

STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION  
RALEIGH, N.C.

C201852

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C201852

WBS 33549.3.1 BRZ-1002(9)

T.I.P NO. B-4202

COUNTY OF MITCHELL  
THIS IS THE ROADWAY & STRUCTURE CONTRACT  
ROUTE NUMBER SR 1002 LENGTH 0.237 MILES  
LOCATION BRIDGES OVER CRABTREE CREEK AND APPROACHES ON SR-1002.

CONTRACTOR SUMMERS-TAYLOR, INC.  
ADDRESS P.O. BOX 1628  
ELIZABETHTON, TN 376441628

BIDS OPENED JUNE 17, 2008  
CONTRACT EXECUTION AUG 05 2008

Summer-Taylor, Inc. (3746).

Vendor 4 of 5 Vendors for Call Order 015 (Proposal ID C201852).

County: MITCHELL  
Address: P.O. BOX 1628  
300 WEST ELK AVE.  
ELIZABETHTON, TN 37643

Phone Number: 423-543-3181

Signature Check: This bid has been properly signed by Robert\_T.\_Summers\_3746.

Time Bid Received: Tue Jun 17 12:29:19 2008

Bid Checksum: ECE9D3BC

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,664,746.06 ✓

Bond ID: SNC08109678

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$83,237.30

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 6/12/2008 4:05:25 PM

Surety Name: Fidelity And Deposit Company of Maryland

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

*DBE GOAL SET - 6.0 %*  
*DBE GOAL MET - 6.7 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
3376	REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub 53,672.50
4761	TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub 58,073.90
TOTAL:			\$111,746.40 6.71%

Miscellaneous Data Info - Contractor Responses:  
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:  
=====

BondID: SNC08109678  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Fidelity And Deposit Company of Maryland  
Bond Execution Date: 6/12/2008 4:05:25 PM  
Bond Amount: \$83,237.30 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 05-20-08  
Revised:

Contract ID: C201852 Project(s): BRZ-1002(9)  
Letting Date: 06-17-08 Call Order: 015  
Bidder: 3746 - Summer-Taylor, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			78,812.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (12+97.15)	LUMP	LUMP			15,000.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+80.00)	LUMP	LUMP			15,000.00
0004	0043000000-N GRADING	LUMP	LUMP			128,000.00
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.00Q	1.00000		1.00
0006	0057000000-E UNDERCUT EXCAVATION	CY	100.000	10.00000		1,000.00
0007	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	200.000	22.00000		4,400.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	28.00000		14,000.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	3.00000		1,500.00
0010	0199000000-E TEMPORARY SHORING	SF	625.000	60.00000		37,500.00
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	30.000	21.50000		645.00

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			Dollars	Cts	Dollars	Ct
0012	0343000000-E 15" SIDE DRAIN PIPE	64.000 LF	30.00000		1,920.00	
0013	0408000000-E 54" RC PIPE CULVERTS, CLASS III	40.000 LF	125.00000		5,000.00	
0014	0576000000-E *** CS PIPE CULVERTS, ***** THICK (48", 0.109")	44.000 LF	110.00000		4,840.00	
0015	0995000000-E PIPE REMOVAL	118.000 LF	10.00000		1,180.00	
0016	1121000000-E AGGREGATE BASE COURSE	340.000 TON	22.00000		7,480.00	
0017	1220000000-E INCIDENTAL STONE BASE	30.000 TON	22.00000		660.00	
0018	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	400.000 TON	80.00000		32,000.00	
0019	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	430.000 TON	80.00000		34,400.00	
0020	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	46.000 TON	625.00000		28,750.00	
0021	2000000000-N RIGHT OF WAY MARKERS	41.000 EA	200.00000		8,200.00	
0022	2022000000-E SUBDRAIN EXCAVATION	50.000 CY	9.00000		450.00	
0023	2033000000-E SUBDRAIN FINE AGGREGATE	40.000 CY	27.00000		1,080.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2044000000-E 6" PERFORATED SUBDRAIN PIPE	200.000 LF	5.00000		1,000.00	
0025	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6.000 EA	30.00000		180.00	
0026	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	350.00000		350.00	
0027	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	25.00000		150.00	
0028	2220000000-E REINFORCED ENDWALLS	5.000 CY	750.00000		3,750.00	
0029	2264000000-E PIPE PLUGS	1.000 CY	1,000.00000		1,000.00	
0030	2275000000-E FLOWABLE FILL	3.000 CY	1,000.00000		3,000.00	
0031	2286000000-N MASONRY DRAINAGE STRUCTURES	4.000 EA	1,000.00000		4,000.00	
0032	2297000000-E MASONRY DRAINAGE STRUCTURES	22.400 CY	700.00000		15,680.00	
0033	2367000000-N FRAME WITH TWO GRATES, STD 840.29	4.000 EA	500.00000		2,000.00	
0034	2396000000-N FRAME WITH COVER, STD 840.54	1.000 EA	600.00000		600.00	
0035	2556000000-E SHOULDER BERM GUTTER	175.000 LF	22.00000		3,850.00	

