

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

C201962

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C201962

WBS 33439.3.1, 33440.3.1 BRSTP-130(6), BRSTP-130(4)

T.I.P NO. B-4077, B-4078

COUNTY OF COLUMBUS

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER NC 130 LENGTH 0.739 MILES

LOCATION BRIDGES OVER WACCAMAW RIVER OVERFLOW AND APPROACHES ON  
NC-130.

CONTRACTOR REA CONTRACTING LLC

ADDRESS P.O. BOX 32487  
CHARLOTTE, NC 28232

BIDS OPENED SEPTEMBER 16, 2008

CONTRACT EXECUTION OCT 13 2008

**Rea Contracting, LLC (4421).**

**Vendor 9 of 9 Vendors for Call Order 007 (Proposal ID C201962).**

County: COLUMBUS  
Address: 6135 Park South Dr.  
Charlotte, NC 28210

Phone Number: 704-553-6537

Signature Check: This bid has been properly signed by Carey\_K.\_Tate\_4421.

Time Bid Received: Tue Sep 16 13:49:23 2008

Bid Checksum: 44D8C7B4

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$3,853,189.91 ✓

Bond ID: SNC08913850

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$192,659.50

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 9/9/2008 10:16:50 AM

Surety Name: Fidelity And Deposit Company of Maryland

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 6.0 %  
DBE GOAL MET 6.1 %

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
4898	WB BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub 68,835.00
3631	WB MAR-TECH LAND DEVELOPERS INC 1956 GOOSE CREEK RD SW , SHALLOTTE, NC 28470		Sub 164,150.00
TOTAL:			\$232,985.00 6.05%

Miscellaneous Data Info - Contractor Responses:

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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	

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC08913850  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Fidelity And Deposit Company of Maryland  
Bond Execution Date: 9/9/2008 10:16:50 AM  
Bond Amount: \$192,659.50 (Five Percent of Bid)

State of NC  
 Dept of Transportation

Date: 08-19-08  
 Revised:

Contract ID: C201962 Project(s): BRSTP-130(6)  
 Letting Date: 09-16-08 Call Order: 007  
 Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATION	LUMP				192,659.50
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP				20,000.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+53.00)	LUMP				51,264.90
0004	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (31+65.00)	LUMP				51,264.90
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	2,500.00000		2,500.00
0006	0057000000-E UNDERCUT EXCAVATION	CY	500.000	12.50000		6,250.00
0007	0063000000-N GRADING	LUMP				318,916.00
0008	0106000000-E BORROW EXCAVATION	CY	46,900.000	10.00000		469,000.00
0009	0195000000-E SELECT GRANULAR MATERIAL	CY	4,800.000	12.00000		57,600.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	10,900.000	2.25000		24,525.00

State of NC  
Dept of Transportation

Date: 08-19-08  
Revised:

Contract ID: C201962 Project(s): BRSTP-130(6)  
Letting Date: 09-16-08 Call Order: 007  
Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0241000000-E GENERIC GRADING ITEM ROCK PLATING	50.000 SY	118.77000		5,938.50	
0012	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	18.000 TON	120.00000		2,160.00	
0013	0366000000-E 15" RC PIPE CULVERTS, CLASS III	32.000 LF	20.00000		640.00	
0014	0588000000-E 18" CS PIPE CULVERTS, 0.064" THICK	72.000 LF	32.00000		2,304.00	
0015	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	24.000 LF	34.00000		816.00	
0016	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2.000 EA	162.00000		324.00	
0017	0995000000-E PIPE REMOVAL	72.000 LF	10.00000		720.00	
0018	1121000000-E AGGREGATE BASE COURSE	3,918.000 TON	34.50000		135,171.00	
0019	1275000000-E PRIME COAT	633.000 GAL	6.85000		4,336.05	
0020	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	620.000 TON	70.85000		43,927.00	
0021	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	365.000 TON	85.30000		31,134.50	
0022	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	2,940.000 TON	59.40000		174,636.00	

