

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

C201806

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C201806

WBS 33544.3.1 BRZ-1552(9)

T.I.P NO. B-4197

COUNTY OF MCDOWELL

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1552 LENGTH 0.114 MILES

LOCATION BRIDGE OVER DALE'S CREEK AND APPROACHES ON SR-1552.

CONTRACTOR DANE CONSTRUCTION, INC.

ADDRESS P.O. BOX 800  
MOORESVILLE, NC 28115

BIDS OPENED JULY 15, 2008

CONTRACT EXECUTION AUG 20 2008

# ORIGINAL

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

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CONTRACTOR DANE CONSTRUCTION, INC.  
ADDRESS P.O. BOX 800  
MOORESVILLE, NC 28115

BIDS OPENED JULY 15, 2008  
CONTRACT EXECUTION AUG 20 2008

**Dane Construction, Inc. (3377).**

**Vendor 1 of 2 Vendors for Call Order 033 (Proposal ID C201806).**

County: MCDOWELL  
Address: PO Box 800  
          Mooreville, NC 28115

Phone Number: 704-664-5042

Signature Check: This bid has been properly signed by Michael\_E.\_Dane\_3377.

Time Bid Received: Tue Jul 15 13:57:43 2008

Bid Checksum: 7460A959

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,153,942.55 ✓

Bond ID: SNC08833417

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$57,697.13

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 7/10/2008 11:19:55 AM

Surety Name: Travelers Casualty and Surety Company of Ame

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

*DBE GOAL SET - 4.0 %*  
*DBE GOAL MET - 4.4 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
3080 <i>WB</i>	CURTIN TRUCKING & DRAINAGE, INC POST OFFICE BOX 38220 , CHARLOTTE, NC 282781003		Sub	12,500.00
5266 <i>WB</i>	NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101		Sub	5,720.00
2855 <i>WB</i>	BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	8,650.67
3376 <i>WB</i>	REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub	23,962.50
			TOTAL:	\$50,833.17 4.41%

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: SNC08833417  
 Surety Registry Agency: surety2000  
 Verified?: Yes  
 Surety Agency: Travelers Casualty and Surety Company of America

**NCDOT/berc**

**Vendor 3377's Load Output for Call 033, Letting L080715, 2008-07-15**

Bond Execution Date: 7/10/2008 11:19:55 AM

Bond Amount: \$57,697.13 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 06-17-08  
Revised:

Contract ID: C201806 Project(s): BRZ-1552(9)  
Letting Date: 07-15-08 Call Order: 033  
Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			56,000.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (24+67.500)	LUMP	LUMP			23,240.00
0003	0043000000-N GRADING	LUMP	LUMP			95,410.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	1.00000		1.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	100.000	8.00000		800.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON	500.000	22.00000		11,000.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	25.000	15.00000		375.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	40.00000		20,000.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	4.00000		2,000.00
0010	0199000000-E TEMPORARY SHORING	SF	1,000.000	30.00000		30,000.00
0011	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	34.000	50.00000		1,700.00

State of NC  
Dept of Transportation

Date: 06-17-08  
Revised:

Contract ID: C201806      Project(s): BRZ-1552(9)  
Letting Date: 07-15-08    Call Order: 033  
Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0720000000-E 24" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	60.000 LF	80.00000		4,800.00	
0013	0987000000-E GENERIC PIPE ITEM 84" CS PIPE CULVERTS, 0.168" THICK	228.000 LF	350.00000		79,800.00	
0014	0995000000-E PIPE REMOVAL	228.000 LF	50.00000		11,400.00	
0015	1121000000-E AGGREGATE BASE COURSE	285.000 TON	30.00000		8,550.00	
0016	1220000000-E INCIDENTAL STONE BASE	25.000 TON	25.00000		625.00	
0017	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	135.000 TON	92.00000		12,420.00	
0018	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	200.000 TON	92.00000		18,400.00	
0019	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	19.000 TON	825.00000		15,675.00	
0020	2000000000-N RIGHT OF WAY MARKERS	7.000 EA	350.00000		2,450.00	
0021	2022000000-E SUBDRAIN EXCAVATION	170.000 CY	1.00000		170.00	
0022	2033000000-E SUBDRAIN FINE AGGREGATE	224.000 CY	40.00000		8,960.00	
0023	2044000000-E 6" PERFORATED SUBDRAIN PIPE	1,000.000 LF	6.00000		6,000.00	