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			Dollars	Cts	Dollars	Ct
0036	2580000000-E CONCRETE VALLEY GUTTER	50.000 LF	22.00000		1,100.00	
0037	3030000000-E STEEL BM GUARDRAIL	375.000 LF	17.50000		6,562.50	
0038	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	50.000 LF	19.75000		987.50	
0039	3150000000-N ADDITIONAL GUARDRAIL POSTS	10.000 EA	49.00000		490.00	
0040	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	1.000 EA	1,450.00000		1,450.00	
0041	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	1.000 EA	495.00000		495.00	
0042	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	6.000 EA	1,875.00000		11,250.00	
0043	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	8.000 EA	1,200.00000		9,600.00	
0044	3380000000-E TEMPORARY STEEL BM GUARDRAIL	325.000 LF	12.50000		4,062.50	
0045	3382000000-E TEMPORARY STEEL BM GUARDRAIL (SHOP CURVED)	50.000 LF	14.50000		725.00	
0046	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (AT-1)	1.000 EA	400.00000		400.00	

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			Dollars	Cts	Dollars	Ct
0047	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (III)	EA 8.000	900.00000		7,200.00	
0048	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	EA 7.000	1,350.00000		9,450.00	
0049	3649000000-E RIP RAP, CLASS B	TON 33.000	24.00000		792.00	
0050	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 324.000	3.00000		972.00	
0051	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 316.000	5.25000		1,659.00	
0052	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 112.000	9.25000		1,036.00	
0053	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 82.000	6.25000		512.50	
0054	4430000000-N DRUMS	EA 66.000	34.25000		2,260.50	
0055	4435000000-N CONES	EA 52.000	15.95000		829.40	
0056	4445000000-E BARRICADES (TYPE III)	LF 104.000	32.00000		3,328.00	
0057	4450000000-N FLAGGER	HR 420.000	20.00000		8,400.00	
0058	4480000000-N TMIA	EA 2.000	12,950.00000		25,900.00	



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			Dollars	Cts	Dollars	Ct
0059	4507000000-E WATER FILLED BARRIER	LF 310.000	65.00000		20,150.00	
0060	4516000000-N SKINNY DRUM	EA 82.000	29.25000		2,398.50	
0061	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	EA 256.000	6.50000		1,664.00	
0062	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 29,340.000	0.35000		10,269.00	
0063	4835000000-E PAINT PAVEMENT MARKING LINES (24")	LF 80.000	3.50000		280.00	
0064	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	LF 2,500.000	0.65000		1,625.00	
0065	6000000000-E TEMPORARY SILT FENCE	LF 2,390.000	4.00000		9,560.00	
0066	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 220.000	22.64000		4,980.80	
0067	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 570.000	22.64000		12,904.80	
0068	6012000000-E SEDIMENT CONTROL STONE	TON 250.000	22.39000		5,597.50	
0069	6015000000-E TEMPORARY MULCHING	ACR 32.000	690.00000		22,080.00	
0070	6018000000-E SEED FOR TEMPORARY SEEDING	LB 1,150.000	4.00000		4,600.00	

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			Dollars	Cts	Dollars	Ct
0071	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	5.500 TON	1,400.00000		7,700.00	
0072	6029000000-E SAFETY FENCE	700.000 LF	3.00000		2,100.00	
0073	6030000000-E SILT EXCAVATION	1,960.000 CY	3.00000		5,880.00	
0074	6036000000-E MATTING FOR EROSION CONTROL	1,100.000 SY	2.25000		2,475.00	
0075	6037000000-E COIR FIBER MAT	10.000 SY	15.00000		150.00	
0076	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	90.000 SY	10.00000		900.00	
0077	6042000000-E 1/4" HARDWARE CLOTH	80.000 LF	5.00000		400.00	
0078	6071030000-E COIR FIBER BAFFLES	540.000 LF	9.00000		4,860.00	
0079	6071050000-E *** SKIMMER (1-1/2")	1.000 EA	1,000.00000		1,000.00	
0080	6084000000-E SEEDING & MULCHING	31.000 ACR	990.00000		30,690.00	
0081	6087000000-E MOWING	19.000 ACR	75.00000		1,425.00	
0082	6090000000-E SEED FOR REPAIR SEEDING	400.000 LB	8.00000		3,200.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0083	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.750 TON	2,500.00000		1,875.00	
0084	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	775.000 LB	4.00000		3,100.00	
0085	6108000000-E FERTILIZER TOPDRESSING	22.750 TON	725.00000		16,493.75	
0086	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	100.00000		200.00	
0087	6117000000-N RESPONSE FOR EROSION CONTROL	27.000 EA	375.00000		10,125.00	
0088	6123000000-E REFORESTATION	0.500 ACR	900.00000		450.00	
0089	7060000000-E SIGNAL CABLE	800.000 LF	2.25000		1,800.00	
0090	7120000000-E VEHICLE SIGNAL HEAD (12", 3 SECTION)	4.000 EA	750.00000		3,000.00	
0091	7264000000-E MESSENGER CABLE (3/8")	720.000 LF	2.25000		1,620.00	
0092	7360000000-N WOOD POLE	7.000 EA	750.00000		5,250.00	
0093	7372000000-N GUY ASSEMBLY	4.000 EA	275.00000		1,100.00	
0094	7408000000-E 1" RISER WITH WEATHERHEAD	1.000 EA	875.00000		875.00	

