

**AGENDA**  
**COMMON COUNCIL**  
**MAY 11, 2021**  
**6:30 P.M.**

1. Call meeting to order via live WebEx Event.
2. Reading and approval of minutes from Council meeting dated April 27, 2021.
3. Reading and approval of minutes from Council Workshops held on April 26, 2021 and May 3, 2021.
4. Award of bids for asphalt & aggregates.
5. Resolution for Remote Worker Program.
6. First reading of Ordinance authorizing the City to accept a gift of real estate at 209 Temple Street.
7. Second reading and public hearing of Ordinance amending Chapter 10, Article IV, Section 10-400 of the City of Beckley's Human Rights Ordinance (The Crown Act).
8. Address tabled Prince Street property demolition bid.
9. Old Business.
10. New Comments.
11. Public Comments
12. Adjournment.

**Due to the public health impact of the coronavirus outbreak (COVID 19) pandemic and out of concern for the health and wellbeing of city employees, members of the Common Council and members of the public, the regular meeting of Council scheduled for May 11, 2021 will be held via a WebEx Event. The public may join the meeting from their computer or phone using the weblink or phone number provided on the city's webpage or Facebook page the day of the Council meeting.**

A REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF BECKLEY CONVENE AT 6:30 PM ON APRIL 27, 2021 IN COUNCIL CHAMBERS OF BECKLEY CITY HALL.

THOSE PRESENT: Mayor Robert R. Rappold, Recorder-Treasurer Billie Trump, City Attorney, Mr. File, Secretary Susan Miller, Bill Kelly, Director of IT, Amy Evans, Assistant Director of IT, AND Director of Parks & Recreation, Leslie Baker.

THOSE PRESENT BY WEBEX: Council Members: Tom Sopher, Robert Dunlap, Robert Canter, Kevin Price, Janine Bullock, Sherrie Hunter and Michael Reedy.

THOSE ABSENT: Chief Lonnie Christian, Director of BPW Jerry Stump, Chief of FD Ed Wills.

The Mayor called the meeting to order. The Mayor announced because of the ongoing concerns of the coronavirus, and the health and safety of the Council Members, the City of Beckley employees, as well as the public, this regular Council meeting for April 27, 2021 is being held via WebEx Event. The public will have access to join the meeting either from their computer, or by phone, using the weblink or phone number provided the day of the meeting on the city's webpage at Beckley.org or the City's Facebook page.

The Mayor reminded the public that they will be able to make comments when invited to do so by either pressing \*3 on their phone and their call will be taken in the order it is received, or if viewing by computer or tablet, raising your hand by right clicking your name and choosing "Raise Hand".

Council dispensed with the reading of the minutes of the regular Council meeting dated April 13, 2021, copies of which were distributed to each member. Council unanimously approved the minutes as written on a motion by Councilman Price and seconded by Councilwoman Bullock.

Next, the Mayor opened and read the bids for asphalt. The first bid is from Appalachian Aggregates, LLC for stone at a price per ton of \$20.50 for delivered Crusher Run and \$27.35 per ton of delivered abrasives-limestones. The second bid is from Southern WV Paving, Inc. for asphalt at \$70.00 per ton for Base II or P&LI; \$75.00 per ton for curb mix and \$90.00 per ton for tennis mix. These bids will be turned over to Recorder-Treasurer, Billie Trump, Director of Board of Public Works, and Councilmembers at Large, Sherrie Hunter and Michael Reedy for review and recommendation for possible award at a later date. These bids are hereby incorporated into these minutes.

Next, Councilwoman Hunter discussed the bid from Southern WV Paving, Inc. for the paving of parts of Appalachian Drive, Franklin Avenue, and Woodlawn Avenue. The total bid is \$164,125.00. Councilwoman Hunter made the motion to accept the bid which was seconded by Councilman Dunlap. Council unanimously approved the motion and the bid is hereby incorporated into these minutes. The Mayor clarified that the parts of Woodlawn Avenue that he & Mr. File live on are unaffected by this project.

Next, Mr. File discussed and presented the Ordinance adopting the CROWN ACT. Mr. File explained that if passed tonight on first reading, the ordinance will then have the second reading and public hearing during Council Meeting on May 11, 2021. He read the Ordinance by title only AN ORDINANCE AMENDING CHAPTER 10, ARTICLE IV, SECTION 10-400 OF THE CITY OF BECKLEY HUMAN RIGHTS ORDINANCE TO PROHIBIT DISCRIMINATION BASED ON HAIRSTYLE OR HAIR TEXTURE. The Mayor asked for a motion to approve the ordinance on first reading which was made by Councilman Dunlap and seconded by Councilwoman Bullock. Council unanimously approved the motion and the Ordinance is hereby incorporated into these minutes.

