

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

State of West Virginia Solicitation Response

Proc Folder:	1404256					
Solicitation Description:	0624 B631 - D6	0624 B631 - D6 COMPLEX - ELECTRONIC ENTRY GATES				
Proc Type:	Agency Purchas	Agency Purchase Order				
Solicitation Closes Solicitation Response Version						
2024-06-11 14:30		SR 0803 ESR06082400000007636	1			

VENDOR					
000000111550 VALLEY FENCE COMPA	ANY LLC				
Solicitation Number:	ARFQ 0803 DOT2400000095				
Total Bid:	265642	Response Date:	2024-06-08	Response Time:	10:59:41
Comments:					

FOR INFORMATION CONTACT THE BUYER Dusty J Smith 304-414-6859 dusty.j.smith@wv.gov

Vendor Signature

Signature X

FEIN#

DATE

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

Line	Comm Ln Desc		Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	ELECTRONIC EN	TRY GATES	4.00000	EA	66410.500000	265642.00
Comm	Code	Manufacturer		Specifica	ation	Model #
301520	000					

Commodity Line Comments: Our total price is \$265,642.00. Each of the four gate areas is a different price due to different work specifications that is required to be done.

Extended Description:

See attached specifications.



State of West Virginia Agency Request for Quote Highways

Proc Folder:	1404256		Reason for Modification:
Doc Description:	0624 B631 - D6 COMPLEX	Addendum 1 To correct the quantity of the Commodity line.	
Proc Type:	Agency Purchase Order		
Date Issued	Solicitation Closes	Version	
2024-05-17	2024-06-11 14:30	ARFQ 0803 DOT2400000095	2
La			

BID RECEIVING LOCATION	
PROCUREMENT DIVISION	
DIVISION OF HIGHWAYS	
BLDG 6 RM 340A	
1900 KANAWHA BLVD E	
CHARLESTON WV 25305	
us	
VENDOR	

Vendor Customer Code: 00000011155 Vendor Name: Valley Fence Comp			
Address: 96 Woodheim Farm			
Street : city : Wheeling			
State : WV	Country: US	zip: 26003	
Principal Contact : Tim Gessler			
Vendor Contact Phone: 304-281-4460	Extension:		

FOR INFORMATION CONTACT THE BUYER Dusty J Smith 304-414-6859 dusty.j.smith@wv.gov				
Vendor Signature X I in Justa All offers subject to all terms and conditions conta	and the state of t	20 - 2967976	DATE	6-6-24

ADDITIONAL INFORMATION

THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION - PROCUREMENT DIVISION - ONE TIME PURCHASE CONTRACT FOR MATERIALS AND INSTALLATION OF ELECTRONIC ENTRY GATES W/ RFID KEY FOB AT D6 PER THE ATTACHED DOCUMENTS.

QUESTIONS REGARDING THE SOLICITATION MUST BE SUBMITTED IN WRITING TO DOTPROCUREMENTTECHQUES@WV.GOV PRIOR TO THE QUESTION PERIOD DEADLINE CONTAINED IN THE INSTRUCTIONS TO VENDORS SUBMITTING BIDS.

*********NOTICE********

WE DO NOT ACCEPT EMAIL BIDS

MUST USE ONE THE FOLLOWING TO SUBMIT A BID: * UPLOAD TO OASIS * HAND DELIVERY * MAIL IN HARD COPY * FAX TO 304-558-0047

MAKE SURE YOU DOWNLOAD ALL INFORMATION - THE COMPLETE SOLICITATION - PRICING PAGES - SIGN THE PAGES THAT NEED SIGNED

PLEASE NOTE THAT TO BE AWARDED THIS CONTRACT YOU WILL NEED TO BE REGISTERED WITH WV STATE PURCHASING DIVISION, AND COMPLIANT WITH SEVERAL AGENCIES SUCH AS THE WVSOS, TAX DEPARTMENT, WORKER'S COMPENSATION, AND UNEMPLOYMENT INSURANCE.