State of NC  
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Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	225.000 TON	960.71000		216,159.75	
0024	2022000000-E SUBDRAIN EXCAVATION	45.000 CY	25.00000		1,125.00	
0025	2033000000-E SUBDRAIN FINE AGGREGATE	34.000 CY	45.00000		1,530.00	
0026	2044000000-E 6" PERFORATED SUBDRAIN PIPE	200.000 LF	20.00000		4,000.00	
0027	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6.000 EA	33.70000		202.20	
0028	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2.000 EA	200.00000		400.00	
0029	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	12.000 LF	18.50000		222.00	
0030	2286000000-N MASONRY DRAINAGE STRUCTURES	3.000 EA	1,350.00000		4,050.00	
0031	2367000000-N FRAME WITH TWO GRATES, STD 840.29	3.000 EA	650.00000		1,950.00	
0032	2556000000-E SHOULDER BERM GUTTER	88.500 LF	60.00000		5,310.00	
0033	3030000000-E STEEL BM GUARDRAIL	1,200.000 LF	19.25000		23,100.00	
0034	3150000000-N ADDITIONAL GUARDRAIL POSTS	10.000 EA	11.00000		110.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	8.000 EA	2,100.00000		16,800.00	
0036	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	8.000 EA	1,500.00000		12,000.00	
0037	3380000000-E TEMPORARY STEEL BM GUARDRAIL	881.250 LF	4.00000		3,525.00	
0038	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (III)	9.000 EA	700.00000		6,300.00	
0039	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	10.000 EA	700.00000		7,000.00	
0040	3649000000-E RIP RAP, CLASS B	3.000 TON	120.00000		360.00	
0041	3656000000-E FILTER FABRIC FOR DRAINAGE	525.000 SY	2.50000		1,312.50	
0042	4400000000-E WORK ZONE SIGNS (STATIONARY)	152.000 SF	7.65000		1,162.80	
0043	4405000000-E WORK ZONE SIGNS (PORTABLE)	192.000 SF	8.85000		1,699.20	
0044	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	72.000 SF	6.35000		457.20	
0045	4430000000-N DRUMS	188.000 EA	34.30000		6,448.40	

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Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0046	4435000000-N CONES	EA 77.000	16.85000		1,297.45	
0047	4445000000-E BARRICADES (TYPE III)	LF 64.000	28.50000		1,824.00	
0048	4455000000-N FLAGGER	MD 80.000	250.00000		20,000.00	
0049	4465000000-N TEMPORARY CRASH CUSHIONS	EA 1.000	5,500.00000		5,500.00	
0050	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	EA 343.000	5.00000		1,715.00	
0051	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF 7,808.000	0.50000		3,904.00	
0052	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF 7,808.000	0.55000		4,294.40	
0053	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 53,316.000	0.26000		13,862.16	
0054	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	EA 53.000	15.00000		795.00	
0055	6000000000-E TEMPORARY SILT FENCE	LF 7,970.000	2.75000		21,917.50	
0056	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 120.000	42.00000		5,040.00	
0057	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 395.000	46.00000		18,170.00	

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Bidder: 4421 - Rea Contracting, LLC

Project(s): BRSTP-130(6)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	6012000000-E SEDIMENT CONTROL STONE	220.000 TON	39.00000		8,580.00	
0059	6015000000-E TEMPORARY MULCHING	8.000 ACR	800.00000		6,400.00	
0060	6018000000-E SEED FOR TEMPORARY SEEDING	350.000 LB	3.50000		1,225.00	
0061	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.500 TON	2,000.00000		3,000.00	
0062	6024000000-E TEMPORARY SLOPE DRAINS	160.000 LF	15.40000		2,464.00	
0063	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	6.000 EA	247.50000		1,485.00	
0064	6029000000-E SAFETY FENCE	3,670.000 LF	2.00000		7,340.00	
0065	6030000000-E SILT EXCAVATION	600.000 CY	8.00000		4,800.00	
0066	6036000000-E MATTING FOR EROSION CONTROL	2,800.000 SY	2.00000		5,600.00	
0067	6042000000-E 1/4" HARDWARE CLOTH	305.000 LF	10.00000		3,050.00	
0068	6070000000-N SPECIAL STILLING BASINS	2.000 EA	700.00000		1,400.00	
0069	6071010000-E WATTLE	145.000 LF	9.50000		1,377.50	