The Mayor complimented and thanked Mr. File for his efforts in researching and preparing for this Ordinance.

OLD BUSINESS: The Mayor requested that each member of Council call to make an appointment with him this week to discuss business for the City that is not ready to be presented to the public. The Mayor announced that Leslie Baker, Director of Parks & Recreation is inviting all Council Members to the interpretive exhibit honoring Zora "Big Moma" Stroud on Sunday, May 9, 2021 at 2:00 p.m. Ms. Baker stated that she will email the invitation to Council Members.

NEW BUSINESS: Councilwoman Hunter said that on Wednesday, May 5, 2021 at 11:45 p.m. through Thursday, May 6, 2021 (a 24-hour period) members of the public will read scriptures at Word Park in honor of National Day of Prayer. She welcomed everyone to attend this event.

PUBLIC COMMENTS: The following people made public comments in support of the Ordinance adopting the CROWN ACT:

Danielle Stewart, Kelly Elkins, Christina Baisden, Tonya Hairston, Elaina Hurley, Crystal Clark, Kaylan Morry, and Carlista Ward. The Mayor thanked everyone for their timely comments.

Councilwoman Hunter thanked Donna Whitt with the Beckley Housing Authority for the April 23, 2021 food donation at Epling Stadium and announced that there will be another one May 14, 2021.

With no further comments, the meeting was adjourned at 7:05 p.m. on a motion by Councilwoman Hunter, seconded by Councilwoman Bullock and unanimously approved by Council.

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Mayor

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Recorder - Treasurer

A WORKSHOP OF THE COMMON COUNCIL OF THE CITY OF BECKLEY  
CONVENED AT 5:10 PM ON APRIL 26, 2021 IN COUNCIL CHAMBERS OF BECKLEY  
CITY HALL.

THOSE PRESENT: Mayor Robert R. Rappold, Recorder-Treasurer Billie Trump, City Attorney, Mr. File, Secretary Susan Miller, Bill Kelly, Director of IT, Amy Evans, Assistant Director of IT, Council Members: Cody Reedy, Tom Sopher, Bob Canter, Kevin Price, Jeanine Bullock, and Sherrie Hunter.

THOSE PRESENT BY WEBEX: Councilman Dunlap and Dr. Kristi Dumas.

The Mayor called the meeting to order. The Mayor announced that because of the ongoing concerns of the coronavirus, and the health and safety of the public, this Council Workshop for April 26, 2021 is being held via WebEx Event for the public to view. The public will have access to join the meeting either from their computer, or by phone, using the weblink or phone number provided the day of the meeting on the city's webpage at Beckley.org or the City's Facebook page.

The Mayor introduced and welcomed Dr. Kristi Dumas and announced that she would be speaking on behalf of the CROWN ACT and that City Attorney, Bill File may have some comments following Dr. Dumas's remarks regarding research that he has completed and regarding the draft ordinance to be presented to Council tomorrow evening

Dr. Dumas made her presentation in support the CROWN ACT and welcomed any questions. The Mayor asked if any Council Members had any questions for Dr. Dumas. There were none. The Mayor asked Mr. File if he had any comments. Mr. File said that Dr. Dumas did a great job explaining the purpose of the CROWN ACT and the Ordinance he has drafted amends the City of Beckley's Human Rights Ordinance to include the intent of the CROWN ACT. Mr. File explained the expanded definition of discrimination and race to include hair texture and hair styles. Mr. File stated that he believes what Dr. Dumas and the Human Rights Commission are requesting is what the City is doing with the Ordinance. The Mayor asked if there are any questions/comments. There were none so the Mayor excused Dr. Dumas from the screen and thanked her for her presentation. The Mayor stated that the first reading of this ordinance will be presented at Council's meeting Tuesday, April 27, 2021. Mr. File clarified that it has been reported that Charleston and Morgantown also adopted a similar revision to their Human Rights Ordinances. It is likely that Charleston, WV will bring this before their City Council next month, and Morgantown adopted the CROWN ACT last week. Dr. Dumas thanked Mr. File, the Mayor and City Council. Councilwoman Hunter asked if this Ordinance applies to the City only, or does it apply to the county. Mr. File responded that it only applies to the City. Dr. Dumas explained that it works the same way with the Human Rights Commission when it comes to issues of jurisdiction. Councilman Reedy asked if an employer could require an employee to tie up or pull back their hair or even cut it to a shorter length for safety concerns. Mr. File stated that an employer would have to show it was a safety issue, and not being done to discriminate based on race. Mr. File stated that all hairstyles are covered by this, not just the ones listed.

