#### EXHIBIT A - PRICING PAGE

## Pipestem Resort State Park

## Renovations to McKeever Lodge and Mountain Creek Lodge

Name of Vendor:	Wolf Creek Contracting Company, LLC
Address of Vendor:	403 Watertown Road, Waterford, Oh. 45786
Phone Number of Vendor:	740-749-3459
WV Contractors License No.	<b>WV</b> - 046042

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.

# 3,166,534.00

Three million, one hundred sixty-six thousand, five hundred thirty-four and office dollars

#### EXHIBIT A - PRICING PAGE

## Pipestem Resort State Park

## Renovations to McKeever Lodge and Mountain Creek Lodge

#### **ADDITIVE ALTERNATES**

"B" Alternate No. 1 -  $\underline{ADD}$  TO THE BASE BID ALL LABOR AND MATERIAL TO INSTALL THE SPA AS INDICATED ON THE DOCUMENTS.

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

Written in numbers.

Written in words.

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

# 287,622.00

Two hundred eighty-seven thousand, six hundred twenty-two and loo dollars

**"C" Alternate No. 2** - <u>ADD</u> TO THE BASE BID ALL LABOR AND MATERIAL TO INSTALL THE 7<sup>TH</sup> FLOOR GUEST BATHROOMS AS INDICATED ON THE DOCUMENTS.

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

Written in numbers.

project.

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

Written in words.

# 285, 223.00

Two hundred eighty-five thousand, two hundred twenty three and of dellars

**"D" Alternate No. 3** - <u>ADD</u> TO THE BASE BID ALL LABOR AND MATERIAL TO PERFORM DRYWALL REPAIR AS INDICATED ON THE DOCUMENTS.

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

Written in numbers.

#3,230.00

#### EXHIBIT A - PRICING PAGE

### **Pipestem Resort State Park**

## Renovations to McKeever Lodge and Mountain Creek Lodge

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

Written in words.

Three thousand, two hordred thirty and office dollars

**"E" Alternate No. 4** - <u>ADD</u> TO THE BASE BID ALL LABOR AND MATERIAL TO INSTALL DINING ROOM EXTERIOR WINDOWS AS INDICATED ON THE DOCUMENTS.

**Total "E" Alternate No. 4 Bid:** Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in numbers.

**Total "E" Alternate No. 4 Bid**: Lump sum for all labor, materials, and equipment necessary for a complete project.

Written in words.

# 52,252.00

Fifty-two thousand, two hundred fifty-two and of no dollars

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

\$3,794,559.00

Agency_	Purchasing Division	
	)# DNR2100000005	

## **BID BOND**

	N BY THESE PRESENTS, That we, the unders	
of 403 Water		, as Principal, and Travelers Casualty and Surety Company
of America of 1 Tower S	Gg., 5PB , Hartford, CT 06183 , a corpor	ration organized and existing under the laws of the State of
Connecticut with its	s principal office in the City of Hartford	, as Surety, are held and firmly bound unto the State
of West Virginia, as Oblig	ee, in the penal sum of <u>Five Percent of Bid</u>	Amount (\$ 5% ) for the payment of which,
well and truly to be made	, we jointly and severally bind ourselves, our he	irs, administrators, executors, successors and assigns.
The Condition of	of the above obligation is such that whereas t	the Principal has submitted to the Purchasing Section of the
Department of Administra	ition a certain bid or proposal, attached hereto a	and made a part hereof, to enter into a contract in writing for
DNR2100000005: Re	novations to McKeever Lodge and Moun	tain Creek Lodge - Pipestem Resort State Park
NOW THEREFO	PRE,	
(a) If said b	oid 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	l furnish any other bonds and insurance required	d 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 illity of the Surety for any and all claims hereunder shall, in no
event, exceed the penal a	mount of this obligation as herein stated.	uity of the Surety for any and all claims hereunder shall, in no
•	-	
The Surety, for the	ne value received, hereby stipulates and agrees	s that the obligations of said Surety and its bond shall be in no
way impaired or affected waive notice of any such (	by any extension of the time within which the	Obligee may accept such bid, and said Surety does hereby
,		
WITNESS, the fo	ollowing signatures and seals of Principal and S	urety, executed and sealed by a proper officer of Principal and
Surety, or by Principal indi	vidually if Principal is an individual, this 17th o	day of <u>September</u> , 20 <u>20</u> .
Principal Seal	CONTRAC	Wolf Creek Contracting Co., LLC
	ED LIABITION TO	(Name of Principal)
F.	SES CENT 2:05	BYTOS
	SOLAL OF	(Must be President, Vice President, or
	2009	Duly Authorized Agent)
	OHIO OHIO	President
	COMPANY.	(Title)
	The state of the s	Travalara Casualty and Suraty Company of Amaria
Surety Seal		Travelers Casualty and Surety Company of Americ
		(Name of Surety)
		(/10/0/1
		Hel / Lul I hencel
		Attorney-in-Fact
MOODTANT County and	agustam hamsta muust ha Danaand (n. 187-117)	