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			Dollars	Cts	Dollars	Ct
0095	7420000000-E 2" RISER WITH WEATHERHEAD	EA 3.000	450.00000		1,350.00	
0096	7444000000-E INDUCTIVE LOOP SAWCUT	LF 355.000	7.00000		2,485.00	
0097	7456000000-E LEAD-IN CABLE (***** (14-2)	LF 760.000	2.25000		1,710.00	
0098	7768000000-N CONTROLLER WITH CABINET (TYPE 2070L, POLE MOUNTED)	EA 1.000	12,275.00000		12,275.00	
0099	7780000000-N DETECTOR CARD (TYPE 2070L)	EA 2.000	115.00000		230.00	
0100 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 44.000				
0101 AA1	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 84.000				
0102 AA2	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 36.000	35.00000		1,260.00	
0103 AA2	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 72.000	40.00000		2,880.00	
0104 AA2	0536000000-E ***" HDPE PIPE CULVERTS (15")	LF 8.000	35.00000		280.00	
0105 AA2	0536000000-E ***" HDPE PIPE CULVERTS (18")	LF 12.000	35.00000		420.00	
0106 AA3	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 36.000				

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			Dollars	Cts	Dollars	Ct
0107 AA3	0372000000-E 18" RC PIPE CULVERTS, CLASS III	72.000 LF				
0108 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, *****" THICK (15", 0.064")	8.000 LF				
0109 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, *****" THICK (18", 0.064")	12.000 LF				
Section 0001 Total						782,508.25
Section 0004 STRUCTURE ITEMS						
0110	8007000000-N CONSTRUCTIO N, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (12+96.25-L-)	LUMP	LUMP			155,000.00
0111	8007000000-N CONSTRUCTIO N, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (19+80.00-L-)	LUMP	LUMP			198,000.00
0112	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (12+96.25-L-)	LUMP	LUMP			25,000.00
0113	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19+80.00-L-)	LUMP	LUMP			25,000.00
0114	8070000000-E FOUNDATION EXCAVATION (12+96.25-L-)	100.000 CY	71.00000			7,100.00
0115	8070000000-E FOUNDATION EXCAVATION (19+80.00-L-)	95.000 CY	62.00000			5,890.00

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			Dollars	Cts	Dollars	Ct
0116	8096000000-E PILE EXCAVATION IN SOIL	96.000 LF	160.00000		15,360.00	
0117	8097000000-E PILE EXCAVATION NOT IN SOIL	60.000 LF	400.00000		24,000.00	
0118	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (12+96.25-L-)	LUMP	LUMP		10,000.00	
0119	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (19+80.00-L-)	LUMP	LUMP		10,000.00	
0120	8182000000-E CLASS A CONCRETE (BRIDGE)	87.200 CY	1,065.00000		92,868.00	
0121	8210000000-N BRIDGE APPROACH SLABS, STATION***** (12+96.25-L-)	LUMP	LUMP		19,758.81	
0122	8210000000-N BRIDGE APPROACH SLABS, STATION***** (19+80.00-L-)	LUMP	LUMP		19,758.81	
0123	8217000000-E REINFORCING STEEL (BRIDGE)	14,185.000 LB	1.50000		21,277.50	
0124	8364000000-E HP12X53 STEEL PILES	180.000 LF	100.00000		18,000.00	
0125	8503000000-E CONCRETE BARRIER RAIL	210.310 LF	99.50000		20,925.85	
0126	8608000000-E RIP RAP CLASS II (2'-0" THICK)	485.000 TON	24.50000		11,882.50	

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			Dollars	Cts	Dollars	Ct
0127	8622000000-E FILTER FABRIC FOR DRAINAGE	545.000 SY	3.00000		1,635.00	
0128	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		11,500.00	
0129	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	1,051.563 LF	180.00000		189,281.34	
Section 0004 Total						882,237.81
Bid Total						1,664,746.06

NON-COLLUSION AND DEBARMENT CERTIFICATION

The bidder certifies that neither he, nor any official, agent or employee of the bidder has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this bid, and that the bidder intends to do the work with its own bonafide employees or subcontractors and is not bidding for the benefit of another contractor. In addition, submitting this electronic bid constitutes the bidder's certification of Status under penalty of perjury under the laws of the United States and in accordance with the Debarment Certification on file with the Department.