State of NC  
Dept of Transportation

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Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 30.000	50.00000		1,500.00	
0025	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 2.000	350.00000		700.00	
0026	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 12.000	10.00000		120.00	
0027	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 1.000	3,000.00000		3,000.00	
0028	2556000000-E SHOULDER BERM GUTTER	LF 20.000	45.00000		900.00	
0029	3030000000-E STEEL BM GUARDRAIL	LF 150.000	17.75000		2,662.50	
0030	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	LF 25.000	19.00000		475.00	
0031	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	48.00000		240.00	
0032	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	EA 1.000	510.00000		510.00	
0033	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 3.000	1,875.00000		5,625.00	
0034	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	EA 4.000	1,350.00000		5,400.00	
0035	3380000000-E TEMPORARY STEEL BM GUARDRAIL	LF 62.500	12.00000		750.00	



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Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	EA 6.000	1,300.00000		7,800.00	
0037	3649000000-E RIP RAP, CLASS B	TON 90.000	60.00000		5,400.00	
0038	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 340.000	4.00000		1,360.00	
0039	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 256.000	5.10000		1,305.60	
0040	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 96.000	5.60000		537.60	
0041	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 20.000	5.60000		112.00	
0042	4430000000-N DRUMS	EA 50.000	34.75000		1,737.50	
0043	4435000000-N CONES	EA 25.000	16.95000		423.75	
0044	4445000000-E BARRICADES (TYPE III)	LF 48.000	29.75000		1,428.00	
0045	4455000000-N FLAGGER	MD 20.000	145.00000		2,900.00	
0046	4465000000-N TEMPORARY CRASH CUSHIONS	EA 2.000	6,250.00000		12,500.00	
0047	4485000000-E PORTABLE CONCRETE BARRIER	LF 40.000	50.00000		2,000.00	

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Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	4507000000-E WATER FILLED BARRIER	100.000 LF	50.00000		5,000.00	
0049	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	40.000 EA	12.00000		480.00	
0050	4810000000-E PAINT PAVEMENT MARKING LINES (4")	5,240.000 LF	0.45000		2,358.00	
0051	4835000000-E PAINT PAVEMENT MARKING LINES (24")	48.000 LF	4.00000		192.00	
0052	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	400.000 LF	1.50000		600.00	
0053	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	4.000 EA	50.00000		200.00	
0054	6000000000-E TEMPORARY SILT FENCE	1,200.000 LF	2.20000		2,640.00	
0055	6006000000-E STONE FOR EROSION CONTROL, CLASS A	90.000 TON	40.00000		3,600.00	
0056	6009000000-E STONE FOR EROSION CONTROL, CLASS B	300.000 TON	40.00000		12,000.00	
0057	6012000000-E SEDIMENT CONTROL STONE	200.000 TON	40.00000		8,000.00	
0058	6015000000-E TEMPORARY MULCHING	0.500 ACR	4,000.00000		2,000.00	
0059	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	10.00000		500.00	

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Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	2,000.00000		500.00	
0061	6029000000-E SAFETY FENCE	300.000 LF	2.10000		630.00	
0062	6030000000-E SILT EXCAVATION	885.000 CY	4.00000		3,540.00	
0063	6036000000-E MATTING FOR EROSION CONTROL	560.000 SY	4.00000		2,240.00	
0064	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	5.00000		100.00	
0065	6070000000-N SPECIAL STILLING BASINS	4.000 EA	475.00000		1,900.00	
0066	6071030000-E COIR FIBER BAFFLES	270.000 LF	12.00000		3,240.00	
0067	6084000000-E SEEDING & MULCHING	0.500 ACR	10,000.00000		5,000.00	
0068	6087000000-E MOWING	0.500 ACR	50.00000		25.00	
0069	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	1.00000		50.00	
0070	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0071	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	1.00000		50.00	

