

**Lewis, Tina L**

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**From:** Smith, Dusty J  
**Sent:** Thursday, May 9, 2019 2:31 PM  
**To:** Lewis, Tina L  
**Subject:** FW: BID  
**Attachments:** bid ARFQ 0803 DOT1900000045.pdf

This one is disqualified it is late.

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**From:** Varners <varner@frontiernet.net>  
**Sent:** Thursday, May 9, 2019 2:19 PM  
**To:** Smith, Dusty J <Dusty.J.Smith@wv.gov>  
**Subject:** BID

Dusty  
Please see attached bid.  
Sorry I am a little late.

Thank You

*Kenneth "Buster" Varner*

*Sandra Varner*

**Varner Construction, LLC**  
**A1-Pumping**  
**PO Box 243, Durbin WV 26264**  
**304-456-4505 Shop/ office**  
**304-456-4509 Home/office**





State of West Virginia  
Request For Quotation

Procurement Folder : 573533

Document Description : 7019EC12 Hauling Truck Lease/Rental WITH Operator

Procurement Type : Agency Master Agreement

Date Issued	Solicitation Closes	Solicitation No	Version	Phase
2019-04-19	2019-05-03 13:30:00	ARFQ 0803 DOT1900000045	1	Final

SUBMIT RESPONSES TO:	VENDOR
FINANCE & ADMINISTRATION DIVISION OF HIGHWAYS BLDG 5, RM A-220 1900 KANAWHA BLVD E CHARLESTON WV 25302 US	Vendor Name, Address and Telephone Varner Const Po Box 243 Durbin WV 26204 304-456-4509

FOR INFORMATION CONTACT THE

Dusty J Smith  
(304) 558-9398  
dusty.j.smith@wv.gov

Signature X  FEIN # 37-1508771 DATE 5-9-19

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

## Vendor Should Type Pricing Page Schedule

Please contact dusty.j.smith@wv.gov for an Excel version

### Exhibit A

Equipment Description	With Operator		Lease/Rental Rate of Equipment With Operator Hot-Mix Asphalt \$/Hour	Lease/Rental Rate of Equipment With Operator Aggregate \$/Hour	Lease/Rental Rate of Equipment With Operator Ditch Dirt \$/Hour
	Equipment Offered for Lease/Rental	Manufacturer's Name			
ASPHALT HAULING TRUCK WITH TARP - Heavy Industrial 2 Axle Bed		Various	80	80	80
ASPHALT HAULING TRUCK WITH TARP - Heavy Industrial 3 Axle Bed		Various	100	100	100
ASPHALT HAULING TRUCK WITH TARP - Heavy Industrial 4 Axle Bed		Various	125	125	125
ASPHALT HAULING TRUCK WITH TARP - Heavy Industrial 5 Axle Bed					

The Vendor should identify their base location and any other potential base locations where the equipment bid may be delivered by the Vendor. The Vendor should provide the 911 address or the most recent physical street address, city and state for the base location(s). If the Vendor fails to provide the base location(s) on the Information Attachment Form, the Vendor's bid may be disqualified. If additional space is needed for additional base locations, you may duplicate this page. This list does not determine sole base locations for a Vendor, but provides a base for determining potential mileage.

**Vendor Base Location:**

Varner Construction LLC
40 Varner Drive
Durbin, WV 26264

**Vendor Base Location:**


**Vendor Base Location:**


**Vendor Base Location:**


**Vendor Base Location:**


**Vendor Base Location:**


**ADDITIONAL INFORMATION:**

\*\*\*\*\*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

MAKE SURE YOU DOWNLOAD ALL INFORMATION

TERMS AND CONDITIONS-SPECIFICATIONS-INFORMATIONAL ATTACHMENTS-PURCHASING AFFIDAVIT-PRICING PAGES-SIGN THE PAGES THAT NEED SIGNED

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

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
1	Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	<i>2 Axle 80</i>	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**  
 Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 2 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
2	Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	<i>3 Axle 800.</i>	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 3 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON US	WV25704	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER  No City US	WV 99999

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
3	Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	<i>4 Axle 125</i>	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 4 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON US	WV25704	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER  No City US	WV 99999

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
4	Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	<i>4 Axle 125</i>	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Hot-Mix Asphalt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 5 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
5	Aggregate Hauling Truck Lease/Rental WITH Operator	0.00000	EA	80	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Aggregate Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 2 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
6	Aggregate Hauling Truck Lease/Rental WITH Operator	0.00000	EA	100	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Aggregate Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 3 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
7	Aggregate Hauling Truck Lease/Rental WITH Operator	0.00000	EA	125	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Aggregate Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 4 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON US	WV25704	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City US	WV 99999