By submitting this bid, the bidder certifies to the best of his knowledge and belief that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Where the prospective bidder is unable to certify to any of the statements in this certification, the bidder shall submit an explanation in the blanks provided herein. The explanation will not necessarily result in denial of participation in a contract.

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

If the prequalified bidder's status changes, he shall immediately submit a new fully executed non-collusion affidavit and debarment certification with an explanation of the change to the Contract Office prior to submitting the bid.

Failure to furnish a certification or an explanation will be grounds for rejection of a bid



AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

A bidder who desires to bid on more than one project on which bids are to be opened on the same date, and who also desires to avoid receiving an award of more projects than he is equipped to handle, may bid on any number of projects but may limit the total amount of work awarded to him on selected projects by completing the AWARD LIMITS ON MULTIPLE PROJECTS.

The Award Limits on Multiple Projects must be filled in on each project bid for which the Bidder desires protection.

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

It is agreed that if I am (we are) the low Bidder(s) on indicated projects, the total value of which is more than the above stipulated award limits, the Board of Transportation will award me (us) projects from among those indicated that have a total value not to exceed the award limit and will result in the lowest total bids to the Department of Transportation.

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

x Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 DBE COMMITMENT ITEMS

DATE: 05-20-08  
 PAGE: 16

PROPOSAL: C201852  
 LETTING: L080617 CALL: 015  
 VENDOR: 3746 Summer-Taylor, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC						
Will Use Quote: Yes						
0001	0000100000-N	MOBILIZATION	LS	1.000	1000.00000	1000.00
0037	3030000000-E	STL BM GUARD	LF	375.000	17.50000	6562.50
0038	3045000000-E	SBGR SHOP CU	LF	50.000	19.75000	987.50
0039	3150000000-N	ADDIT GUARDR	EA	10.000	49.00000	490.00
0040	3165000000-N	GR ANCHOR TY	EA	1.000	1450.00000	1450.00
0041	3195000000-N	GR ANCHOR TY	EA	1.000	495.00000	495.00
0042	3270000000-N	GR ANCHOR TY	EA	6.000	1875.00000	11250.00
0048	3389100000-N	GDRL ANCH UN	EA	7.000	1350.00000	9450.00
0047	3387000000-N	GDRL ANCH UN	EA	8.000	900.00000	7200.00
0046	3387000000-N	GDRL ANCH UN	EA	1.000	400.00000	400.00
0045	3382000000-E	TEMP STL BM	LF	50.000	14.50000	725.00
0044	3380000000-E	TEMP STL BM	LF	325.000	12.50000	4062.50
0043	3317000000-N	GR ANCHOR TY	EA	8.000	1200.00000	9600.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 53,672.50  
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 53,672.50 ✓

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.  
 Will Use Quote: Yes

0051	4400000000-E	WORK ZONE SI	SF	316.000	5.25000	1659.00
0052	4405000000-E	WORK ZONE SI	SF	112.000	9.25000	1036.00
0053	4410000000-E	WORK ZONE SI	SF	82.000	6.25000	512.50
0054	4430000000-N	DRUMS	EA	66.000	34.25000	2260.50
0055	4435000000-N	CONES	EA	52.000	15.95000	829.40
0056	4445000000-E	BARRICADES (	LF	104.000	32.00000	3328.00
0058	4480000000-N	TMIA	EA	2.000	12950.00000	25900.00
0059	4507000000-E	WATER FILLED	LF	310.000	65.00000	20150.00
0060	4516000000-N	SKINNY DRUM	EA	82.000	29.25000	2398.50

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 58,073.90  
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 58,073.90 ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 6.71% or 111746.40 ✓  
 Required: 6.00% or 99884.76  
 <GOAL MET>