State of NC  
 Dept of Transportation

Date: 06-17-08  
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Contract ID: C201806 Project(s): BRZ-1552(9)  
 Letting Date: 07-15-08 Call Order: 033  
 Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6108000000-E FERTILIZER TOPDRESSING	0.250 TON	1,000.00000		250.00	
0073	6111000000-E IMPERVIOUS DIKE	290.000 LF	25.32000		7,342.80	
0074	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	25.00000		50.00	
0075	6117000000-N RESPONSE FOR EROSION CONTROL	27.000 EA	1.00000		27.00	
0076	7060000000-E SIGNAL CABLE	710.000 LF	2.25000		1,597.50	
0077	7120000000-E VEHICLE SIGNAL HEAD (12", 3 SECTION)	6.000 EA	750.00000		4,500.00	
0078	7264000000-E MESSENGER CABLE (3/8")	480.000 LF	2.20000		1,056.00	
0079	7360000000-N WOOD POLE	4.000 EA	750.00000		3,000.00	
0080	7372000000-N GUY ASSEMBLY	8.000 EA	250.00000		2,000.00	
0081	7408000000-E 1" RISER WITH WEATHERHEAD	1.000 EA	875.00000		875.00	
0082	7420000000-E 2" RISER WITH WEATHERHEAD	3.000 EA	450.00000		1,350.00	
0083	7444000000-E INDUCTIVE LOOP SAWCUT	270.000 LF	7.00000		1,890.00	

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Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0084	7456000000-E LEAD-IN CABLE (*****) (14-2)	LF 730.000	2.00000		1,460.00	
0085	7484000000-N MICROWAVE VEHICLE DETECTOR	EA 1.000	1,200.00000		1,200.00	
0086	7636000000-N SIGN FOR SIGNALS	EA 4.000	225.00000		900.00	
0087	7768000000-N CONTROLLER WITH CABINET (TYPE 2070L, POLE MOUNTED)	EA 1.000	11,225.00000		11,225.00	
0088	7780000000-N DETECTOR CARD (TYPE 2070L)	EA 3.000	105.00000		315.00	
0089 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 32.000	85.00000		2,720.00	
0090 AA2	0536000000-E ***" HDPE PIPE CULVERTS (15")	LF 32.000				
0091 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (15", 0.064")	LF 32.000				
Section 0001 Total						566,016.25
Section 0004 STRUCTURE ITEMS						
0092	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (24+67.50-L-)	LUMP	LUMP		24,360.00	
0093	8084000000-N FOUNDATION EXCAVATION FOR END BENT ** AT STATION ***** (24+67.50-L-)	LUMP	LUMP		14,000.00	

State of NC  
Dept of Transportation

Date: 06-17-08  
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Contract ID: C201806 Project(s): BRZ-1552(9)  
Letting Date: 07-15-08 Call Order: 033  
Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0094	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (24+67.50-L-)	LUMP	LUMP		40,000.00	
0095	8147000000-E REINFORCED CONCRETE DECK SLAB	SF 2,893.000	32.00000		92,576.00	
0096	8161000000-E GROOVING BRIDGE FLOORS	SF 3,012.000	0.66000		1,987.92	
0097	8182000000-E CLASS A CONCRETE (BRIDGE)	CY 107.900	600.00000		64,740.00	
0098	8210000000-N BRIDGE APPROACH SLABS, STATION***** (24+67.50-L-)	LUMP	LUMP		22,610.00	
0099	8217000000-E REINFORCING STEEL (BRIDGE)	LB 12,122.000	1.25000		15,152.50	
0100	8280000000-E APPROX ..... LBS STRUCTURALSTEEL	LUMP	LUMP		280,000.00	
0101	8503000000-E CONCRETE BARRIER RAIL	LF 188.550	65.50000		12,350.03	
0102	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON 223.000	40.00000		8,920.00	
0103	8622000000-E FILTER FABRIC FOR DRAINAGE	SY 249.000	2.65000		659.85	
0104	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		3,280.00	