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.



### Travelers Casualty and Surety Company of America Travelers Casualty and Surety Company St. Paul Fire and Marine Insurance Company

#### **POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Richard L. Higginbotham, Robin Hubbard-Sherrod, Jeffery O'Dell, and Bunnie Perrine of Charleston, West Virginia, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 17th day of January, 2019.

cut (f

HARTMORD



Bv:

Robert L. Raney, Senior Vice President

State of Connecticut

City of Hartford ss.

On this the 17th day of January, 2019, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2021

NOTARY +1+ PUBLIC

Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 17th day of September

, 2







Kevin E. Hugher Kevin E. Hughes, Assistant Secretary



## State of West Virginia **Request For Quotation** Construction

Procurement Folder: 752718

Document Description: Pipestem SP - Lodge Renovation Construction

Procurement Type : Agency Purchase Order

Date Issued	Solicitation Closes		Solic	itation No	Version	Phase
2020-07-10	2020-08-25 13:30:00	ARFQ	0310	DNR2100000005	1	Draft

SUBMIT RESPONSES TO:			VENDOR	
BID RESPONSE			Vendor Name, Address and Telephone	
DIVISION OF NATURAL RESOURCES			Wolf Crook Contracting Company 11C	
PROPERTY & PROCUREMENT OFFICE			Wolf Creek Contracting Company, LLC	
324 4TH AVE			403 Watertown Road	
SOUTH CHARLESTON	WV	25303-1228	Waterford, Ohio 45786	
US			740-749-3459	



FOR INFORMATION CONTACT THE

James H Adkins (304) 558-3397

jamie.h.adkins@wv.gov

FEIN # 26-3715560 Signature 🗴

Page: 1

FORM ID: WV-PRC-ARFQ-001

DATE 09/17/2020

All offers subject to all terms and conditions contained in this solicitation Date Printed: Jul 10, 2020 Solicitation Number: DNR2100000005



## State of West Virginia **Agency Request for Quote** Construction

Proc Folder: 752718

Doc Description: Addendum No. 03\_Pipestem SP - Lodge Renovation Construction

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

2020-09-14

2020-09-17 13:30

ARFQ 0310

**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:** 

Vendor Name:

Wolf Creek Contracting Company, LLC

DNR2100000005

Address:

403 Watertown Road

Street:

Waterford, Ohio 45786

City:

740-749-3459

State:

Country: United States

Zip:

Principal Contact: Howard Offenberger Jr.

Vendor Contact Phone: 740-749-3459

Extension:

FOR INFORMATION CONTACT THE BUYER

James H Adkins (304) 558-3397

jamie.h.adkins@wv.gov

**DATE** 09/17/2020

Vendor

Signature

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

Sep 14, 2020 Date Printed:

Page 1

FEIN# 26-3715560

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

# ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: ARFQ DNR21\*05

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.

	1 1	1	TA T	1	77	•	1
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(Check the box next to each addendum received)

um No. 6
um No. 7
um No. 8
um No. 9
um 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.

Wolf Creek Contracting Company, LLC	CONTRACTION OF THE PROPERTY OF
Company	SEAL
Hond 82	2009 OHIO
Authorized Signature	COMPAN O.
09/17/2020 Date	* Ammin

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

## 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:	Wolf Creek Contracting Company, LLC	
Contractor's License	e No.: WV- <u>046042</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.

Jami Dietz	Construction Administrator
(Name, Title)	
Tami Dietz	Construction Administrator
(Printed Name and Title)	·
403 Watertown Road, Waterford	l, Oh. 45786
(Address)	
740-749-3459 / 740-422-1244	
(Phone Number) / (Fax Number)	
tdietz@wolfcreekcontractors.con (email address)	n

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.

