



January 7, 2010

James White Construction Co.
4156 Freedom Way
Weirton, WV 26062

Attn: Michael Gianni, President
Re: Contract 9-2009
South Morgantown Water and Sewer Line Project

Notice of Award

The Owner has considered the Bid submitted by you dated Dec 1, 2009, for the above-described work in response to the Advertisement for Bids and Information for Bidders dated Oct 26, 2009 and Nov 2, 2009.

You are hereby notified that MUB intends to accept your original Bid for items in the amount of **Six Million, Five Hundred Sixty Thousand, Five Hundred Ninety Five and 00/100 Dollars (\$6,560,595.00)**.

This intended acceptance and award is made contingent upon successful acquisition by MUB of all funding necessary to finance the subject project.

Enclosed also find five copies of the Contract Documents for your execution. Please do the following in each document:

1. Have your surety complete the Performance Bond found on pages PeB-1 through PeB-4. **(5 originals required; one per Contract Document set)**
2. Have your surety complete the Payment Bond found on pages PaB-1 through PaB-4. **(5 originals required; one per Contract Document set)**
3. Insert the date of the Performance / Payment Bonds as the effective date of the Agreement, found on page A-1. **(Repeat 5 times; once per Contract Document set)**
4. Have the authorized official of your firm sign the Agreement on page A-7 in the space provided and have that signature attested to by the Secretary of your corporation. Fill in all business address information in the blanks provided. **(Repeat 5 times; once per Contract Document set)**

5. Complete the corporation certificate at the bottom of page A-8/A-9. **(Repeat 5 times; once per Contract Document set)**


6. Obtain and provide proof of insurance in accordance with the Contract Documents. **(5 originals required; one per Contract Document set)**

Note that often Insurance Certificates omit naming Owner and Engineer as additional insured(s). Please bring this to your insurance carrier's attention.

Please execute the Contract Documents in accordance with the above instructions and return all copies to this office as directed below. Execution of the documents is required within 15 days from the date of the Notice of Award. If you fail to execute said Agreement and to furnish said Bonds and Insurance Certificates within 15 days from the date of this Notice, said Owner will be entitled to consider all your rights arising out of the Owner's acceptance of your Bid as abandoned and as a forfeiture of your Bid Bond. The Owner will be entitled to such other rights as may be granted by law.

The Contract Documents provide that, upon receipt from you of properly executed documents (including all required bonds and insurances, compliant with the Contract Documents), the Board will deliver a fully executed counterpart within 10 days. Bond issuance to provide the funding necessary to finance the subject work is scheduled to close, making funds available, on January 28, 2010. We intend to be prepared to execute the Contract Documents on the following day. For that reason, **please return executed documents (as described above) no sooner than January 19, 2010, and no later than 15 days from the date of this letter.**

Morgantown Utility Board

By: 
James L. Green
General Manager