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	78,812.00	78,812.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (12+97.15)	Lump Sum LS	15,000.00	15,000.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+80.00)	Lump Sum LS	15,000.00	15,000.00
0004	0043000000-N	226	GRADING	Lump Sum LS	128,000.00	128,000.00
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	100 CY	10.00	1,000.00
0007	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	200 TON	22.00	4,400.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	28.00	14,000.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	3.00	1,500.00
0010	0199000000-E	SP	TEMPORARY SHORING	625 SF	60.00	37,500.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	30 TON	21.50	645.00
0012	0343000000-E	310	15" SIDE DRAIN PIPE	64 LF	30.00	1,920.00
0013	0408000000-E	310	54" RC PIPE CULVERTS, CLASS III	40 LF	125.00	5,000.00
0014	0576000000-E	310	*** CS PIPE CULVERTS, ***** THICK (48", 0.109")	44 LF	110.00	4,840.00
0015	0995000000-E	340	PIPE REMOVAL	118 LF	10.00	1,180.00
0016	1121000000-E	520	AGGREGATE BASE COURSE	340 TON	22.00	7,480.00
0017	1220000000-E	545	INCIDENTAL STONE BASE	30 TON	22.00	660.00

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	400 TON	80.00	32,000.00
0019	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	430 TON	80.00	34,400.00
0020	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	46 TON	625.00	28,750.00
0021	2000000000-N	806	RIGHT OF WAY MARKERS	41 EA	200.00	8,200.00
0022	2022000000-E	815	SUBDRAIN EXCAVATION	50 CY	9.00	450.00
0023	2033000000-E	815	SUBDRAIN FINE AGGREGATE	40 CY	27.00	1,080.00
0024	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	5.00	1,000.00
0025	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	30.00	180.00
0026	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	350.00	350.00
0027	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	25.00	150.00
0028	2220000000-E	838	REINFORCED ENDWALLS	5 CY	750.00	3,750.00
0029	2264000000-E	840	PIPE PLUGS	1 CY	1,000.00	1,000.00
0030	2275000000-E	SP	FLOWABLE FILL	3 CY	1,000.00	3,000.00
0031	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	4 EA	1,000.00	4,000.00
0032	2297000000-E	840	MASONRY DRAINAGE STRUCTURES	22.4 CY	700.00	15,680.00
0033	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	4 EA	500.00	2,000.00
0034	2396000000-N	840	FRAME WITH COVER, STD 840.54	1 EA	600.00	600.00
0035	2556000000-E	846	SHOULDER BERM GUTTER	175 LF	22.00	3,850.00
0036	2580000000-E	846	CONCRETE VALLEY GUTTER	50 LF	22.00	1,100.00

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	3030000000-E	862	STEEL BM GUARDRAIL	375 LF	17.50	6,562.50
0038	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	50 LF	19.75	987.50
0039	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	10 EA	49.00	490.00
0040	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	1 EA	1,450.00	1,450.00
0041	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	495.00	495.00
0042	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	6 EA	1,875.00	11,250.00
0043	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	8 EA	1,200.00	9,600.00
0044	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	325 LF	12.50	4,062.50
0045	3382000000-E	862	TEMPORARY STEEL BM GUARDRAIL (SHOP CURVED)	50 LF	14.50	725.00
0046	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (AT-1)	1 EA	400.00	400.00
0047	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (III)	8 EA	900.00	7,200.00
0048	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	7 EA	1,350.00	9,450.00
0049	3649000000-E	876	RIP RAP, CLASS B	33 TON	24.00	792.00
0050	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	324 SY	3.00	972.00
0051	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	316 SF	5.25	1,659.00
0052	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	112 SF	9.25	1,036.00
0053	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	82 SF	6.25	512.50

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0054	4430000000-N	1130	DRUMS	66 EA	34.25	2,260.50
0055	4435000000-N	1135	CONES	52 EA	15.95	829.40
0056	4445000000-E	1145	BARRICADES (TYPE III)	104 LF	32.00	3,328.00
0057	4450000000-N	1150	FLAGGER	420 HR	20.00	8,400.00
0058	4480000000-N	1165	TMIA	2 EA	12,950.00	25,900.00
0059	4507000000-E	SP	WATER FILLED BARRIER	310 LF	65.00	20,150.00
0060	4516000000-N	1180	SKINNY DRUM	82 EA	29.25	2,398.50
0061	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	256 EA	6.50	1,664.00
0062	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	29,340 LF	0.35	10,269.00
0063	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	80 LF	3.50	280.00
0064	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	2,500 LF	0.65	1,625.00
0065	6000000000-E	1605	TEMPORARY SILT FENCE	2,390 LF	4.00	9,560.00
0066	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	220 TON	22.64	4,980.80
0067	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	570 TON	22.64	12,904.80
0068	6012000000-E	1610	SEDIMENT CONTROL STONE	250 TON	22.39	5,597.50
0069	6015000000-E	1615	TEMPORARY MULCHING	32 ACR	690.00	22,080.00
0070	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	1,150 LB	4.00	4,600.00
0071	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	5.5 TON	1,400.00	7,700.00
0072	6029000000-E	SP	SAFETY FENCE	700 LF	3.00	2,100.00