Councilman Reedy asked if businesses would have to change their whole dress code. Mr. File said that is not the intent of this ordinance. Dr. Dumas said that this ordinance is not to excuse anyone from being safe or from having good hygiene.

Next, the Mayor addressed the building at 227 Prince Street which he understands five Council Members toured. The motion to accept the bid for the demolition has been tabled. This is not on the agenda for City Council's meeting for Tuesday, April 27, 2021. It will be on the agenda for the May 11, 2021 meeting. If there is a motion from Council to take it off the table and either accept or reject the bid then that would be the time that discussion would evolve.

If the bid is accepted, the City would proceed with their plans to demolish the building. If not accepted, then we proceed to discuss some options. The Mayor said a recommendation was made that the building be auctioned with the stipulation that the buyer have a specific timeframe to follow what the City requires in terms on renovation. The Mayor said that he doesn't think that the City can have much to say about the use of the building as long as it meets code and zoning requirements. The Mayor asked if there is any other discussion on 227 Prince Street. Councilman Sopher stated that he had a person that made a suggestion that perhaps the City should require a minimum bid \$111,000.00 for the building (City's purchase price) less the \$65,000.00 cost to take down the building for the total minimum bid of \$46,000.00. Mayor stated that because the City paid \$111,000.00 for the building, he understands that is what the minimum bid should be. The Mayor asked Council to attend a workshop Monday, May 3rd at 5:05 p.m. Michelle Rotellini with the Chamber of Commerce has asked to address Council regarding certain initiatives that she has successfully begun on behalf of the remote work program. Michelle will be discussing this further. The Mayor requested that each Council member contact him individually to set up a fifteen minute appointment to discuss information not ready to be presented to the public. Councilwoman Bullock asked the Mayor about the funds from the government regarding broadband and helping the Beckley Sanitary Board. Councilman Canter asked how spring cleanup is going. The Mayor said that it is going well and encouraged Council to compliment the Board of Public Works for all their hard work and dedication. Councilman Canter asked about the traffic light situation and if September is still the estimated time of completion. The Mayor said that September 10, 2021 is still the date. Councilman Sopher said that he sent Council Members a Raleigh County Historic Society Newsletter regarding the Bill Withers Memorial. The Mayor stated the he and Recorder-Treasurer Billie Trump met with Pastor Hightower in South Charleston at WV State College and saw the Katherine Johnson sculpture which he has prepared. Pastor Hightower asked the Mayor if the City has a dependable repository in Beckley. The Mayor reached out to Dena Cushman at Beckley Area Foundation and she will discuss it with her Board. Councilman Sopher said two people want to give money but they aren't sure who to write the check to. The Mayor stated that the City will get this matter finalized. Pastor Hightower has been in touch with Bill Wither's widow and there is significant interest in CA. The Mayor has talked to some people at Glade Springs who knew



Bill when he had a residence there and there is interest from Glade members also. The Mayor stated that the City has budgeted a little money to help the cause as well.

The Mayor adjourned the meeting at 6:15 p.m.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Recorder - Treasurer

A WORKSHOP OF THE COMMON COUNCIL OF THE CITY OF BECKLEY CONVENED AT 5:10 PM ON MAY 3, 2021 IN COUNCIL CHAMBERS OF BECKLEY CITY HALL.

THOSE PRESENT: Mayor Robert R. Rappold, Recorder-Treasurer Billie Trump, City Attorney, Mr. File, Secretary Susan Miller, Bill Kelly, Director of IT, Amy Evans, Assistant Director of IT, Council Members: Cody Reedy, Tom Sopher, Kevin Price, Jeanine Bullock, Sherrie Hunter, and Robert Dunlap, and President of the Beckley Raleigh County Chamber of Commerce, Michelle Rotellini.

THOSE ABSENT: Councilman Canter.

The Mayor called the meeting to order. The Mayor announced that because of the ongoing concerns of the coronavirus, and the health and safety of the public, this Council Workshop for May 3, 2021 is being held via WebEx Event for the public to view. The public will have access to join the meeting either from their computer, or by phone, using the weblink or phone number provided the day of the meeting on the city's webpage at Beckley.org or the City's Facebook page.

The Mayor introduced and welcomed Michelle Rotellini, President and CEO of the Beckley-Raleigh County Chamber of Commerce and announced that she would be introducing and explaining the Remote Worker Program that the City and the Chamber are working together on. The Mayor explained that Michelle will suggest that the City make a financial contribution that can be used as an incentive for workers to relocate to Beckley.

