, 261, 250.00



## WEST VIRGINIA CONTRACTOR LICENSING BOARD

# **CONTRACTOR LICENSE**

Authorized by the

West Virginia Contractor Licensing Board

Number:

WV000836

#### Classification:

GENERAL BUILDING
GENERAL ENGINEERING
MULTIFAMILY
PIPING
PAINTING
MASONRY
CONCRETE

WISEMAN CONSTRUCTION CO INC DBA WISEMAN CONSTRUCTION CO INC 1616 6TH AVE CHARLESTON, WV 25387-2424

**Date Issued** 

**Expiration Date** 

AUGUST 29; 2019 AUGUST 29; 2020

Authorized Company Signature

Chair, 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.



#### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 9/25/2019

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.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). CONTACT Richard Higginbotham George H. Friedlander Company PHONE (AC, No. Ext): 304-357-4520 FAG. No. Ext): 304-357-4520 (AC E-MAIL. ADDRESS: rhigginbotham@friedlandercompany.com FAX (A/C, No): 304-345-8724 1566 Kanawha Blvd, E. Charleston WV 25311 INSURER(S) AFFORDING COVERAGE NAIC # INSURER A: Westfield Insurance Companies 24112 WISC001 INSURER B : BrickStreet Insurance Wiseman Construction Co., Inc. 12372 1616 6th Avenue INSURER C: Charleston WV 25387 INSURER D: INSURER E: INSURER F : COVERAGES **CERTIFICATE NUMBER: 948900210 REVISION NUMBER:** 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. ADDL SUBR POLICY EFF POLICY EXP TYPE OF INSURANCE POLICY NUMBER X COMMERCIAL GENERAL LIABILITY CMM1886950 10/4/2019 10/4/2020 \$1,000,000 **EACH OCCURRENCE** CLAIMS-MADE X OCCUR DAMAGE TO REVIED PREMISES (Ea occurrence) \$500,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 **GEN'L AGGREGATE LIMIT APPLIES PER:** GENERAL AGGREGATE \$2,000,000 POLICY X PRO-PRODUCTS - COMP/OP AGG \$2,000,000 OTHER: AUTOMOBILE LIABILITY CMM1886950 COMBINED SINGLE LIMIT (En accident) 10/4/2020 10/4/2019 \$1,000,000 X ANY AUTO **BODILY INJURY (Per person)** \$ OWNED SCHEDULED AUTOS ONLY HIRED AUTOS ONLY AUTOS NON-OWNED **BODILY INJURY (Per accident)** PROPERTY DAMAGE (Per accident) \$ \$ UMBRELLA LIAB X X OCCUR CMM1886950 10/4/2019 10/4/2020 **EACH OCCURRENCE** \$5,000,000 EXCESS LIAB CLAIMS-MADE AGGREGATE \$5,000,000 DED X RETENTIONS NONE WORKERS COMPENSATION WCB1019646 10/4/2019 10/4/2020 STATUTE AND EMPLOYERS' LIABILITY ANYPROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) E.L. EACH ACCIDENT N/A \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 If yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT \$ 1,000,000 DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Evidence of Liability Insurance CERTIFICATE HOLDER CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. TO WHOM IT MAY CONCERN **AUTHORIZED REPRESENTATIVE**