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0073	6030000000-E	1630	SILT EXCAVATION	1,960 CY	3.00	5,880.00
0074	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,100 SY	2.25	2,475.00
0075	6037000000-E	SP	COIR FIBER MAT	10 SY	15.00	150.00
0076	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	90 SY	10.00	900.00
0077	6042000000-E	1632	1/4" HARDWARE CLOTH	80 LF	5.00	400.00
0078	6071030000-E	SP	COIR FIBER BAFFLES	540 LF	9.00	4,860.00
0079	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	1,000.00	1,000.00
0080	6084000000-E	1660	SEEDING & MULCHING	31 ACR	990.00	30,690.00
0081	6087000000-E	1660	MOWING	19 ACR	75.00	1,425.00
0082	6090000000-E	1661	SEED FOR REPAIR SEEDING	400 LB	8.00	3,200.00
0083	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.75 TON	2,500.00	1,875.00
0084	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	775 LB	4.00	3,100.00
0085	6108000000-E	1665	FERTILIZER TOPDRESSING	22.75 TON	725.00	16,493.75
0086	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	100.00	200.00
0087	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	27 EA	375.00	10,125.00
0088	6123000000-E	1670	REFORESTATION	0.5 ACR	900.00	450.00
0089	7060000000-E	1705	SIGNAL CABLE	800 LF	2.25	1,800.00
0090	7120000000-E	1705	VEHICLE SIGNAL HEAD (12", 3 SECTION)	4 EA	750.00	3,000.00
0091	7264000000-E	1710	MESSENGER CABLE (3/8")	720 LF	2.25	1,620.00
0092	7360000000-N	1720	WOOD POLE	7 EA	750.00	5,250.00



## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0093	7372000000-N	1721	GUY ASSEMBLY	4 EA	275.00	1,100.00
0094	7408000000-E	1722	1" RISER WITH WEATHERHEAD	1 EA	875.00	875.00
0095	7420000000-E	1722	2" RISER WITH WEATHERHEAD	3 EA	450.00	1,350.00
0096	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	355 LF	7.00	2,485.00
0097	7456000000-E	1726	LEAD-IN CABLE (***** (14-2)	760 LF	2.25	1,710.00
0098	7768000000-N	1751	CONTROLLER WITH CABINET (TYPE 2070L, POLE MOUNTED)	1 EA	12,275.00	12,275.00
0099	7780000000-N	1751	DETECTOR CARD (TYPE 2070L)	2 EA	115.00	230.00
***** BEGIN SCHEDULE AA ***** ***** ( 3 ALTERNATES ) *****						
0100 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	44 LF		
0101 AA1	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	84 LF		
*** OR ***						
0102 AA2	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	36 LF	35.00	1,260.00
0103 AA2	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	72 LF	40.00	2,880.00
0104 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	8 LF	35.00	280.00
0105 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (18")	12 LF	35.00	420.00
*** OR ***						
0106 AA3	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	36 LF		
0107 AA3	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	72 LF		

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity	Unit	Unit Bid Price	Amount Bid
0108 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	8	LF		
0109 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (18", 0.064")	12	LF		

\*\*\*\*\* END SCHEDULE AA \*\*\*\*\*

## Contract Item Sheets For C201852

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0110	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (12+96.25-L-)	Lump Sum LS	155,000.00	155,000.00
0111	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (19+80.00-L-)	Lump Sum LS	198,000.00	198,000.00
0112	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (12+96.25-L-)	Lump Sum LS	25,000.00	25,000.00
0113	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19+80.00-L-)	Lump Sum LS	25,000.00	25,000.00
0114	8070000000-E	410	FOUNDATION EXCAVATION (12+96.25-L-)	100 CY	71.00	7,100.00
0115	8070000000-E	410	FOUNDATION EXCAVATION (19+80.00-L-)	95 CY	62.00	5,890.00
0116	8096000000-E	SP	PILE EXCAVATION IN SOIL	96 LF	160.00	15,360.00
0117	8097000000-E	SP	PILE EXCAVATION NOT IN SOIL	60 LF	400.00	24,000.00
0118	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (12+96.25-L-)	Lump Sum LS	10,000.00	10,000.00
0119	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (19+80.00-L-)	Lump Sum LS	10,000.00	10,000.00
0120	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	87.2 CY	1,065.00	92,868.00
0121	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (12+96.25-L-)	Lump Sum LS	19,758.81	19,758.81
0122	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (19+80.00-L-)	Lump Sum LS	19,758.81	19,758.81
0123	8217000000-E	425	REINFORCING STEEL (BRIDGE)	14,185 LB	1.50	21,277.50
0124	8364000000-E	450	HP12X53 STEEL PILES	180 LF	100.00	18,000.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0125	8503000000-E	460	CONCRETE BARRIER RAIL	210.31 LF	99.50	20,925.85
0126	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	485 TON	24.50	11,882.50
0127	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	545 SY	3.00	1,635.00
0128	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	11,500.00	11,500.00
0129	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	1,051.563 LF	180.00	189,281.34

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

✓ \$1,664,746.06

1400/Jul10/Q69523.973/D552155280000/E129

Contract Number C201852  
County MITCHELL

Rev 02-17-04

**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION  
CORPORATION**

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

**SIGNATURE OF CONTRACTOR**

SUMMERS-TAYLOR, INC.