INVOICE TO		SHIP TO		
DIVISION OF HIGHWAYS		DIVISION OF HIGHWAYS		
DISTRICT SIX		DISTRICT SIX		
1 DOT DR		1 DOT DR BLDG 1		
MOUNDSVILLE	WV	MOUNDSVILLE WV		
US		US		

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	ELECTRONIC ENTRY GATES	4.00000	^{EA} \$66	5,410.50 \$	265,642.00

Manufacturer	Specification	Model #	
	Manufacturer	Manufacturer Specification	Manufacturer Specification Model #

Extended Description:

See attached specifications.

SCHEDULE OF EVENTS						
Line	Event	Event Date				
1	Mandatory Pre-bid	2024-05-30				
2	Technical Questions due by 10am	2024-06-05				

	Document Phase	Document Description	Page 3
DOT240000095		0624 B631 - D6 COMPLEX - ELECTRONIC ENTRY GATES	

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

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.

Shannon	Gessler	Dwner					
(Printed Name and	Title)						
96 V	Voodheim	Farm					
(Address) 304-231-66667							
(Phone Number) / (Fax Number)							
shannon.gessler@gmail.com							
(E-mail address)	0	J					

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 this bid or offer was made without prior understanding, agreement, or connection with any entity submitting a bid or offer for the same material, supplies, equipment or services; that this bid or offer is in all respects fair and without collusion or fraud; that this Contract is accepted or entered into without any prior understanding, agreement, or connection to any other entity that could be considered a violation of law; that I am authorized by the Vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on Vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the Vendor has properly registered with any State agency that may require registration.

By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law.

Valley Fence Company LLC (Company) Tim Austra (Signature of Authorized Representative)

(Printed Name and Title of Authorized Representative)

<u>le - le - 24</u> (Date)

304-281-4460

(Phone Number) (Fax Number)

Revised 8/24/2023

REQUEST FOR QUOTATION [Facility Gate Replacement with Upgrade]

- 12.1.1. All existing gate posts, fence posts, fence fabric, barbed wire, brackets and hardware to be reused.)
- **12.1.2.** All existing gate posts, fence posts, fence fabric, barbed wire, brackets and hardware to be reinstalled in the same manner as it was found and in accordance with CLFMI.
- **12.1.3.** New gate material shall comply with CLFMI and electric operator/ gate manufactures guidelines.
- **12.1.4.** Electric operators shall be compatible with Galaxy Control Systems.

12.2. Access Hardware /Software:

- **12.2.1.** Hardware/ Software shall be provided by Galaxy Control Systems. Hardware/ Software shall be capable of supporting existing access system in addition to the installation of the four (4) new access-controlled gates.
- **12.2.2.** Wireless bridge shall be provided by Sure-Fi and be compatible with Galaxy Control Systems. See Exhibit B
- **12.3. 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 shall list its Contract manager and his or her contact information below.

Contract Manager:	Tim Gessler
Telephone Number:	304-281-4460
Fax Number:	
Email Address:	valleyfencewv@gmail.com
	0

REQUEST FOR QUOTATION [Facility Gate Replacement with Upgrade]

EXHIBIT A – Pricing Page

FACILITY GATE REPLACEMENT WITH UPGRADE AT: **WVDOH D6 HEADQUARTERS - MOUNDSVILLE 1 DOT DRIVE** Moundsville, WV 26041

DATE: 6-6-	24			
VENDOR NAME:	Valley	Fence	Company LLC	
AUTHORIZED SI	GNATURE:	1,	in Justes	

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, materials, equipment, supplies, and transportation and to perform all work in accordance with the bidding documents within the time set forth for the sum of:

BASE BID:

For the lump sum of: \$	265	5,642	1.00				
		(show	amount in numb	ers)			
two hundred	sixty	five	thousand	l six	hundred	forty	two
	0		w amount in wor			J	

(show amount in words)

(In the event of a difference between the written amount and the number amount, the written amount shall govern).

CONTRACT AWARD:

The contract shall be awarded to the qualified vendor that provides the lowest overall lump sum cost.