(Company)	2	
1/ /	5	-1.14
78410		sident
(Authorized Sign	ature) (Representative Na	me, Title)
Howard Offer	berger Jr., President	
(Printed Name a	nd Title of Authorized Rep	oresentative)
09/17/2020		
(Date)		
-		
740-749-3459	/ 740-422-1244	
(Phone Number)	(Fax Number)	

## West Virginia Ethics Commission

## **Disclosure of Interested Parties to Contracts**

(Required by W. Va. Code § 6D-1-2)

Name of Contracting Business Entity: wolf Creek	Contracting Company, LLC Address:403 Watertown Road
	Waterford, Oh. 45786
Name of Authorized Agent: Howard Offenberg	ger Jr., President Address: 403 Watertown Road, Waterford, Oh. 45786
Contract Number: N/A	Renovations to McKeever Lodge and Mountain  Contract Description:  Renovations to McKeever Lodge and Mountain  Creek Lodge Pipestem Resort State Park
Governmental agency awarding contract: _W	•
☐ Check here if this is a Supplemental Disc	losure
List the Names of Interested Parties to the contra entity for each category below (attach additional	ct which are known or reasonably anticipated by the contracting business pages if necessary):
1. Subcontractors or other entities performing	ng work or service under the Contract
☐ Check here if none, otherwise list entity/ind	dividual names below.
Will be submitted upon request	
2. Any person or entity who owns 25% or m	ore of contracting entity (not applicable to publicly traded entities)
Check here if none, otherwise list entity/inc	dividual names below.
Damian Lang Howard Offenberger	
3. Any person or entity that facilitated, or services related to the negotiation or draf	negotiated the terms of, the applicable contract (excluding legal
☐ Check here if none, otherwise list entity/ind	S. A. C. College March 1985
	SEAL 2:8
1/1/1	2009 E
Signature: Dr. 1	Date Signed: 09/17/2020
Notary Verification	The state of the s
State of Ohio	, County of <u>Washington</u> :
penalty of perjury.	the authorized agent of the contracting business ge that the Disclosure herein is being made under oath and under the
Taken, sworn to and subscribed before me this _	17th day of September ,2020
	A tomo Doublists Of serial State
To be completed by State Agency:  Date Received by State Agency:  Date submitted to Ethics Commission:	Notary Public's Signature Search Tabitha Zimmer Notary Public, State of Ohio My Commission Expires October 22, 2024
Governmental agency submitting Disclosure:	Revised June 8 2018



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

## OHIO STATE OF WEST WIRGINIA

DIVILE OF YOURSON AMORRAGEN				
COUNTY OF WASHINGTON,	TO-WIT:			
I, Howard Offenberger Jr. , a	after being first duly sworn, depose and state as follows:			
1. I am an employee of Wolf C	Creek Contracting Company, LLC ; and, (Company Name)			
2. I do hereby attest thatWo	Olf Creek Contracting Company, LLC (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.				
SEAL 2009	rinted Name: Howard Offenberger Jr.			
	itle: President			
COMPANY.	ompany Name: Wolf Creek Contracting Company, LLC			
D	ate: 09/17/2020			
Taken, subscribed and sworn to before me this 17th day of September, 2020.  By Commission expires October 22 <sup>nd</sup> 2024				
(Seal)  Tabitha Zir  Notary Public, Star  My Commission  October 22, 2	te of Ohio (Notary Public) Expires			

## 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:			anilli.
Vendor's Name: Wolf Creek Contracting Company,	LLC		CONTRACY
Authorized Signature:	Date:	09/17/2020	CEM
State of Ohio			2009
County of _Washington, to-wit:			OHIO O
Taken, subscribed, and sworn to before me this 📆 day	of September	, 20 <u>70</u>	* MANUAL TONOR OF THE PARTY OF
My Commission expires October 22 <sup>nd</sup>	, 20 <u>24</u> .		***************************************
AFFIX SEAL HERE	NOTARY PUBLIC \ox	That	romme

Tabitha Zimmer Notary Public, State of Ohio My Commission Expires October 22, 2024

Purchasing Affidavit (Revised 01/19/2018)