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Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0070	6071020000-E POLYACRYLAMIDE (PAM)	36.000 LB	11.00000		396.00	
0071	6071030000-E COIR FIBER BAFFLES	160.000 LF	6.00000		960.00	
0072	6084000000-E SEEDING & MULCHING	15.100 ACR	2,250.00000		33,975.00	
0073	6087000000-E MOWING	7.000 ACR	150.00000		1,050.00	
0074	6090000000-E SEED FOR REPAIR SEEDING	100.000 LB	10.00000		1,000.00	
0075	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.500 TON	2,000.00000		1,000.00	
0076	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	275.000 LB	4.25000		1,168.75	
0077	6108000000-E FERTILIZER TOPDRESSING	8.250 TON	1,720.00000		14,190.00	
0078	6114000000-N SPECIALIZED HAND MOWING	7.500 HR	60.00000		450.00	
0079	6117000000-N RESPONSE FOR EROSION CONTROL	39.000 EA	350.00000		13,650.00	
0080	6123000000-E REFORESTATION	1.000 ACR	950.00000		950.00	
Section 0001 Total						2,125,142.16

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Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0004 STRUCTURE ITEMS						
Alt Group						
0081	8007000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (15+53.00-L-)	LUMP		LUMP		294,863.20
0082	8007000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (31+65.00 -L-)	LUMP		LUMP		319,423.93
0083	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+53.00-L-)	LUMP		LUMP		22,905.12
0084	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (31+65.00 -L-)	LUMP		LUMP		34,820.21
0085	8112740000-N PDA ASSISTANCE	EA	1.000	4,560.48000		4,560.48
0086	8119000000-E UNCLASSIFIED STRUCTURE EXCAVATION	CY	568.000	5.39000		3,061.52
0087	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (31+65.00 -L-)	LUMP		LUMP		2,157.72
0088	8147000000-E REINFORCED CONCRETE DECK SLAB	SF	3,826.000	31.75000		121,475.50
0089	8156000000-E CONCRETE WEARING SURFACE	SF	5,022.000	8.75000		43,942.50

State of NC  
Dept of Transportation

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Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0090	8161000000-E GROOVING BRIDGE FLOORS	10,421.000 SF	0.73000		7,607.33	
0091	8182000000-E CLASS A CONCRETE (BRIDGE)	115.100 CY	583.99000		67,217.25	
0092	8210000000-N BRIDGE APPROACH SLABS, STATION***** (15+53.00-L-)	LUMP	LUMP		76,618.19	
0093	8210000000-N BRIDGE APPROACH SLABS, STATION***** (31+65.00 -L-)	LUMP	LUMP		76,618.19	
0094	8217000000-E REINFORCING STEEL (BRIDGE)	18,828.000 LB	0.86000		16,192.08	
0095	8265000000-E 54" PRESTRESSED CONCRETE GIRDERS	440.780 LF	222.78000		98,196.97	
0096	8364000000-E HP12X53 STEEL PILES	1,715.000 LF	57.65000		98,869.75	
0097	8365000000-E HP12X53 GALVANIZED STEEL PILES	810.000 LF	67.37000		54,569.70	
0098	8393000000-N PILE REDRIVES	8.000 EA	1,273.94000		10,191.52	
0099	8433000000-E **" STEEL SHEET PILES (22")	1,473.000 SF	74.76000		110,121.48	
0100	8503000000-E CONCRETE BARRIER RAIL	440.750 LF	46.07000		20,305.35	

State of NC  
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Date: 08-19-08  
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Contract ID: C201962 Project(s): BRSTP-130(6)  
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 Bidder: 4421 - Rea Contracting, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0101	8608000000-E RIP RAP CLASS II (2'-0" THICK)	675.000 TON	53.46000		36,085.50	
0102	8622000000-E FILTER FABRIC FOR DRAINAGE	747.000 SY	3.14000		2,345.58	
0103	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		11,667.26	
0104	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		15,216.22	
0105	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	1,820.000 LF	98.36000		179,015.20	
Section 0004 Total						1,728,047.75
Bid Total						3,853,189.91

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	

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  
 DBE COMMITMENT ITEMS

DATE:08-19-08  
 PAGE: 14

PROPOSAL: C201962  
 LETTING: L080916 CALL: 007  
 VENDOR: 4421 Rea Contracting, LLC

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC						
Will Use Quote: Yes						
0033	3030000000-E	STL BM GUARD	LF	1200.000	19.25000	23100.00
0034	3150000000-N	ADDIT GUARDR	EA	10.000	11.00000	110.00
0035	3270000000-N	GR ANCHOR TY	EA	8.000	2100.00000	16800.00
0036	3317000000-N	GR ANCHOR TY	EA	8.000	1500.00000	12000.00
0037	3380000000-E	TEMP STL BM	LF	881.250	4.00000	3525.00
0038	3387000000-N	GDRL ANCH UN	EA	9.000	700.00000	6300.00
0039	3389100000-N	GDRL ANCH UN	EA	10.000	700.00000	7000.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 68,835.00 ✓  
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 68,835.

