

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

C202080

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202080

WBS 3CR.10651.57, 40239.3.1 STATE FUNDED

T.I.P NO. U-4903

COUNTY OF NEW HANOVER  
THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER US 76 LENGTH 2.950 MILES  
LOCATION US-76 (OLEANDER DR) FROM WEST OF 17TH ST TO PINE GROVE DR.

CONTRACTOR S. T. WOOTEN CORPORATION  
ADDRESS P.O. BOX 2408  
WILSON, NC 278942408

BIDS OPENED JULY 15, 2008  
CONTRACT EXECUTION AUG 1 8 2008

S. T. Wooten Corporation (3760).

Vendor 2 of 2 Vendors for Call Order 012 (Proposal ID C202080).

County: NEW HANOVER

Address: PO Box 2408  
Wilson, NC 27894

Phone Number: 252-291-5165

Signature Check: This bid has been properly signed by Richard\_E.\_Vick\_3760.

Time Bid Received: Tue Jul 15 13:50:34 2008

Bid Checksum: 243234C5

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,524,835.60 ✓

Bond ID: YTJD-TGK2-DHVJ-YADB

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$76,241.78

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 7/15/08

Surety Name: SAFECO INSURANCE OF AMERICA

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

MBE GOAL SET - 3.0%

WBE GOAL SET - 3.0%

MBE GOAL MET - 0.0%

WBE GOAL MET - 4.4%

LIST OF MBE PARTICIPANTS

TOTAL: \$0.00  
0.00%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
12393	WB ROYALS CONTRACTING, INC. 8601 BAREFOOT INDUSTRIAL RD , RALEIGH, NC 27617		Sub	66,694.00
TOTAL:				\$66,694.00 4.37%

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: YTJD-TGK2-DHVJ-YADB  
Surety Registry Agency: SurePathNetwork  
Verified?: Yes  
Surety Agency: SAFECO INSURANCE OF AMERICA

NCDOT/berc

**Vendor 3760's Load Output for Call 012, Letting L080715, 2008-07-15**

Bond Execution Date: 7/15/08

Bond Amount: \$76,241.78 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 06-17-08  
Revised:

Contract ID: C202080 Project(s): STATE FUNDED  
Letting Date: 07-15-08 Call Order: 012  
Bidder: 3760 - S. T. Wooten Corporation

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			50,000.00
0002	0241000000-E GENERIC GRADING ITEM REMOVAL OF CONCRETE ISLAND	SY	90.000	25.00000		2,250.00
0003	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	51,216.000	1.60000		81,945.60
0004	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (3" TO 4-1/2")	SY	1,338.000	5.25000		7,024.50
0005	1330000000-E INCIDENTAL MILLING	SY	2,300.000	8.00000		18,400.00
0006	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	9,557.000	55.00000		525,635.00
0007	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON	574.000	550.00000		315,700.00
0008	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	TON	15.000	225.00000		3,375.00
0009	1880000000-E GENERIC PAVING ITEM PATCHING EXIST PAVEMENT (FULL DEPTH)	TON	219.000	175.00000		38,325.00
0010	1880000000-E GENERIC PAVING ITEM PATCHING EXIST PAVEMENT (MILL)	TON	700.000	165.00000		115,500.00
0011	2484000000-E GENERIC DRAINAGE ITEM CURB & GUTTER REMOVE AND REPLACE	LF	84.000	80.00000		6,720.00

State of NC  
Dept of Transportation

Date: 06-17-08  
Revised:

Contract ID: C202080 Project(s): STATE FUNDED  
Letting Date: 07-15-08 Call Order: 012  
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	2591000000-E 4" CONCRETE SIDEWALK	150.000 SY	46.30000		6,945.00	
0013	2600000000-N RETROFIT EXISTING WHEELCHAIR RAMPS	28.000 EA	430.00000		12,040.00	
0014	2605000000-N CONCRETE WHEELCHAIR RAMPS	48.000 EA	1,210.00000		58,080.00	
0015	2612000000-E 6" CONCRETE DRIVEWAY	150.000 SY	78.00000		11,700.00	
0016	2655000000-E 5" MONOLITHIC CONCRETE ISLANDS (KEYED IN)	24.000 SY	105.00000		2,520.00	
0017	2759000000-N GENERIC PAVING ITEM ADJUSTMENT OF CENTERLINE MONUMENT FRAMES AND COVERS	2.000 EA	750.00000		1,500.00	
0018	2759000000-N GENERIC PAVING ITEM REMOVE & REPLACE WHEELCHAIR RAMPS	2.000 EA	3,000.00000		6,000.00	
0019	2830000000-N ADJUSTMENT OF MANHOLES	39.000 EA	500.00000		19,500.00	
0020	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	19.000 EA	400.00000		7,600.00	
0021	4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	28,153.000 LF	0.55000		15,484.15	
0022	4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	345.000 LF	1.50000		517.50	
0023	4697000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	844.000 LF	2.50000		2,110.00	