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: DOT2400000095

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)

[レ	1	Addendum No. 1	[]	Addendum No. 6
[]	Addendum No. 2	[]	Addendum No. 7
[]	Addendum No. 3	[]	Addendum No. 8
[]	Addendum No. 4	[]	Addendum No. 9
Ι]	Addendum No. 5	Ι]	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.

Valley Fence Company LLC. Company Tim Authorized Signature 6-5-24

NOTE: This addendum acknowledgement should be submitted with the bid to expedite document processing. Revised 6/8/2012

SOLICITATION NUMBER: ARFQ DOT240000095 Addendum Number: ¹

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

Applicable Addendum Category:

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

Description of Modification to Solicitation:

ADDENDUM 1 IS ISSUED FOR THE FOLLOWING REASONS:

1. To correct the Commodity line quantity from 3 to 4.

NO OTHER CHANGES

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

Terms and Conditions:

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

Revised 6/8/2012

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Nicole Martin, Erin Ball, Brett Andrews,

of WHEELING, WV its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Ten Million Dollars and 00/100 (\$10,000,000.00)

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6^{th} day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 10th day of May, 2012.



Store A. Just

Vice President

On this 10th day of May, 2012, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



MARK J. HULLER, Attorney at Law NOTARY PUBLIC - STATE OF OHIO My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio. day of

Assistant Secretary



this

STATE OF OHIO COUNTY OF BUTLER

THE CINCINNATI INSURANCE COMPANY

Bid Bond

CONTRACTOR (Name, legal status and address):

Valley Fence Company LLC

96 WOODHEIM FARMS

WHEELING, WV 26003

OWNER (Name, legal status and address): WV DIVISION OF HIGHWAYS

1900 Kanawha Blvd. E

Charleston, WV 25305

BOND AMOUNT:

5% of bid

PROJECT (Name, location or address, and Project number, if any):

Installation of fence and gate operators

SURETY (Name, legal status and principal place of business):

THE CINCINNATI INSURANCE COMPANY 6200 S. GILMORE ROAD FAIRFIELD, OHIO 45014-5141

This document has important legal consequences, Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond the sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirements shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this ¹⁰

day of June, 2024

	Valley Fence Company LLC	
(Witness)	(Principal)	(Seal)
	(Title) THE CINCINNATI INSURA	
(Witness)	(Surety)	(Sed)
	<i>(Title)</i> Nicole Martin-Attorney In Fact	

The Company executing this bond vouches that this document conforms to American Institute of Architects Document A310, 2010 Edition. S-2000-AIA (11/10) PUBLIC