DBE SUBCONTRACTOR: 3631 MAR-TECH LAND DEVELOPERS INC  
 Will Use Quote: Yes

0008	0106000000-E	BORROW EXCAV	CY	46900.000	3.50000	164150.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 164,150.00 ✓  
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 164,150

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 6.05% or 232985.00  
 Required: 6.00% or 231191.39  
 <GOAL MET>

THIS PROPOSAL CONTAINS THE FOLLOWING ERRORS/WARNINGS (IF ANY)

This Bid contains 0 amendment files

Electronic Bid Submission

By submitting this bid electronically, I hereby acknowledge that all requirements included in the hard copy proposal, addendum, amendments, plans, standard specifications, supplemental specifications and special provisions are part of the bid and contract. Further, I acknowledge that I have read, understand, accept, acknowledge and agree to comply with all statements in this electronic bid.

I Hereby certify that I have the authority to submit this bid.

Signature

Agency

Date

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## Contract Item Sheets For C201962

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	192,659.50	192,659.50
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	20,000.00	20,000.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+53.00)	Lump Sum LS	51,264.90	51,264.90
0004	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (31+65.00)	Lump Sum LS	51,264.90	51,264.90
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	2,500.00	2,500.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	500 CY	12.50	6,250.00
0007	0063000000-N	SP	GRADING	Lump Sum LS	318,916.00	318,916.00
0008	0106000000-E	230	BORROW EXCAVATION	46,900 CY	10.00	469,000.00
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	4,800 CY	12.00	57,600.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	10,900 SY	2.25	24,525.00
0011	0241000000-E	SP	GENERIC GRADING ITEM ROCK PLATING	50 SY	118.77	5,938.50
0012	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	18 TON	120.00	2,160.00
0013	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	32 LF	20.00	640.00
0014	0588000000-E	310	18" CS PIPE CULVERTS, 0.064" THICK	72 LF	32.00	2,304.00
0015	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	24 LF	34.00	816.00
0016	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2 EA	162.00	324.00
0017	0995000000-E	340	PIPE REMOVAL	72 LF	10.00	720.00
0018	1121000000-E	520	AGGREGATE BASE COURSE	3,918 TON	34.50	135,171.00

## Contract Item Sheets For C201962

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1275000000-E	600	PRIME COAT	633 GAL	6.85	4,336.05
0020	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	620 TON	70.85	43,927.00
0021	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	365 TON	85.30	31,134.50
0022	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	2,940 TON	59.40	174,636.00
0023	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	225 TON	960.71	216,159.75
0024	2022000000-E	815	SUBDRAIN EXCAVATION	45 CY	25.00	1,125.00
0025	2033000000-E	815	SUBDRAIN FINE AGGREGATE	34 CY	45.00	1,530.00
0026	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	20.00	4,000.00
0027	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	33.70	202.20
0028	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	200.00	400.00
0029	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	18.50	222.00
0030	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	3 EA	1,350.00	4,050.00
0031	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	3 EA	650.00	1,950.00
0032	2556000000-E	846	SHOULDER BERM GUTTER	88.5 LF	60.00	5,310.00
0033	3030000000-E	862	STEEL BM GUARDRAIL	1,200 LF	19.25	23,100.00
0034	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	10 EA	11.00	110.00
0035	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	8 EA	2,100.00	16,800.00
0036	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	8 EA	1,500.00	12,000.00
0037	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	881.25 LF	4.00	3,525.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (III)	9 EA	700.00	6,300.00
0039	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	10 EA	700.00	7,000.00
0040	3649000000-E	876	RIP RAP, CLASS B	3 TON	120.00	360.00
0041	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	525 SY	2.50	1,312.50
0042	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	152 SF	7.65	1,162.80
0043	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	192 SF	8.85	1,699.20
0044	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	72 SF	6.35	457.20
0045	4430000000-N	1130	DRUMS	188 EA	34.30	6,448.40
0046	4435000000-N	1135	CONES	77 EA	16.85	1,297.45
0047	4445000000-E	1145	BARRICADES (TYPE III)	64 LF	28.50	1,824.00
0048	4455000000-N	1150	FLAGGER	80 MD	250.00	20,000.00
0049	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	1 EA	5,500.00	5,500.00
0050	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	343 EA	5.00	1,715.00
0051	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	7,808 LF	0.50	3,904.00
0052	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	7,808 LF	0.55	4,294.40
0053	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	53,316 LF	0.26	13,862.16
0054	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	53 EA	15.00	795.00
0055	6000000000-E	1605	TEMPORARY SILT FENCE	7,970 LF	2.75	21,917.50