State of NC  
 Dept of Transportation

Date: 06-17-08  
 Revised:

Contract ID: C201806  
 Letting Date: 07-15-08 Call Order: 033  
 Bidder: 3377 - Dane Construction, Inc.

Project(s): BRZ-1552(9)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0105	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		7,290.00	
	Section 0004 Total				587,926.30	
	Bid Total				1,153,942.55	

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: 06-17-08  
PAGE: 14

PROPOSAL: C201806  
LETTING: L080715 CALL: 033  
VENDOR: 3377 Dane Construction, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 3080 CURTIN TRUCKING & DRAINAGE, INC.  
Will Use Quote: Yes

0046	4465000000-N	TEMPORARY CR EA		2.000	6250.00000	12500.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						12,500.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						12,500.00 ✓

DBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC  
Will Use Quote: Yes

0020	2000000000-N	RIGHT OF WAY EA		7.000	350.00000	2450.00
0054	6000000000-E	TEMPORARY SI LF		1200.000	2.20000	2640.00
0061	6029000000-E	SAFETY FENCE LF		300.000	2.10000	630.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						5,720.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						5,720.00 ✓

DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.  
Will Use Quote: Yes

0101	8503000000-E	CONCRETE BAR LF Slipform Only		188.550	45.88000	8650.67
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						8,650.67
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						8,650.67 ✓

DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC  
Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION LS		1.000	500.00000	500.00
0029	3030000000-E	STL BM GUARD LF		150.000	17.75000	2662.50
0031	3150000000-N	ADDIT GUARDR EA		5.000	48.00000	240.00
0030	3045000000-E	SBGR SHOP CU LF		25.000	19.00000	475.00
0032	3195000000-N	GR ANCHOR TY EA		1.000	510.00000	510.00
0033	3270000000-N	GR ANCHOR TY EA		3.000	1875.00000	5625.00
0034	3317000000-N	GR ANCHOR TY EA		4.000	1350.00000	5400.00
0035	3380000000-E	TEMP STL BM LF		62.500	12.00000	750.00
0036	3389100000-N	GDRL ANCH UN EA		6.000	1300.00000	7800.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						23,962.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						23,962.50 ✓

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	4.41% or	50833.17 ✓
	Required:	4.00% or	46157.70
		<GOAL MET>	

## Contract Item Sheets For C201806

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	56,000.00	56,000.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (24+67.500)	Lump Sum LS	23,240.00	23,240.00
0003	0043000000-N	226	GRADING	Lump Sum LS	95,410.00	95,410.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	100 CY	8.00	800.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	500 TON	22.00	11,000.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	25 CY	15.00	375.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	40.00	20,000.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	4.00	2,000.00
0010	0199000000-E	SP	TEMPORARY SHORING	1,000 SF	30.00	30,000.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	34 TON	50.00	1,700.00
0012	0720000000-E	310	24" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	60 LF	80.00	4,800.00
0013	0987000000-E	310	GENERIC PIPE ITEM 84" CS PIPE CULVERTS, 0.168" THICK	228 LF	350.00	79,800.00
0014	0995000000-E	340	PIPE REMOVAL	228 LF	50.00	11,400.00
0015	1121000000-E	520	AGGREGATE BASE COURSE	285 TON	30.00	8,550.00
0016	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	25.00	625.00
0017	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	135 TON	92.00	12,420.00
0018	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	200 TON	92.00	18,400.00