Ms. Rotellini made her presentation explaining the Remote Worker Program. She asked if any Council Members had any questions. Councilman Sopher asked if the remote workers will be required to live in the city. The Mayor said that has not been determined but probably will include the county. The Mayor mentioned that this may be a good time to reconsider extending the boundaries in the City. Ms. Rotellini stated that she would like to make this presentation to the Raleigh County Commission but wanted to get feedback from the City Council Members first.

Councilwoman Bullock asked if perhaps the City should consider requiring the remote workers to live in WV for five years rather than two. Mr. File, City Attorney, said that Council will set the guidelines, but we will be inviting people to come and we may want to avoid any negative penalties in any proposed contracts with remote workers. Ms. Rotellini clarified that, at this point, we are looking for only ten remote workers. Leslie Baker asked how do we know how many people have accessed our site to gage the level of interest. Ms. Rotellini responded that it's more of an I.T. question but explained that it is the number of clicks from a computer mouse that can be monitored on any particular site.

Councilman Dunlap commented that the cost of living here is a major benefit.

Ms. Baker asked if any other towns that have this program also have a remote site in place. Ms. Rotellini said that Morgantown, WV does.

Councilman Reedy made the suggestion that on the application we should request demographic information.

Ms. Rotellini stated that if Real Estate Agents sponsor our sites, we may consider sharing the applicant's data with the real estate companies once we receive permission from the applicants to share their contact information.

Councilman Sopher asked what is to keep the remote worker's employer from imposing a salary reduction for the remote workers if the worker relocates to an area where the cost of living is less.

Ms. Rotellini explained that employers base their decision on particular regions of the country and thinks that any reductions would be minimal.

Councilman Price asked if the remote workers would be required to use designated remote work places. Ms. Rotellini explained they will not be required to use the designated work spaces. It is a way to get them connected to the City. She explained that the money from the City is just part of the incentives used to attract these workers.

Councilman Dunlap asked if we might consider continuing to use this/these websites for informational purposes for other remote workers once we get the initial ten that we are seeking.

Ms. Baker asked what if a couple that wants to relocate here. Ms. Rotellini said that we could provide incentives to both singles and to families. She recommended committees being appointed to sort through these topics.

Councilman Price asked what the State's guidelines are about incentivizing couples. Ms. Rotellini said that the State hasn't been specific about that to this point.

Councilman Dunlap asked Ms. Rotellini when will she be speaking to the County Commission about this. She would like to speak to the County Commission at its next meeting.

Councilman Dunlap suggested that she ask the County to match what the City comes up with so this would allow the remote workers to live in the County, not just the City.

Councilman Sopher said he thinks the City's money would go further if we qualified it to ten households rather than to ten people.

The Mayor asked Mr. File if this could be done by resolution.

Mr. File said yes. Mayor asked Mr. File to draft a resolution and it be placed on the May 11, 2021 agenda. The Mayor said that he would like to see the City and the County continue their good working relationship and does not want to be considered in competition with them.

Councilwoman Hunter asked if the City should wait until Ms. Rotellini presents this to the County before the City acts on a resolution. Ms. Rotellini said she planned to call Jay Quesenberry and see if she could come to the staff meeting Tuesday, May 4, 2021. The Mayor suggested that Council meetings begin at 5:30 rather than 6:30. The Mayor thanked Ms. Rotellini and adjourned the meeting at 6:10 p.m.

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Mayor

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Recorder-Treasurer



# QUOTE

Date: April 27, 2021  
Expiration Date: 12/31/2021

Appalachian Aggregates LLC  
21071 Midland Trl, W  
Lewisburg, WV 24901  
(304) 392-5872  
Fax (304) 392-5828  
[doug.canterbury@appagqgwv.com](mailto:doug.canterbury@appagqgwv.com)

TO: Billie L Trump  
Recorder-Treasurer  
City of Beckley

SALESPERSON	JOB	SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE	PAYMENT TERMS	DUE DATE
Doug Canterbury	Material Pricing Department of Public Works  Delivered To Jobsite And FOB Beckley and Alta Quarries	Via Truck To Jobsite And FOB Pricing Beckley/Alta Quarries	Via Truck To Jobsite And FOB Pricing Beckley/Alta Quarries	As Requested	Net 30 Days	
QUANTITY	ITEM #	DESCRIPTION	MATERIAL PRICE PER TON FOB QUARRY	FREIGHT PRICE PER TON	DELIVERED PRICE PER TON	
		Class I Crusher Run Sandstone -Beckley Quarry	\$16.50 Per Ton	\$ 4.00 Per Ton	\$20.50 Per Ton	
		#9 Abrasives-Limestone Alta Quarry	\$14.35 Per Ton	\$13.00 Per Ton	\$27.35 Per Ton	

\*Due To Severity And Duration Of The Coronavirus (COVID-19) The Availability Of Products, Delivery, And Pricing May Result In Delays and Price Increases To This Quote

**Appalachian  
Aggregates LLC**

THANK YOU FOR YOUR BUSINESS!