State of NC  
Dept of Transportation

Date: 06-17-08  
Revised:

Contract ID: C202080 Project(s): STATE FUNDED  
Letting Date: 07-15-08 Call Order: 012  
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	200.000 LF	4.00000		800.00	
0025	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	2,216.000 LF	7.00000		15,512.00	
0026	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	24.000 EA	90.00000		2,160.00	
0027	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	301.000 EA	100.00000		30,100.00	
0028	4810000000-E PAINT PAVEMENT MARKING LINES (4")	28,411.000 LF	0.35000		9,943.85	
0029	4835000000-E PAINT PAVEMENT MARKING LINES (24")	1,205.000 LF	3.00000		3,615.00	
0030	4845000000-N PAINT PAVEMENT MARKING SYMBOL	154.000 EA	60.00000		9,240.00	
0031	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	13.000 EA	20.00000		260.00	
0032	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	970.000 EA	29.00000		28,130.00	
0033	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		30,000.00	
0034	6084000000-E SEEDING & MULCHING	0.060 ACR	10,000.00000		600.00	
0035	7252000000-E MESSENGER CABLE (1/4")	20.000 LF	7.00000		140.00	

State of NC  
 Dept of Transportation

Date: 06-17-08  
 Revised:

Contract ID: C202080 Project(s): STATE FUNDED  
 Letting Date: 07-15-08 Call Order: 012  
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	7300000000-E UNPAVED TRENCHING (*****)(1, 2")	55.000 LF	8.00000		440.00	
0037	7324000000-N JUNCTION BOX (STANDARD SIZE)	39.000 EA	185.00000		7,215.00	
0038	7372000000-N GUY ASSEMBLY	1.000 EA	368.00000		368.00	
0039	7420000000-E 2" RISER WITH WEATHERHEAD	4.000 EA	365.00000		1,460.00	
0040	7444000000-E INDUCTIVE LOOP SAWCUT	14,325.000 LF	5.00000		71,625.00	
0041	7456000000-E LEAD-IN CABLE (*****)(18-4)	3,325.000 LF	1.40000		4,655.00	
Section 0001 Total						1,524,835.60
Bid Total						1,524,835.60



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:

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  
MBE COMMITMENT ITEMS

DATE:06-17-08  
PAGE: 8

PROPOSAL: C202080  
LETTING: L080715                      CALL: 012  
VENDOR: 3760    S. T. Wooten Corporation

TOTAL MBE COMMITMENT FOR VENDOR:	Entered:	0.00% or	0.00
	Required:	3.00% or	45745.07
			<GOAL NOT MET>



## Contract Item Sheets For C202080

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	50,000.00	50,000.00
0002	0241000000-E	SP	GENERIC GRADING ITEM REMOVAL OF CONCRETE ISLAND	90 SY	25.00	2,250.00
0003	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	51,216 SY	1.60	81,945.60
0004	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (3" TO 4-1/2")	1,338 SY	5.25	7,024.50
0005	1330000000-E	607	INCIDENTAL MILLING	2,300 SY	8.00	18,400.00
0006	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	9,557 TON	55.00	525,635.00
0007	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	574 TON	550.00	315,700.00
0008	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	15 TON	225.00	3,375.00
0009	1880000000-E	SP	GENERIC PAVING ITEM PATCHING EXIST PAVEMENT (FULL DEPTH)	219 TON	175.00	38,325.00
0010	1880000000-E	SP	GENERIC PAVING ITEM PATCHING EXIST PAVEMENT (MILL)	700 TON	165.00	115,500.00
0011	2484000000-E	SP	GENERIC DRAINAGE ITEM CURB & GUTTER REMOVE AND REPLACE	84 LF	80.00	6,720.00
0012	2591000000-E	848	4" CONCRETE SIDEWALK	150 SY	46.30	6,945.00
0013	2600000000-N	SP	RETROFIT EXISTING WHEELCHAIR RAMPS	28 EA	430.00	12,040.00
0014	2605000000-N	848	CONCRETE WHEELCHAIR RAMPS	48 EA	1,210.00	58,080.00
0015	2612000000-E	848	6" CONCRETE DRIVEWAY	150 SY	78.00	11,700.00
0016	2655000000-E	852	5" MONOLITHIC CONCRETE ISLANDS (KEYED IN)	24 SY	105.00	2,520.00