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
8	Aggregate Hauling Truck Lease/Rental WITH Operator	0.00000	EA		

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Aggregate Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 5 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON US	WV25704	STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City US	WV 99999

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
9	Ditch Dirt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	80	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Ditch Dirt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 2 Axle Bed



INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
10	Ditch Dirt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	100	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Ditch Dirt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 3 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
11	Ditch Dirt Hauling Truck Lease/Rental WITH Operator	0.00000	EA	125	

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Ditch Dirt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 4 Axle Bed

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS DISTRICT TWO 801 MADISON AVE HUNTINGTON WV25704 US		STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US	

Line	Commodity Line Description	Qty	Unit Issue	Unit Price	Total Price
12	Ditch Dirt Hauling Truck Lease/Rental WITH Operator	0.00000	EA		

Commodity Code	Manufacturer	Model #	Specification
72141702			

**Extended Description**

Ditch Dirt Hauling Truck Lease/Rental WITH Operator-Heavy Industrial 5 Axle Bed

**SCHEDULE OF EVENTS**

Line	Event	Event Date
1	TECHNICAL QUESTIONS DUE AT 10AM	2019-04-24

<b>DOT1900000045</b>	<b>Document Phase</b> Final	<b>Document Description</b> 7019EC12 Hauling Truck Lease/Rental WITH Operator	<b>Page 8</b> <b>of 8</b>
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**ADDITIONAL TERMS AND CONDITIONS**

See attached document(s) for additional Terms and Conditions

**AGENCY SOLICITATION NUMBER – ARFQ DMV1900000045**  
**Addendum Number: 1**

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

**Applicable Addendum Category:**

- [ X ] Modify bid opening date and time
- [ ] Modify specification of product or service being sought
- [ ] Attachment of pre-bid sign-in sheet
- [ ] Correction of error
- [ X ] Other

**Description of Modification to Solicitation:**

**\*TO MORE THE BID OPENING  
FROM 05/03/19  
TO 05/09/19 SAME TIME.**

**\*TO ANSWER QUESTIONS**

**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 provision of the Agency 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 Agency Solicitation by completing an Addendum Acknowledgement, 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

**ADDENDUM 1 ARFQ DOT1900000045**

**Question:**

On the schedule A Exhibit form for Vendor pricing the Equipment description says 2 Axle Bed, 3 Axle Bed, 4 Axle Bed and 5 Axle Bed you are referring to how many axles are on the BACK only not including steer tire correct??

**Answer:**

Yes.

**Question:**

Just to verify, trucking hours start from the time we leave our location and ends at the time we return to our location?

**Answer:**

Yes.

**Question:**

Aggregate will be provided by the state, but picked up by the Contractor?

**Answer:**

All materials will be paid for by DOH. Contractor will haul only.

**Question:**

Where does the contractor dump the ditch dirt that is generated?

**Answer:**

At the specified and approved DOH directed location.

**Question:**

Can a 3-axle truck also be substituted in place of a 2-axle truck?

**Answer:**

Yes.

## ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

**1. CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors 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. West Virginia 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 Purchasing Division 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: Varner Construction LLC

Contractor's License No.: WV- 012079

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

**2. AIA DOCUMENTS:** All construction contracts that will be completed in conjunction with architectural services procured under Chapter 5G of the West Virginia Code will be governed by the attached AIA documents, as amended by the Supplementary Conditions for the State of West Virginia, in addition to the terms and conditions contained herein.

**2A. PROHIBITION AGAINST GENERAL CONDITIONS:** Notwithstanding anything contained in the AIA Documents or the Supplementary Conditions, the State of West Virginia will not pay for general conditions, or winter conditions, or any other condition representing a delay in the contract. The Vendor is expected to mitigate delay costs to the greatest extent possible and any costs associated with Delays must be specifically and concretely identified. The state will not consider an average daily rate multiplied by the number of days extended to be an acceptable charge.

**3. GREEN BUILDINGS MINIMUM ENERGY STANDARDS:** In accordance with § 22-29-4, all new building construction projects of public agencies that have not entered the schematic design phase prior to July 1, 2012, or any building construction project receiving state grant funds and appropriations, including public schools, that have not entered the schematic design phase prior to July 1, 2012, shall be designed and constructed complying with the ICC International Energy Conservation Code, adopted by the State Fire Commission, and the ANSI/ASHRAE/IESNA Standard 90.1-2007: Provided, That if any construction project has a commitment of federal funds to pay for a portion of such project, this provision shall only apply to the extent such standards are consistent with the federal standards.