## Contract Item Sheets For C201806

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	19 TON	825.00	15,675.00
0020	2000000000-N	806	RIGHT OF WAY MARKERS	7 EA	350.00	2,450.00
0021	2022000000-E	815	SUBDRAIN EXCAVATION	170 CY	1.00	170.00
0022	2033000000-E	815	SUBDRAIN FINE AGGREGATE	224 CY	40.00	8,960.00
0023	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	1,000 LF	6.00	6,000.00
0024	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30 EA	50.00	1,500.00
0025	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	350.00	700.00
0026	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	10.00	120.00
0027	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	3,000.00	3,000.00
0028	2556000000-E	846	SHOULDER BERM GUTTER	20 LF	45.00	900.00
0029	3030000000-E	862	STEEL BM GUARDRAIL	150 LF	17.75	2,662.50
0030	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	25 LF	19.00	475.00
0031	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	48.00	240.00
0032	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	510.00	510.00
0033	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	1,875.00	5,625.00
0034	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,350.00	5,400.00
0035	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	62.5 LF	12.00	750.00
0036	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	6 EA	1,300.00	7,800.00
0037	3649000000-E	876	RIP RAP, CLASS B	90 TON	60.00	5,400.00

## Contract Item Sheets For C201806

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	340 SY	4.00	1,360.00
0039	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	256 SF	5.10	1,305.60
0040	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	5.60	537.60
0041	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	20 SF	5.60	112.00
0042	4430000000-N	1130	DRUMS	50 EA	34.75	1,737.50
0043	4435000000-N	1135	CONES	25 EA	16.95	423.75
0044	4445000000-E	1145	BARRICADES (TYPE III)	48 LF	29.75	1,428.00
0045	4455000000-N	1150	FLAGGER	20 MD	145.00	2,900.00
0046	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	2 EA	6,250.00	12,500.00
0047	4485000000-E	1170	PORTABLE CONCRETE BARRIER	40 LF	50.00	2,000.00
0048	4507000000-E	SP	WATER FILLED BARRIER	100 LF	50.00	5,000.00
0049	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	40 EA	12.00	480.00
0050	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	5,240 LF	0.45	2,358.00
0051	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	48 LF	4.00	192.00
0052	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	400 LF	1.50	600.00
0053	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	4 EA	50.00	200.00
0054	6000000000-E	1605	TEMPORARY SILT FENCE	1,200 LF	2.20	2,640.00
0055	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	90 TON	40.00	3,600.00
0056	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	300 TON	40.00	12,000.00

## Contract Item Sheets For C201806

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6012000000-E	1610	SEDIMENT CONTROL STONE	200 TON	40.00	8,000.00
0058	6015000000-E	1615	TEMPORARY MULCHING	0.5 ACR	4,000.00	2,000.00
0059	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	10.00	500.00
0060	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.25 TON	2,000.00	500.00
0061	6029000000-E	SP	SAFETY FENCE	300 LF	2.10	630.00
0062	6030000000-E	1630	SILT EXCAVATION	885 CY	4.00	3,540.00
0063	6036000000-E	1631	MATTING FOR EROSION CONTROL	560 SY	4.00	2,240.00
0064	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	5.00	100.00
0065	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	475.00	1,900.00
0066	6071030000-E	SP	COIR FIBER BAFFLES	270 LF	12.00	3,240.00
0067	6084000000-E	1660	SEEDING & MULCHING	0.5 ACR	10,000.00	5,000.00
0068	6087000000-E	1660	MOWING	0.5 ACR	50.00	25.00
0069	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	1.00	50.00
0070	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0071	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	1.00	50.00
0072	6108000000-E	1665	FERTILIZER TOPDRESSING	0.25 TON	1,000.00	250.00
0073	6111000000-E	SP	IMPERVIOUS DIKE	290 LF	25.32	7,342.80
0074	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	25.00	50.00
0075	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	27 EA	1.00	27.00
0076	7060000000-E	1705	SIGNAL CABLE	710 LF	2.25	1,597.50
0077	7120000000-E	1705	VEHICLE SIGNAL HEAD (12", 3 SECTION)	6 EA	750.00	4,500.00