Appalachian Aggregates, LLC • 21071 Midland Trail W • Lewisburg, WV 24901 • T+(304) 392 5872 • F+(304) 392 5828  
[www.appalachianaggregates.com](http://www.appalachianaggregates.com)

An Equal Opportunity Employer

## RESOLUTION

**WHEREAS**, the City of Beckley administration desires to attract remote workers to relocate to this area from other cities and states and is working in cooperation with the Beckley-Raleigh County Chamber of Commerce to achieve this goal; and

**WHEREAS**, the City recognizes that this area's natural beauty, outdoor recreational amenities, four distinct seasons, very reasonable cost of living and higher educational opportunities including an outstanding small university located within our city all produce a superior quality of life that educated professionals working remotely are seeking; and

**WHEREAS**, the City further recognizes that it is competing with other cities and states in its efforts to recruit these individuals and families to this area and an additional financial incentive will help demonstrate to the targeted remote workers its commitment to providing these workers with an opportunity to enjoy the best quality of life while furthering their professional careers.

**NOW, THEREFORE BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BECKLEY** that the City of Beckley commits to establishing a \$50,000.00 fund to be used to help attract remote workers to this area. Common Council shall adopt guidelines to administer this fund, and the fund shall be used to incentivize up to ten (10) remote workers to relocate to this area, with the maximum amount of \$5,000.00 being allocated per worker over a five (5) year period.

This Resolution is hereby adopted on a motion by \_\_\_\_\_  
seconded by \_\_\_\_\_, and passed unanimously at a regular meeting of  
Common Council on the 11<sup>th</sup> day of May, 2021.

\_\_\_\_\_  
Recorder - Treasurer

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First Reading

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Second Reading

**AN ORDINANCE AUTHORIZING THE CITY OF BECKLEY TO RECEIVE BY GIFT REAL PROPERTY LOCATED AT 209 TEMPLE STREET AND IDENTIFIED AS LOT 10, BLOCK 10 OF THE EAST PARK SUBDIVISION AS SHOWN ON A MAP OF RECORD IN THE OFFICE OF THE CLERK OF THE COUNTY COMMISSION OF RALEIGH COUNTY, WEST VIRGINIA IN MAP BOOK 3, AT PAGE 2C**

**WHEREAS**, the owner of 209 Temple Street in Beckley, West Virginia, also described as lot 10, Block 10, of the East Park Subdivision as shown on the map of the same of record in the Office of the Clerk of the County Commission of Raleigh County, West Virginia, in Map Book 3, at page 2C, has offered to gift this property to the City of Beckley; and

**WHEREAS**, this property is located beside the City of Beckley Park on Temple Street and can be used to improve the Park on Temple Street in order to better serve residents of that neighborhood and the City; and

**WHEREAS**, the remains of a burned-out house is located on the subject property and the City will be responsible for the cost of removing the burned-out structure from the property upon the property being conveyed to the City, by a General Warranty Deed.

**NOW, THEREFORE, BE IT ORDANINED BY THE COMMON COUNCIL OF THE CITY OF BECKELY** that the City of Beckley accept and receive by gift, through a General Warranty Deed from Dennis Chester Corbin, real property located at 209 Temple Street, said property situated in the Beckley District of Raleigh County, West Virginia, and being Lot 10, Block 10, of the East Park Subdivision as shown on a map of the same of record in the Office of the Clerk of the County Commission of Raleigh County, West Virginia, in Map Book 3, at page 2C, and being more particularly bounded and described as follows:



BEGINNING at a stake on a ten-foot alley, corner to Lot 12, thence with said lot S. 64° 29' E. 65 feet to a stake on the line of Lot 12 and, corner to Lot 11; thence with Lot 11 S. 25° 31' W. 140 feet to a stake on Temple Avenue; thence with said Avenue S. 84 ° 52' W. 75.5 feet to a stake on corner of said Avenue and a ten foot alley; thence with the said alley N. 25° 31' E. 178.5 feet to the place of beginning, containing 11, 130 square feet.

The Mayor of the City of Beckley is hereby authorized to execute any and all documents required to facilitate this conveyance of real estate by gift.

This Ordinance shall become effective upon passage.

April 27, 2021

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE IV, SECTION 10-400 OF THE CITY OF BECKLEY HUMAN RIGHTS ORDINANCE TO PROHIBIT DISCRIMINATION BASED ON HAIRSTYLE OR HAIR TEXTURE.