## Contract Item Sheets For C202080

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0017	2759000000-N	SP	GENERIC PAVING ITEM ADJUSTMENT OF CENTERLINE MONUMENT FRAMES AND COVERS	2 EA	750.00	1,500.00
0018	2759000000-N	SP	GENERIC PAVING ITEM REMOVE & REPLACE WHEELCHAIR RAMPS	2 EA	3,000.00	6,000.00
0019	2830000000-N	858	ADJUSTMENT OF MANHOLES	39 EA	500.00	19,500.00
0020	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	19 EA	400.00	7,600.00
0021	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	28,153 LF	0.55	15,484.15
0022	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	345 LF	1.50	517.50
0023	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	844 LF	2.50	2,110.00
0024	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	200 LF	4.00	800.00
0025	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	2,216 LF	7.00	15,512.00
0026	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	24 EA	90.00	2,160.00
0027	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	301 EA	100.00	30,100.00
0028	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	28,411 LF	0.35	9,943.85
0029	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	1,205 LF	3.00	3,615.00
0030	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	154 EA	60.00	9,240.00
0031	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	13 EA	20.00	260.00
0032	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	970 EA	29.00	28,130.00
0033	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	30,000.00	30,000.00

## Contract Item Sheets For C202080

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0034	6084000000-E	1660	SEEDING & MULCHING	0.06 ACR	10,000.00	600.00
0035	7252000000-E	1710	MESSENGER CABLE (1/4")	20 LF	7.00	140.00
0036	7300000000-E	1715	UNPAVED TRENCHING (***** (1, 2")	55 LF	8.00	440.00
0037	7324000000-N	1716	JUNCTION BOX (STANDARD SIZE)	39 EA	185.00	7,215.00
0038	7372000000-N	1721	GUY ASSEMBLY	1 EA	368.00	368.00
0039	7420000000-E	1722	2" RISER WITH WEATHERHEAD	4 EA	365.00	1,460.00
0040	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	14,265 LF	5.00	71,325.00
0041	7456000000-E	1726	LEAD-IN CABLE (***** (18-4)	3,325 LF	1.40	4,655.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,524,835.60 ✓

0745/Aug08/Q147102.06/D159598100000/E41



Contract Number C.202080  
County New Hanover

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**

S.T. Wooten Corporation  
Print or type full name of Corporation

P.O. Box 2408, Wilson, NC 27894  
Address as Prequalified

Attest W. Reade Dawson  
~~Secretary/Assistant Secretary~~  
Delete inappropriate title

By GHV  
~~President/Vice President/Assistant Vice President~~  
Delete inappropriate title

W. Reade Dawson  
Print or type signer's name

George H. Reaves  
Print or type signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the  
12<sup>th</sup> day of August 2008

Carol J. O'geary  
Signature of Notary Public

of Pitt County

State of NORTH CAROLINA

My Commission Expires: 3/03/2010

**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**     **C202080**

**County (ies):**   **New Hanover**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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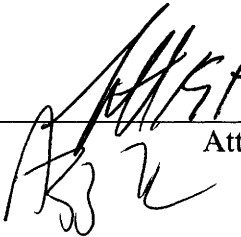
Contract Officer



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Date

Execution of Contract and Bonds  
Approved as to Form:



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Attorney General

Contract No.: **C202080**  
County: **New Hanover**

Rev 02-13-04

**CONTRACT PAYMENT BOND**

Date of Payment:  
Bond Execution: August 14, 2008

Name of Principal:  
Contractor S.T. Wooten Corporation  
Post Office Box 2408  
Wilson, North Carolina 27984-2408

Name of Surety: Safeco Insurance Company of America  
2359 Perimeter Pointe Parkway, Suite 160  
Charlotte, NC 28208

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

Amount of Bond: **\$1,524,835.60**

Contract ID No: **C202080**

County Name(s): **New Hanover**

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 Franklin, Chathams 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.: **C202080**  
County: **New Hanover**

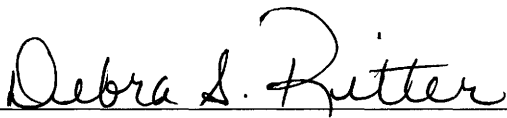
REV 02-13-04

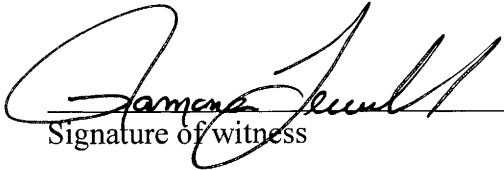
### CONTRACT PAYMENT BOND

*Affix Seal of Surety Company*

Safeco Insurance Company of America  
Print or type Surety Company Name

By Debra S. Ritter  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of witness

Ramona Fewell  
Print or type witness' Name

6230 Fairview Road, Suite 230, Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No.: **C202080**  
County: **New Hanover**

REV 02-13-04

**CONTRACT PAYMENT BOND**

**CORPORATION**

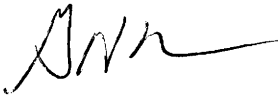
SIGNATURE OF CONTRACTOR (Principal)

S. T. WOOTEN CORPORATION

Print or type full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By:   
Signature of Vice President

George H. Reaves  
Print or type signer's name

Attest:   
Signature of Assistant Secretary

W. Reade Dawson  
Print or type signer's name

*Affix Corporate Seal*

Contract Number: **C202080**  
County: **New Hanover**

REV 02-13-04

## CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution: August 14, 2008

Name of Principal: S. T. Wooten Corporation  
Contractor Post Office Box 2408  
Wilson, North Carolina 27894-2408

Name of Surety: Safeco Insurance Company of America  
2359 Perimeter Pointe Parkway, Suite 160  
Charlotte, NC 28208

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

Amount of Bond: **\$1,524,835.60**

Contract ID No.: **C202080**

County Name(s): **New Hanover**

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 it undersigned representative, pursuant to authority of its governing body.



Contract Number: C202080  
County: New Hanover

REV 02-13-04

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Safeco Insurance Company of America  
Print or type Surety Company Name

By: Debra S. Ritter  
Attorney-in-Fact  
Print, stamp, or type name of Attorney-in-Fact

Debra S. Ritter  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of witness

Ramona Fewell  
Print or type witness' name

6230 Fairview Road, Suite 230, Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract Number: C202080  
County: **New Hanover**

REV 02-13-04

**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

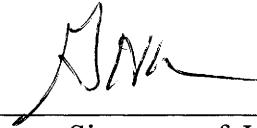
S. T. WOOTEN CORPORATION

Print full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By:



Signature of Vice President

George H. Reaves

Print or type signer's name

Attest:



Signature of Assistant Secretary

W. Reade Dawson

Print or type signer's name

*Affix Corporate Seal*



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
Safeco Plaza
Seattle, WA 98185

No. 12642

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

\*\*\*\*RAMONA FEWELL; RAYMOND J. GARRUTO; BRAD W. GIBSON; MARTIN D. PALLAZZA; DEBRA S. RITTER; Charlotte, North Carolina\*\*\*\*

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 17th day of April, 2007

Handwritten signature of Stephanie Daley-Watson

Handwritten signature of Tim Mikolajewski

STEPHANIE DALEY-WATSON, SECRETARY

TIM MIKOLAJEWSKI, SENIOR VICE-PRESIDENT, SURETY

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business...

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Stephanie Daley-Watson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 14th day of August, 2008



Handwritten signature of Stephanie Daley-Watson

STEPHANIE DALEY-WATSON, SECRETARY

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