Contract Item Sheets For C201806

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0078	7264000000-E	1710	MESSENGER CABLE (3/8")	480 LF	2.20	1,056.00
0079	7360000000-N	1720	WOOD POLE	4 EA	750.00	3,000.00
0080	7372000000-N	1721	GUY ASSEMBLY	8 EA	250.00	2,000.00
0081	7408000000-E	1722	1" RISER WITH WEATHERHEAD	1 EA	875.00	875.00
0082	7420000000-E	1722	2" RISER WITH WEATHERHEAD	3 EA	450.00	1,350.00
0083	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	270 LF	7.00	1,890.00
0084	7456000000-E	1726	LEAD-IN CABLE (***** (14-2)	730 LF	2.00	1,460.00
0085	7484000000-N	SP	MICROWAVE VEHICLE DETECTOR	1 EA	1,200.00	1,200.00
0086	7636000000-N	1745	SIGN FOR SIGNALS	4 EA	225.00	900.00
0087	7768000000-N	1751	CONTROLLER WITH CABINET (TYPE 2070L, POLE MOUNTED)	1 EA	11,225.00	11,225.00
0088	7780000000-N	1751	DETECTOR CARD (TYPE 2070L)	3 EA	105.00	315.00
***** BEGIN SCHEDULE AA ***** ***** ( 3 ALTERNATES ) *****						
0089 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	32 LF	85.00	2,720.00
*** OR ***						
0090 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	32 LF		
*** OR ***						
0091 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	32 LF		
***** END SCHEDULE AA *****						



Contract Item Sheets For C201806

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0092	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (24+67.50-L-)	Lump Sum LS	24,360.00	24,360.00
0093	8084000000-N	410	FOUNDATION EXCAVATION FOR END BENT ** AT STATION ***** (24+67.50-L-)	Lump Sum LS	14,000.00	14,000.00
0094	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (24+67.50-L-)	Lump Sum LS	40,000.00	40,000.00
0095	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	2,893 SF	32.00	92,576.00
0096	8161000000-E	420	GROOVING BRIDGE FLOORS	3,012 SF	0.66	1,987.92
0097	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	107.9 CY	600.00	64,740.00
0098	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (24+67.50-L-)	Lump Sum LS	22,610.00	22,610.00
0099	8217000000-E	425	REINFORCING STEEL (BRIDGE)	12,122 LB	1.25	15,152.50
0100	8280000000-E	440	APPROX ..... LBS STRUCTURAL STEEL	96,900 LS	280,000.00	280,000.00
0101	8503000000-E	460	CONCRETE BARRIER RAIL	188.55 LF	65.50	12,350.03
0102	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	223 TON	40.00	8,920.00
0103	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	249 SY	2.65	659.85
0104	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	3,280.00	3,280.00
0105	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	7,290.00	7,290.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,153,942.55 ✓

Contract Number C201806  
County McDowell County

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**

**Dane Construction, Inc.**

Print or type full name of Corporation

PO Box 800, Mooresville, NC 28115

Address as Prequalified

Attest *P. B. Weber*  
Assistant Secretary

By *Michael E. Dane*  
President

Peter B. Weber  
Print or type signer's name

Michael E. Dane  
Print or type signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the

14<sup>th</sup> Day of August 2008

Signature of Notary Public

*Amber McGinty*  
of Iredell County

State of North Carolina

My Commission Expires: Nov. 26, 2011

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

Contract Number C201806  
County McDowell County

Rev 02-17-04

**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.

C201806 (B-4197)

McDowell County

1-18-08  
Z-13

**Contract No**      **C201806**

**County (ies):**    **McDowell**


ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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

8/20/08  
Date

Execution of Contract and Bonds  
Approved as to Form:

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

Contract No. C201806  
County McDowell

Rev 02-13-04

## CONTRACT PAYMENT BOND

Date of Payment:  
Bond Execution: August 11, 2008

Name of Principal:  
Contractor Dane Construction, Inc.  
P.O. Box 800, Mooresville, NC 28115

Name of Surety: Travelers Casualty and Surety Company of America  
Construction Services, Travelers Bond & Financial Products  
One Tower Square, Hartford, CT 06183

Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina  
One Million One Hundred Fifty-Three Thousand Nine Hundred  
Forty-Two Dollars & 55/100 (\$1,153,942.55)-----

Amount of Bond:

Contract ID No.: C201806

County Name(s): McDowell

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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. C201806

Rev 02-13-04


County McDowell

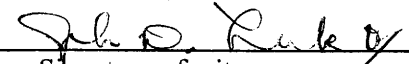
## CONTRACT PAYMENT BOND

*Affix Seal of Surety Company*

Travelers Casualty and Surety Company of America  
Print or type Surety Company Name

By Wendy E. Lahm, Attorney-in-Fact  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of witness

John D. Leak, III  
Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222  
Address of Attorney-in-Fact

Contract No. C201806  
County McDowell

Rev 02-13-04

## CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

Print or type full name of Corporation

P.O. Box 800, Mooresville, NC 28115

Address as prequalified

By 

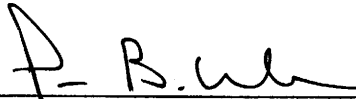
Signature of ~~President, Vice President, Assistant Vice President~~

*Delete inappropriate title*

MICHAEL E. DANE

Print or type signer's name

Attest



Signature of ~~Secretary, Assistant Secretary~~

*Delete inappropriate title*

Peter B. Weber

Print or type signer's name

*Affix Corporate Seal*





POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220010

Certificate No. 002407097

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 19th day of May, 2008.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 19th day of May, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 11th day of August, 2008.

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

  
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at [www.travelersbond.com](http://www.travelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

## CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution:

August 11, 2008

Name of Principal:

Dane Construction, Inc.

Contractor

P.O. Box 800, Mooresville, NC 28115

Name of Surety:

Travelers Casualty and Surety Company of America

Construction Services, Travelers Bond & Financial Products  
One Tower Square, Hartford, CT 06183

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

One Million One Hundred Fifty-Three Thousand Nine Hundred  
Forty-Two Dollars & 55/100 (\$1,153,942.55)-----

Contract ID No.:

C201806

County Name(s):

McDowell

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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 Number C201806  
County McDowell

Rev 02-13-04

## CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

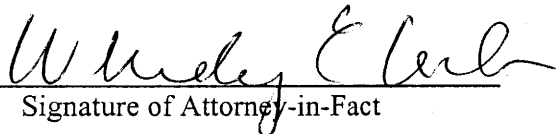
Travelers Casualty and Surety Company of America

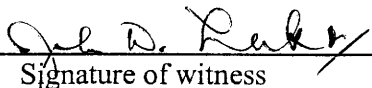
Print or type Surety Company Name

By Wendy E. Lahm, Attorney-in-Fact

Attorney-in-Fact

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

  
Signature of Attorney-in-Fact

  
Signature of witness

John D. Leak, III

Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222

Address of Attorney-in-Fact

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

SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

Print full name of Corporation

P.O. Box 800, Mooresville, NC 28115

Address as prequalified

By 

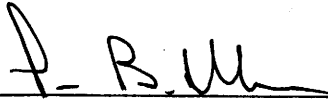
Signature of President, Vice President, Assistant Vice President

*Delete inappropriate title*

MICHAEL E. DANE

Print or type signer's name

Attest



Signature of ~~Secretary~~, Assistant Secretary

*Delete inappropriate title*

Peter B. Weber

Print or type signer's name

*Affix Corporate Seal*



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220010

Certificate No. 002407098

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 19th day of May, 2008.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 19th day of May, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 11th day of August, 20 08.

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Kori M. Johanson, Assistant Secretary



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