WHEREAS, it is the desire of the Common Council of the City of Beckley to affirm its support for the CROWN ACT, which is intended to create a respectful and open world for natural hair; and

WHEREAS, it is Common Council's intent to amend the City of Beckley Human Right's Ordinance to provide specific protection for natural and protective hairstyles as part of the City's prohibition on discrimination based on race.

NOW, THEREFORE, BE IT ORDAINED THAT the Common Council of the City of Beckley amends Chapter 10, Article IV, Section 10-400 of the Code of the City of Beckley as follows:

Discrimination means to exclude from or fail or refuse to extend to a person equal opportunities because of race, religion, color, national origin, ancestry, sex, sexual orientation, gender identity, age, or blindness or other handicap; the term "discriminate" includes to separate or segregate. For the purposes of this article, discrimination based on race also includes, but is not limited to, discrimination based on hair textures and protective hairstyles historically associated with a particular race.

Race means a social construct grouping humans based on shared physical or social qualities into categories generally viewed as distinct, including but not limited to, hair texture and protective hairstyles.

Protective hairstyles means hairstyles historically associated with a particular race and includes, but is not limited to, hairstyles such as braids, locks, and twists.

This ordinance is effective upon adoption.



**SOUTHERN  
WEST VIRGINIA  
PAVING, INC.**

Post Office Box 7305 • Beckley, WV 25802

April 12, 2021

Phone (304) 252-6528 • Toll Free 877-252-6528 • Fax (304) 252-2123 • Contractor #WV020470

City of Beckley  
P.O. Box- 2514  
Beckley WV 25802

ATTEN: Jerry Stump  
jstump@beckley.org  
304-923-2190

**RE: Appalachian Drive (1410' x 33'), Franklin Ave. (1735' x 18'), Woodlawn (from dead end to Springdale) (315' x 21', 790' x 31')**

**Mobilization and B&O included in street price.**

1. Mill off Appalachian drive to a depth of two inches then clean.
2. Apply tack coat.
3. Install 2" (on average) of Wearing I asphalt back to this area consisting of 5,170 sq.yds.

1. Mill off selected areas of Franklin Ave (1,700 sq.yds.) then clean.
2. Apply tack coat.
3. Install 2" (on average) of Wearing I asphalt to this area consisting of 3,470 sq.yds.

1. Mill around perimeter of Woodlawn Ave. to pave then clean.
2. Apply tack coat.
3. Install 2" (on average) of Wearing I asphalt to 3,456 sq.yds. of street.

**Total: \$164,125.00**

**Notes:** If accepted, please sign this proposal & return one signed copy to us.

**Terms:** Net 30 days. A service charge of 1.5% per month, 18 % per annum, will be added on any unpaid balance.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from specifications involving extra costs will be come an extra charge above & over the estimate. All agreements are contingent upon strikes, accidents or delays beyond our control. Owner is to carry necessary insurance. Our workers are fully covered by Workers' Compensation Insurance.

This proposal is based upon the WVDOH Liquid Asphalt Price Index for April 2021, \$458.00 per ton. The hot-mixed asphalt pricing is subject to change, either up or down, to adjust the pricing at the time that the work is actually done. This proposal may be withdrawn if not accepted within 30 days.

The above prices, specifications & conditions are satisfactory & are hereby accepted.

*Curtis Stover* 4-12-21

Southern WV Paving, Inc.  
Curtis Stover, Sales / Estimator

Date

Owner

Date

CONTRACTOR LICENSE # WV 020470

EQUAL OPPORTUNITY EMPLOYER

An equal opportunity employer

SPECIFICATIONS FOR MILLING AND PAVING CITY OF BECKLEY STREETS

GENERAL REQUIREMENTS

Intent: To describe minimum requirements for milling and paving of streets named Woodlawn Avenue (dead end to Springdale), Franklin Avenue and Appalachian Drive.

These specifications detail minimum requirements acceptable to the City of Beckley for milling and paving.

Bidder shall be licensed to do business in the State of WV and the City of Beckley, providing copies of licenses.

- Meets  Doesn't Meet  Exception

Bidder shall have all insurance coverage required, including a 1 million dollar (\$1,000,000) liability policy, and provide copies of insurances.

- Meets  Doesn't Meet  Exception

Bidder shall provide Workers Compensation Coverage for all employees involved with work as stated.

- Meets  Doesn't Meet  Exception

Bidder shall make arrangements to handle traffic control during all work.

- Meets  Doesn't Meet  Exception

Bidder shall mill 2" from the street, clean and remove debris.

- Meets  Doesn't Meet  Exception

Bidder shall apply tack coat and install 2" (on average) of wearing one asphalt.