**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.

Kenneth H Varner, owner  
(Name, Title)  
Kenneth H Varner owner  
(Printed Name and Title)  
PO Box 243 Durbin WV 26026  
(Address)  
304-456-4509 304-456-4510  
(Phone Number) / (Fax Number)  
varner@frontier.net.net  
(E-mail 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.

Varner Construction LLC  
(Company)  
Kenneth H Varner owner  
(Authorized Signature) (Representative Name, Title)  
Kenneth H. Varner owner  
(Printed Name and Title of Authorized Representative)  
5-9-19  
(Date)  
304-456-4509 304-456-4510  
(Phone Number) (Fax Number)

**ADDENDUM ACKNOWLEDGEMENT FORM**

**SOLICITATION NO.:**

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification. Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:  
*(Check the box next to each addendum received)*

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6  |
| <input type="checkbox"/> Addendum No. 2            | <input type="checkbox"/> Addendum No. 7  |
| <input type="checkbox"/> Addendum No. 3            | <input type="checkbox"/> Addendum No. 8  |
| <input type="checkbox"/> Addendum No. 4            | <input type="checkbox"/> Addendum No. 9  |
| <input type="checkbox"/> Addendum No. 5            | <input type="checkbox"/> Addendum No. 10 |

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

\_\_\_\_\_  
Varner Construction LLC  
Company

\_\_\_\_\_  
Keith H Van  
Authorized Signature

\_\_\_\_\_  
5-9-19  
Date

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



**REQUEST FOR QUOTATION**  
**Hauling Truck Lease/Rental WITH Operator**

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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:** Kenneth Varner  
**Telephone Number:** 304-456-4509  
**Fax Number:** 304-456-4510  
**Email Address:** varner@frontier.net.net

**Exhibit B**

**Counties Bid:**

Vendor should indicate the County, Counties or District-Wide serviced by the Vendor for lease/rent of equipment to the WVDOH by placing an "X" or "√" beside the County, Counties or District-Wide.

District 1	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
Boone			
Clay			
Kanawha			
Mason			
Putnam			

District 2	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
Cabell			
Lincoln			
Logan			
Mingo			
Wayne			

District 3	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
Calhoun			
Jackson			
Pleasants			
Ritchie			
Roane			
Wirt			
Wood			

District 4	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
Doddridge			
Harrison			
Marion			
Monongalia			
Preston			
Taylor			

District 5	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
Berkeley			
Grant			
Hampshire			
Hardy			
Jefferson			
Mineral			
Morgan			

District 6	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
Brooke			
Hancock			
Marshall			
Ohio			
Tyler			
Wetzel			

District 7	Hot-Mix	Aggregate	Ditch Dirt
District-Wide	√	√	√
Barbour			
Braxton			
Gilmer			
Lewis			
Upshur			
Webster			

District 8	Hot-Mix	Aggregate	Ditch Dirt
District-Wide	√	√	√
Pendleton			
Pocahontas			
Randolph			
Tucker			

District 9	Hot-Mix	Aggregate	Ditch Dirt
District-Wide	√	√	√
Fayette			
Greenbrier			
Monroe			
Nicholas			
Summers			

District 10	Hot-Mix	Aggregate	Ditch Dirt
District-Wide			
McDowell			
Mercer			
Raleigh			
Wyoming			

STATE OF WEST VIRGINIA  
Purchasing Division

# PURCHASING AFFIDAVIT

**CONSTRUCTION CONTRACTS:** Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

**ALL CONTRACTS:** Under W. Va. Code §5A-3-10a, no contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

**EXCEPTION:** The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. Code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

**DEFINITIONS:**

**"Debt"** means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

**"Employer default"** means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

**"Related party"** means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceeds five percent of the total contract amount.

**AFFIRMATION:** By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: Varner Construction LLC

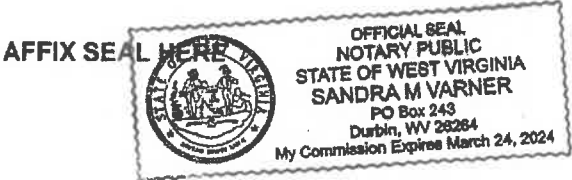
Authorized Signature: [Signature] Date: 5-9-19

State of WV

County of Putnam, to-wit:

Taken, subscribed, and sworn to before me this 9 day of May, 2019.

My Commission expires 3-24, 2024.



NOTARY PUBLIC [Signature]  
Purchasing Affidavit (Revised 01/19/2018)