## Contract Item Sheets For C201962

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	120 TON	42.00	5,040.00
0057	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	395 TON	46.00	18,170.00
0058	6012000000-E	1610	SEDIMENT CONTROL STONE	220 TON	39.00	8,580.00
0059	6015000000-E	1615	TEMPORARY MULCHING	8 ACR	800.00	6,400.00
0060	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	350 LB	3.50	1,225.00
0061	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1.5 TON	2,000.00	3,000.00
0062	6024000000-E	1622	TEMPORARY SLOPE DRAINS	160 LF	15.40	2,464.00
0063	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	6 EA	247.50	1,485.00
0064	6029000000-E	SP	SAFETY FENCE	3,670 LF	2.00	7,340.00
0065	6030000000-E	1630	SILT EXCAVATION	600 CY	8.00	4,800.00
0066	6036000000-E	1631	MATTING FOR EROSION CONTROL	2,800 SY	2.00	5,600.00
0067	6042000000-E	1632	1/4" HARDWARE CLOTH	305 LF	10.00	3,050.00
0068	6070000000-N	SP	SPECIAL STILLING BASINS	2 EA	700.00	1,400.00
0069	6071010000-E	SP	WATTLE	145 LF	9.50	1,377.50
0070	6071020000-E	SP	POLYACRYLAMIDE (PAM)	36 LB	11.00	396.00
0071	6071030000-E	SP	COIR FIBER BAFFLES	160 LF	6.00	960.00
0072	6084000000-E	1660	SEEDING & MULCHING	15.1 ACR	2,250.00	33,975.00
0073	6087000000-E	1660	MOWING	7 ACR	150.00	1,050.00
0074	6090000000-E	1661	SEED FOR REPAIR SEEDING	100 LB	10.00	1,000.00
0075	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.5 TON	2,000.00	1,000.00

## Contract Item Sheets For C201962

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0076	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	275 LB	4.25	1,168.75
0077	6108000000-E	1665	FERTILIZER TOPDRESSING	8.25 TON	1,720.00	14,190.00
0078	6114000000-N	SP	SPECIALIZED HAND MOWING	7.5 HR	60.00	450.00
0079	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	39 EA	350.00	13,650.00
0080	6123000000-E	1670	REFORESTATION	1 ACR	950.00	950.00

## Contract Item Sheets For C201962

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0081	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (15+53.00-L-)	Lump Sum LS	294,863.20	294,863.20
0082	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (31+65.00 -L-)	Lump Sum LS	319,423.93	319,423.93
0083	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+53.00-L-)	Lump Sum LS	22,905.12	22,905.12
0084	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (31+65.00 -L-)	Lump Sum LS	34,820.21	34,820.21
0085	8112740000-N	SP	PDA ASSISTANCE	1 EA	4,560.48	4,560.48
0086	8119000000-E	412	UNCLASSIFIED STRUCTURE EXCAVA- TION	568 CY	5.39	3,061.52
0087	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (31+65.00 -L-)	Lump Sum LS	2,157.72	2,157.72
0088	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	3,826 SF	31.75	121,475.50
0089	8156000000-E	SP	CONCRETE WEARING SURFACE	5,022 SF	8.75	43,942.50
0090	8161000000-E	420	GROOVING BRIDGE FLOORS	10,421 SF	0.73	7,607.33
0091	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	115.1 CY	583.99	67,217.25
0092	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (15+53.00-L-)	Lump Sum LS	76,618.19	76,618.19
0093	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (31+65.00 -L-)	Lump Sum LS	76,618.19	76,618.19
0094	8217000000-E	425	REINFORCING STEEL (BRIDGE)	18,828 LB	0.86	16,192.08
0095	8265000000-E	430	54" PRESTRESSED CONCRETE GIR- DERS	440.78 LF	222.78	98,196.97
0096	8364000000-E	450	HP12X53 STEEL PILES	1,715 LF	57.65	98,869.75