ACORE	®
ACORL	

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 06/06/2024

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(ies) 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).										
Personal personal person	DUCER	the G	eruni	cate noider in lieu of such	CONTA		ck			
	essner Wharton & Andrews Insurance, LLC				NAME: PHONE	(304) 2	43-9071	FAX (A/C, No): (304	243-9073	
	34 National Road				E-MAIL	mandi@a	wainsurance.c		243-3013	
					ADDRE	33			- <u>T</u>	
Wh	eeling			WV 26003		Matadat	SURER(S) AFFOR	RDING COVERAGE	NAIC # 13331	
	URED		·····	111 20000	INSURE	Drieketre			15762	
	Valley Fence Co LLC				INSURE	RD.			15/62	
	96 Woodheim Farms				INSURE					
					INSURE					
	Wheeling			WV 26003-9517	INSURE					
CO		TIFIC	ATE	NUMBER: CL246614327	INSURE	K F :	an di kalinda kalenda paké manganakan kangangan	REVISION NUMBER:		
No. of Concession, Name	HIS IS TO CERTIFY THAT THE POLICIES OF IN				ISSUE	TO THE INSU				
IN C	NDICATED. NOTWITHSTANDING ANY REQUIR ERTIFICATE MAY BE ISSUED OR MAY PERTA XCLUSIONS AND CONDITIONS OF SUCH POL	REMEN	NT, TE IE INS	ERM OR CONDITION OF ANY (SURANCE AFFORDED BY THE	CONTR/	ACT OR OTHER	DOCUMENT N DHEREIN IS S	MTH RESPECT TO WHICH THIS		
INSR		ADDL				POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS		
	COMMERCIAL GENERAL LIABILITY								00,000	
									0,000	
				<i>i</i> .				MED EXP (Any one person) \$ 5,0	00	
A				5000112339		06/01/2024	06/01/2025		00,000	
	GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE \$ 2,0	00,000	
	POLICY PRO- JECT LOC							PRODUCTS - COMP/OP AGG \$ 2,00		
	OTHER:							Bodily Injury \$		
	AUTOMOBILE LIABILITY							COMBINED SINGLE LIMIT \$ 1,0 (Ea accident)	00,000	
	ANY AUTO							BODILY INJURY (Per person) \$		
A	OWNED SCHEDULED AUTOS			5000112339	06/01/2024	06/01/2025	BODILY INJURY (Per accident) \$			
	HIRED NON-OWNED AUTOS ONLY							PROPERTY DAMAGE \$		
								E-Threat Expenses \$		
	VIMBRELLA LIAB OCCUR							EACH OCCURRENCE \$ 4,0	00,000	
A	EXCESS LIAB CLAIMS-MADE			5000112349	06/01/2024	06/01/2025	AGGREGATE \$			
	DED RETENTION \$							\$		
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY							PER OTH- STATUTE ER		
в	ANY PROPRIETOR/PARTNER/EXECUTIVE	N/A		WCN6007439		08/23/2023	08/23/2024		00,000	
	(Mandatory in NH)								00,000	
	If yes, describe under DESCRIPTION OF OPERATIONS below							E.L. DISEASE - POLICY LIMIT \$ 1,0	00,000	
	ll									
	CRIPTION OF OPERATIONS / LOCATIONS / VEHICLE	s (ACC	ORD 1	vi, Additional Remarks Schedule,	may be a	uached if more s	ace is required)			
Evic	dence of Coverage									
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	EVIDENCE OF COVERAGE				THE	EXPIRATION D	ATE THEREOR	SCRIBED POLICIES BE CANCELL F, NOTICE WILL BE DELIVERED IN Y PROVISIONS.	ED BEFORE	
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WEST VIRGINIA STATE TAX DEPARTMENT BUSINESS REGISTRATION CERTIFICATE

ISSUED TO: VALLEY FENCE COMPANY LLC 501 G C AND P RD WHEELING, WV 26003-1611

BUSINESS REGISTRATION ACCOUNT NUMBER:

1010-3938

This certificate is issued on: 08/20/2014

This certificate is issued by the West Virginia State Tax Commissioner in accordance with Chapter 11, Article 12, of the West Virginia Code

The person or organization identified on this certificate is registered to conduct business in the State of West Virginia at the location above.

This certificate is not transferrable and must be displayed at the location for which issued

This certificate shall be permanent until cessation of the business for which the certificate of registration was granted or until it is suspended, revoked or cancelled by the Tax Commissioner.

Change in name or change of location shall be considered a cessation of the business and a new certificate shall be required.

TRAVELING/STREET VENDORS: Must carry a copy of this certificate in every vehicle operated by them. CONTRACTORS, DRILLING OPERATORS, TIMBER/LOGGING OPERATIONS: Must have a copy of this certificate displayed at every job site within West Virginia.

atL006 v.4 L0611019328

CONTRACTOR LICENSE

AUTHORIZED BY THE West Virginia Contractor Licensing Board

WV003867

CLASSIFICATION: SPECIALTY

NUMBER:

VALLEY FENCE COMPANY LLC DBA VALLEY FENCE COMPANY LLC 96 WOODHEIM FARMS WHEELING, WV 26003

DATE ISSUED

SEPTEMBER 11, 2023

EXPIRATION DATE

SEPTEMBER 11, 2024

Authorized Signature

Chair, West Virginia Contractor Licensing Board



WEST VIRGINIA

CONTRACTOR LICENSING

A copy of this license must be readily available for inspection by the Board on every job site where contracting 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 is non-transferable. This license is being issued under the provisions of West Virginia Code, Chapter 30, Article 42.