Print or type full name of Corporation

P. O. BOX 1628, ELIZABETHTON, TN 37644-1628

Address as Prequalified

Attest

  
~~Secretary/Assistant Secretary~~  
*Delete inappropriate title*

By

  
~~President/Vice President/Assistant Vice President~~  
*Delete inappropriate title*

Danny Matthews

Print or type signer's name

B. E. Chandler

Print or type signer's name

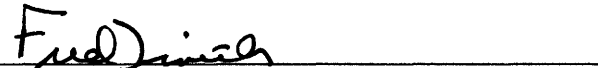
**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the

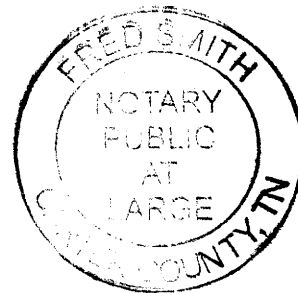
29th day of JULY 2008.

  
Signature of Notary Public

of CARTER County

State of TENNESSEE

My Commission Expires: 10/14/08



**EXECUTION OF CONTRACT**

**NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION**

## DEBARMENT CERTIFICATION OF CONTRACTOR

### Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

### DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- e. If status changes, will submit a revised Debarment Certification immediately.

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

**Contract No**      **C201852**

**County (ies):**    **Mitchell**

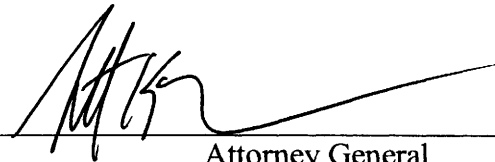
ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



\_\_\_\_\_  
Contract Officer

8/5/08  
\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



\_\_\_\_\_  
Attorney General



Contract No. C201852  
County MITCHELL

Rev. 5-13-08

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution: 07/31/08

Name of Principal Contractor: SUMMERS-TAYLOR, INC.

Name of Surety: FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina

Amount of Bond: \$1,664,746.06

Contract ID No.: C201852

County Name(s): MITCHELL

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

Contract No. C201852

Rev 02-13-04

County MITCHELL


### CONTRACT PAYMENT BOND

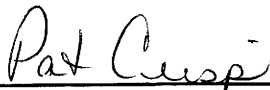
*Affix Seal of Surety Company*

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

\_\_\_\_\_  
Print or type Surety Company Name

By DEBORAH S. HUDGINS, ATTORNEY-IN-FACT  
Print, stamp or type name of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of witness

PAT CRISP  
Print or type witness' name

**MARSH USA, Inc.**  
1801 West End Ave. Ste. 1500  
Nashville, TN 37203  
(615) 340-2400 (P)  
(615) 340-2437 (F)

\_\_\_\_\_  
Address of Attorney-in-Fact

Contract No. C201852  
County MITCHELL

Rev 02-13-04

## CONTRACT PAYMENT BOND

### CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

SUMMERS-TAYLOR, INC.

Print or type full name of Corporation

P. O. BOX 1628, ELIZABETHTON, TN 37644-1628

Address as prequalified

By



Signature of ~~President, Vice President, Assistant Vice President~~

Delete inappropriate title

B. E. CHANDLER

Print or type signer's name

Attest



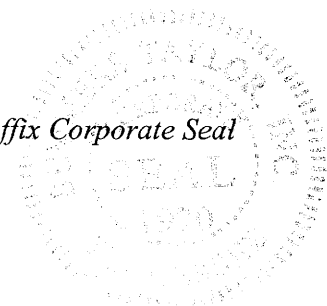
Signature of Secretary, ~~Assistant Secretary~~

Delete inappropriate title

Fred Smith

Print or type signer's name

Affix Corporate Seal



**Power of Attorney  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

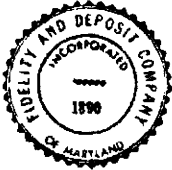
KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by THEODORE G. MARTINEZ, Vice President, and GREGORY E. MURRAY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **E. J. PENNISI, JR., Deborah S. HUDGINS, Tim J. BRANDT, John A. GOLEY and Elizabeth A. HARTZBERG, all of Nashville, Tennessee, EACH** as true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md. in their own proper persons. This power of attorney revokes that issued on behalf of E. J. PENNISI, JR., Deborah S. HUDGINS, Tim J. BRANDT, John A. GOLEY, dated September 14, 2005.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 4th day of May, A.D. 2007.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