## Contract Item Sheets For C201962

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0097	8365000000-E	450	HP12X53 GALVANIZED STEEL PILES	810 LF	67.37	54,569.70
0098	8393000000-N	450	PILE REDRIVES	8 EA	1,273.94	10,191.52
0099	8433000000-E	SP	*** STEEL SHEET PILES (22")	1,473 SF	74.76	110,121.48
0100	8503000000-E	460	CONCRETE BARRIER RAIL	440.75 LF	46.07	20,305.35
0101	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	675 TON	53.46	36,085.50
0102	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	747 SY	3.14	2,345.58
0103	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	11,667.26	11,667.26
0104	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	15,216.22	15,216.22
0105	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	1,820 LF	98.36	179,015.20

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,853,189.91 ✓

Contract Number C201962  
County Columbus

Rev 7-20-08

**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT AND DEBARMENT CERTIFICATION  
LIMITED LIABILITY COMPANY**

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**

Rea Contracting LLC  
Full Name of Firm

P.O. Box 32487, Charlotte, NC 28232  
Address as Prequalified

*Mary Kelly*  
Witness's Signature

Signature of Manager

*Richard F. Miller*  
Individually

Mary Kelly  
Print or type Witness's name

Richard F. Miller  
Print or type Signer's Name

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

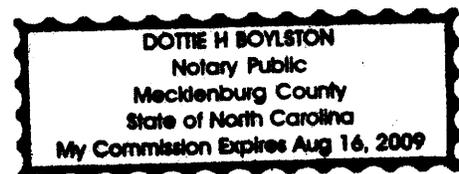
Subscribed and sworn to before me this the  
8th day of October 2008

*Dottie H. Boylston*  
Signature of Notary Public

of Mecklenburg County

State of North Carolina

My Commission Expires: 8-16-09



## 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**     **C201962**

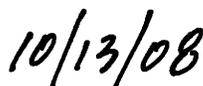
**County (ies):**   **Columbus**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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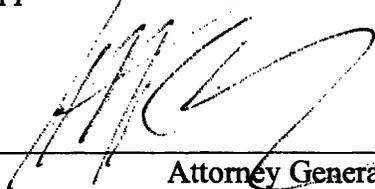
Contract Officer



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Date

Execution of Contract and Bonds  
Approved as to Form:



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Attorney General

Executed in duplicate (2) originals

Contract No. C201962  
County Columbus

(Rev 7-10-08)

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution October 7, 2008

Name of Principal Contractor Rea Contracting LLC

Name of Surety: Fidelity and Deposit Company of Maryland / Federal Insurance Company

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

Amount of Bond: \$3,853,189.91 **Three Million Eight Hundred Fifty-Three Thousand One Hundred Eighty-Nine Dollars and 91/100**

Contract ID No.: C201962

County Name: Columbus

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

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

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

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

Contract No. C201962  
County Columbus

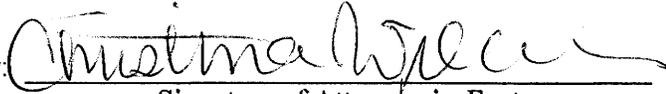
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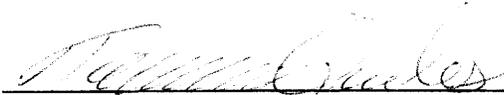
### CONTRACT PAYMENT BOND

*Affix Seal of Surety Company*

Fidelity and Deposit Company of Maryland / Federal Insurance Company  
Print or type Surety Company Name

By Christina Williams  
Print, stamp or type name of Attorney-in-Fact

By:   
Signature of Attorney-in-Fact

  
Signature of Witness

Tammy Quiles  
Print or type Witness's name

195 Scott Swamp Rd. Ste. 201

Farmington, CT 06032  
Address of Attorney-in-Fact

Contract No. C201962  
County Columbus

(Rev 7-10-08)

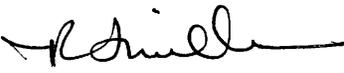
**CONTRACT PAYMENT BOND**

**LIMITED LIABILITY COMPANY**

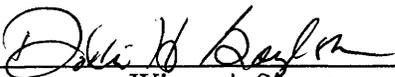
SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor Rea Contracting LLC  
Full name of Firm