- Meets  Doesn't Meet  Exception

Bidder shall provide approximate timeline for completion of project.

- Meets  Doesn't Meet  Exception

The City of Beckley will supply area to stockpile millings from streets.

All bidders must schedule a mandatory pre-bid meeting with Public Works prior to bid submission.

City of Beckley

Proposal Form

Pursuant to and in accordance with the Purchaser's General Instructions, Requirements and Specifications for Bidders relating hereto, the undersigned hereby offers to furnish and deliver the following in accordance with the Specifications for the following lump sum price:

Description	Unit Price	Total Price
	\$ <u>13<sup>00</sup></u>	\$ <u>164,125<sup>00</sup></u>
Model of Equipment or description of Service		
Delivery of Equipment or Starting date: Calendar Days: _____		

Grand Total of Bid: \$ 164,125<sup>00</sup>

Grand Total of Bid in Words: ONE hundred sixty Four thousand, ONE hundred + twenty-FIVE

Accompanying this Proposal Form is a Non-Collusive Bidding Certification and the Bidder's Affidavit.

Manufacturer's Name: Southern WV Drving

Address: 651 Ewart AVE

City, State, Zip Code: Beckley, WV 25801

Telephone #: 304-252-6528 Fax #: 304-252-2126

Date: 4-12-21

Signature of Individual Preparing this Proposal:  
Printed or Typed Name:

Curtis Stovier  
Curtis Stovier

IMPORTANT NOTE: Only an AUTHORIZED EMPLOYEE of the manufacturer shall prepare and sign this page.

Subscribed and sworn before me:

This 12 day of April, 2021

My Commission Expires:

October 30, 2023



Angela C. Turner  
Notary Public

AFFIDAVIT OF NON-COLLUSION

I state that I am Estimator (title) of Southern WV Paving (name of firm) and that I am authorized to make this affidavit on behalf of my firm, and its owners, directors, and officers. I am the person responsible in my firm for the price(s) and the amount of this Offer.

I state that:

- (1) The price(s) and amount of this Offer have been arrived at independently and without consultation, communication or agreement with any other Proposer or potential Proposer.
- (2) That neither the price(s) nor the amount of this Offer, and neither the approximate price(s) nor approximate amount of this Offer, have been disclosed to any other firm or person who is a Proposer or potential Proposer, and they will not be disclosed before Solicitation opening.
- (3) No attempt has been made or will be made to induce any firm or person to refrain from bidding on this contract, or to submit an Offer higher than this Offer, or to submit any intentionally high or noncompetitive Offer or other form of complementary Offer.
- (4) The Offer of my firm is made in good faith and not pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complementary or other noncompetitive Offer.
- (5) Southern WV Paving (name of firm), its affiliates, subsidiaries, officers, directors and employees are not currently under investigation by any governmental agency and have not in the last four years been convicted of or found liable for any act prohibited by State or Federal law in any jurisdiction, involving conspiracy or collusion with respect to bidding on any public contract, except as described in the attached appendix.

I state that Southern WV Paving (name of firm) understands and acknowledges that the above representations are material and important, and will be relied on by the City of Beckley in awarding the contract(s) for which this Offer is submitted. I understand and my firm understands that any misstatement in this affidavit is and shall be treated as fraudulent concealment from the City of Beckley of the true facts relating to the submission of Offers for this contract.

Christa Stow

(Authorized Signature)

Southern WV Paving/Estimator

(Name of Company/Position)

Sworn to and subscribed before me this 12 day of April, 2021.

Angela C. Turner

Notary Public

My Commission Expires: October 30, 2023





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
04/07/2021

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).

**PRODUCER** Liberty Mutual Insurance Co. National Insurance East  
2000 Westwood Dr.  
Wausau, WI 54401

**CONTACT NAME:** Angie Turner  
**PHONE (A/C, No., Ext):** 304-252-6528 **FAX (A/C, No):**  
**E-MAIL ADDRESS:** anturner01@wvpaving.com

www.LibertyMutual.com

**INSURER(S) AFFORDING COVERAGE** NAIC #  
INSURER A: Liberty Mutual Fire Insurance Company 23035

**INSURED** Southern West Virginia Paving  
PO Box 7305  
Beckley, WV 25802

INSURER B:  
INSURER C:  
INSURER D:  
INSURER E:  
INSURER F:

### COVERAGES

**CERTIFICATE NUMBER:** 57008971

**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.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Primary/Non-Contributory <input checked="" type="checkbox"/> Separation of Insured GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		TB2-C81-004095-110  XCU Coverage Included	9/1/2020	9/1/2021	EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$300,000 MED EXP (Any one person) \$50,000 PERSONAL & ADV INJURY \$2,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED <input type="checkbox"/> AUTOS ONLY <input type="checkbox"/> AUTOS ONLY		AS2-C81-004095-120  AS2-C81-054502-520 Physical Damage only: Comprehensive Ded \$10,000 Collision Ded \$10,000	9/1/2020	9/1/2021	COMBINED SINGLE LIMIT (Ea accident) \$2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N <input checked="" type="checkbox"/> N/A If yes, describe under DESCRIPTION OF OPERATIONS below					PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

### CERTIFICATE HOLDER

City of Beckley  
PO Box 2514  
Beckley, WV 25802

### 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.

AUTHORIZED REPRESENTATIVE

Mark A. Truelove

ACORD 25 (2016/03)

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# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
04/07/2021

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**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).

<b>PRODUCER</b> Mountain State Insurance Agency 1206 Kanawha Blvd. E. Suite 100 Charleston WV 25301-2949		<b>CONTACT NAME:</b> Jennifer Drake <b>PHONE (A/C, No, Ext):</b> (304) 720-2000 <b>FAX (A/C, No):</b> (304) 720-2002 <b>E-MAIL ADDRESS:</b> jdrake@mountainstateinsurance.com	
<b>INSURED</b> Southern West Virginia Paving P.O. Box 544 Dunbar 25064		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> SummitPoint Insurance Company NAIC # 15136 <b>INSURER B:</b> Argonaut Insurance Company 19860 <b>INSURER C:</b> <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>	

**COVERAGES**

CERTIFICATE NUMBER: 20 21 So WV Paving

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.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	<b>COMMERCIAL GENERAL LIABILITY</b> <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE DED \$ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR, PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	WCS3001197	09/01/2020	09/01/2021	<input checked="" type="checkbox"/> PER STATUTE <input checked="" type="checkbox"/> OTHER WV Code 23-4-2 E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
B	Workers Compensation Jones Act			WC928668361384	09/01/2020	09/01/2021	E.L. DISEASE - POLICY LIMIT \$ 1,000,000 EL Each Accident 1,000,000 EL Disease-EA Employee 1,000,000 EL Disease-Policy Limit 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

**CERTIFICATE HOLDER****CANCELLATION**City of Beckley  
PO Box 2514

Beckley

WV 25802

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

**WEST VIRGINIA  
STATE TAX DEPARTMENT  
BUSINESS REGISTRATION  
CERTIFICATE**

ISSUED TO:  
**SOUTHERN WEST VIRGINIA PAVING INC  
651 EWART AVE  
BECKLEY, WV 25801-3416**

BUSINESS REGISTRATION ACCOUNT NUMBER: **1041-9261**

This certificate is issued on: **06/7/2011**

*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.

# CONTRACTOR LICENSE

Authorized by the  
West Virginia Contractor Licensing Board

Number: WV020470

Classification:

GENERAL ENGINEERING  
ASPHALT

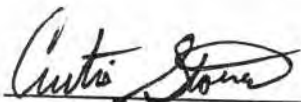
SOUTHERN WEST VIRGINIA PAVING INC  
DBA SOUTHERN WEST VIRGINIA PAVING INC  
651 EWART AVE  
BECKLEY, WV 25801-3416

Date Issued

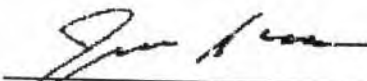
JULY 28, 2020

Expiration Date

JULY 28, 2021



Authorized Company Signature



Chair, West Virginia Contractor  
Licensing Board



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.



April 26, 2021

The Common Council  
**CITY OF BECKLEY**  
P.O. Box 2514  
Beckley, W.V. 25802-2514

**RE: Seal Bids**

Dear Council Members,

As per your newspaper advertisement for 2021 pricing for materials to be used by the Department of Public Works, we respectfully submit the following bid:

Item 1: WVDOH Specification Asphalt:	<b>Base II or P&amp;L 1</b>	<b>@ \$70.00 per ton</b>
	<b>Wearing 1</b>	<b>@ \$75.00 per ton</b>
	<b>Curb Mix</b>	<b>@ \$90.00 per ton</b>
	<b>Tennis Mix</b>	<b>@ \$90.00 per ton</b>

All materials can be picked up at our asphalt plant site located adjacent to the Southern Regional Jail, Airport Road, Beaver W.V.

Thank You,

*Curtis Stover* 4-26-21  
 Southern WV Paving, Inc. Date  
 Curtis Stover, Sales / Estimator

**CONTRACTOR LICENSE # WV 020470**

**EQUAL OPPORTUNITY EMPLOYER**