*Gregory E. Murray*

*Theodore G. Martinez*

By:

*Gregory E. Murray Assistant Secretary*

*Theodore G. Martinez*

State of Maryland }  
City of Baltimore } ss:

On this 4th day of May, A.D. 2007, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came THEODORE G. MARTINEZ, Vice President, and GREGORY E. MURRAY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Constance A. Dunn*

*Constance A. Dunn*

*Notary Public*

My Commission Expires: July 14, 2011

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,....and to affix the seal of the Company thereto.”

**CERTIFICATE**

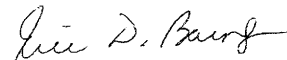
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 31st day of JULY, 2008.



*Assistant Secretary*

Contract No. C201852  
County MITCHELL

Rev. 5-13-08

### CONTRACT PERFORMANCE BOND

Date of Contract Bond Execution 07/31/08

Name of Principal Contractor: SUMMERS-TAYLOR, INC.

Name of Surety: FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina

Amount of Bond: \$1,664,746.06

Contract ID No.: C201852

County Name(s): MITCHELL

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

### CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

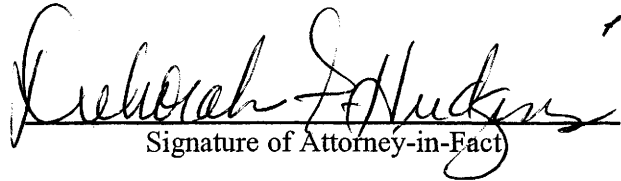
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Print or type Surety Company Name

By DEBORAH S. HUDGINS, ATTORNEY-IN-FACT

Attorney-in-Fact

Print, stamp, or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact



Signature of witness

PAT CRISP

Print or type witness' name

**MARSH USA, Inc.**  
1801 West End Ave. Ste. 1500  
Nashville, TN 37203  
(615) 340-2400 (P)  
(615) 340-2437 (F)

Address of Attorney-in-Fact

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

**SUMMERS-TAYLOR, INC.**

\_\_\_\_\_  
Print full name of Corporation

**P. O. BOX 1628, ELIZABETHTON, TN 37644-1628**

\_\_\_\_\_  
Address as prequalified

By

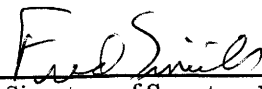
  
\_\_\_\_\_  
~~Signature of President, Vice President, Assistant Vice President, x~~

*Delete inappropriate title*

**B. E. CHANDLER**

\_\_\_\_\_  
Print or type signer's name

Attest

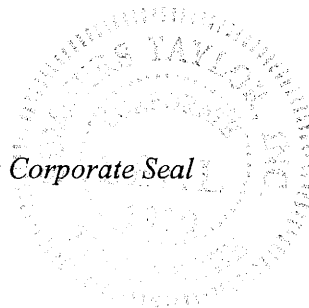
  
\_\_\_\_\_  
Signature of Secretary, ~~Assistant Secretary, x~~

*Delete inappropriate title*

**Fred Smith**

\_\_\_\_\_  
Print or type signer's name

*Affix Corporate Seal*





**Power of Attorney**  
**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by THEODORE G. MARTINEZ, Vice President, and GREGORY E. MURRAY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **E. J. PENNISI, JR., Deborah S. HUDGINS, Tim J. BRANDT, John A. GOLEY and Elizabeth A. HARTZBERG, all of Nashville, Tennessee, EACH** as true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md. in their own proper persons. This power of attorney revokes that issued on behalf of E. J. PENNISI, JR., Deborah S. HUDGINS, Tim J. BRANDT, John A. GOLEY, dated September 14, 2005.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 4th day of May, A.D. 2007.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



*Gregory E. Murray*

*Theodore G. Martinez*

By:

*Gregory E. Murray Assistant Secretary*

*Theodore G. Martinez*

State of Maryland }  
City of Baltimore } ss:

On this 4th day of May, A.D. 2007, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came THEODORE G. MARTINEZ, Vice President, and GREGORY E. MURRAY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Constance A. Dunn*

*Constance A. Dunn*

*Notary Public*

My Commission Expires: July 14, 2011

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**CERTIFICATE**

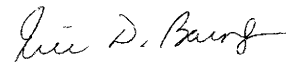
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 31ST day of JULY, 2008.



*Assistant Secretary*