P.O. Box 32487, Charlotte, NC 28232  
Address as prequalified

Signature of Manager   
Individually

Richard F. Miller, Vice President  
Print or type Signer's name

  
Witness's Signature

Dottie H. Boylston  
Print or type Witness's name

Contract No. C201962  
County Columbus

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: October 7, 2008

Name of Principal Contractor: Rea Contracting LLC

Name of Surety: Fidelity and Deposit Company of Maryland / Federal Insurance Company

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: ( \$3,853,189.91 ) <sup>Three Million Eight Hundred Fifty-Three</sup>  
<sup>Thousand One Hundred Eighty-Nine Dollars and 91/100</sup>

Contract ID No.: C201962

County Name: Columbus

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

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

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

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

Contract No. C201962  
County Columbus

(Rev 7-10-08)

### CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

Fidelity and Deposit Company of Maryland / Federal Insurance Company  
Print or type Surety Company Name

By Christina Williams  
Print, stamp or type name of Attorney-in-Fact

By:   
Signature of Attorney-in-Fact

  
Signature of Witness

Tammy Quiles  
Print or type Witness's name

195 Scott Swamp Rd. Ste. 201

Farmington, CT 06032  
Address of Attorney-in-Fact

Contract No. C201962  
County Columbus

(Rev 7-10-08)

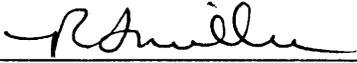
**CONTRACT PERFORMANCE BOND**

**LIMITED LIABILITY COMPANY**

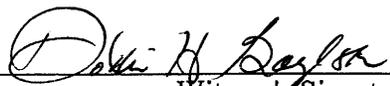
SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor Rea Contracting LLC  
Full name of Firm

P.O. Box 32487, Charlotte, NC 28232  
Address as prequalified

Signature of Manager   
Individually

Richard F. Miller, Vice President  
Print or type Signer's name

  
Witness's Signature

Dottie H. Boylston  
Print or type Witness's Name

**Power of Attorney**  
**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by THEODORE G. MARTINEZ, Vice President, and GREGORY E. MURRAY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute and appoint **Gary J. GIULIETTI, Elizabeth A. RUSSELL, John P. BRUNO, Holly L. LYNCH, Christina WILLIAMS and Tammy QUILES, all of Farmington, Connecticut, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Gary J. GIULIETTI, Elizabeth A. RUSSELL, dated October 18, 2007.

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

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 10th day of March, A.D. 2008.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



*Gregory E. Murray*  
Gregory E. Murray Assistant Secretary

By: *Theodore G. Martinez*  
Theodore G. Martinez

State of Maryland }  
City of Baltimore } ss:

On this 10th day of March, A.D. 2008, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came THEODORE G. MARTINEZ, Vice President, and GREGORY E. MURRAY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

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



*Maria D. Adamski*  
Maria D. Adamski Notary Public  
My Commission Expires: July 8, 2011

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

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

**EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

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

**CERTIFICATE**

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

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

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

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

this 7th day of October 2008.

*Gerald F. Haley*

Assistant Secretary



**Chubb  
Surety**

**POWER  
OF  
ATTORNEY**

**Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company**

**Attn: Surety Department  
15 Mountain View Road  
Warren, NJ 07059**

**Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint John P. Bruno, Gary J. Giuliatti, Holly L Lynch, Tammy Quiles and Christina Williams of Farmington, Connecticut**

each as their true and lawful Attorney- in- Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this **22nd** day of **September, 2008**.

Kenneth C. Wendel, Assistant Secretary

David B. Norris, Jr., Vice President

STATE OF NEW JERSEY  
County of Somerset

ss.

On this **22nd** day of **September, 2008** before me, a Notary Public of New Jersey, personally came Kenneth C. Wendel, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Kenneth C. Wendel, being by me duly sworn, did depose and say that he is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By- Laws of said Companies; and that he signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that he is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



**KATHERINE KALBACHER  
NOTARY PUBLIC OF NEW JERSEY  
No. 2316685  
Commission Expires July 8, 2009**

Notary Public

**CERTIFICATION**

Extract from the By- Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, 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 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 upon the Company with respect to any bond or undertaking to which it is attached."

I, Kenneth C. Wendel, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY (the "Companies") do hereby certify that

- (i) the foregoing extract of the By- Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in Puerto Rico and the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this

*October 7, 2008*



Kenneth C. Wendel, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903- 3493 Fax (908) 903- 3656 e-mail: surety@chubb.com

