

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

C202089

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202089

WBS 33639.3.1 BRZ-1301(2)

T.I.P NO. B-4302

COUNTY OF WAKE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1301 LENGTH 0.246 MILES

LOCATION BRIDGE OVER TERRIBLE CREEK AND APPROACHES ON SR-1301 (SUNSET LAKE RD).

CONTRACTOR ATWELL CONSTRUCTION CO INC

ADDRESS 305 AIRPORT ROAD
GREENVILLE, NC 278341408

BIDS OPENED MAY 19, 2009

CONTRACT EXECUTION JUN 16 2009

Atwell Construction (12479).

Vendor 1 of 11 Vendors for Call Order 006 (Proposal ID C202089).

County: WAKE
Address: 305 Airport Rd.
Greenville, NC 27834

Phone Number: 2523417903

Signature Check: This bid has been properly signed by Timothy_A._Meyer_12479.

Time Bid Received: Tue May 19 12:22:09 2009

Bid Checksum: B40C862F

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,873,700.00 ✓

Bond ID: GPMG-FEV4-YD2X-B217

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$93,685.00

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 5/19/2009

Surety Name: The Hanover Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 11.0%
DBE GOAL OBT 7.7%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
4761	TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub	21,000.00 ✓
3080	CURTIN TRUCKING & DRAINAGE, INC POST OFFICE BOX 38220 , CHARLOTTE, NC 282781003		Sub	27,562.50 ✓
2855	BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	8,225.74 ✓
8142	ATLANTIC REBAR CONTRACTORS LLC P.O. BOX 806 , MAXTON, NC 28364		Sub	2,405.26 ✓
4898	BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub	23,565.00 ✓
12196	COVENANT TRUCKING CO., INC. P. O. BOX 1000 , YOUNGSVILLE, NC 27596		Sub	25,063.70 ✓
11468	HINES TRUCKING INC 241 STALLINGS MILL ROAD , LOUISBURG, NC 27549		Sub	36,991.40 ✓
			TOTAL:	\$144,813.60 ✓ 7.73% ✓

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. NOT ANSWERED

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

BondID: GPMG-FEV4-YD2X-B217
 Surety Registry Agency: SurePathNetwork
 Verified?: Yes
 Surety Agency: The Hanover Insurance Company
 Bond Execution Date: 5/19/2009
 Bond Amount: \$93,685.00 (Five Percent of Bid)

State of NC
 Dept of Transportation
 Contract ID: C202089
 Letting Date: 05-19-09
 Bidder: 12479 - Atwell Construction

Date: 04-21-09
 Revised:
 Project(s): BRZ-1301(2)
 Call Order: 006

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	LUMP			93,685.00
0002	0022000000-E UNCLASSIFIED EXCAVATION	CY	13,400.000	5.15000		69,010.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+64.00)	LUMP	LUMP			17,000.00
0004	0036000000-E UNDERCUT EXCAVATION	CY	250.000	8.45000		2,112.50
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	1.00000		1.00
0006	0063000000-N GRADING	LUMP	LUMP			56,665.00
0007	0106000000-E BORROW EXCAVATION	CY	13,690.000	6.30000		86,247.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	CY	185.000	5.50000		1,017.50
0009	0195000000-E SELECT GRANULAR MATERIAL	CY	250.000	35.00000		8,750.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	250.000	2.00000		500.00

(Contains bid errors)

Check: B40C862F Page 1

State of NC
Dept of Transportation

Date: 04-21-09
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			Dollars	Cts	Dollars	Ct
0011	0199000000-E TEMPORARY SHORING	72.000 SF	28.00000		2,016.00	
0012	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	100.000 TON	25.00000		2,500.00	
0013	0576000000-E *** CS PIPE CULVERTS, ***** THICK (72", 0.138")	260.000 LF	110.00000		28,600.00	
0014	0582000000-E 15" CS PIPE CULVERTS, 0.064" THICK	72.000 LF	21.00000		1,512.00	
0015	0995000000-E PIPE REMOVAL	724.000 LF	12.00000		8,688.00	
0016	1121000000-E AGGREGATE BASE COURSE	2,075.000 TON	19.40000		40,255.00	
0017	1220000000-E INCIDENTAL STONE BASE	500.000 TON	14.00000		7,000.00	
0018	1275000000-E PRIME COAT	1,425.000 GAL	4.00000		5,700.00	
0019	1330000000-E INCIDENTAL MILLING	270.000 SY	9.00000		2,430.00	
0020	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	1,100.000 TON	38.00000		41,800.00	
0021	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	830.000 TON	38.00000		31,540.00	
0022	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	1,750.000 TON	38.00000		66,500.00	

(Contains bid errors)

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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	205.000 TON	360.00000		73,800.00	
0024	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	50.000 TON	100.00000		5,000.00	
0025	2000000000-N RIGHT OF WAY MARKERS	21.000 EA	165.00000		3,465.00	
0026	2022000000-E SUBDRAIN EXCAVATION	34.000 CY	13.00000		442.00	
0027	2033000000-E SUBDRAIN FINE AGGREGATE	26.000 CY	40.00000		1,040.00	
0028	2044000000-E 6" PERFORATED SUBDRAIN PIPE	150.000 LF	5.00000		750.00	
0029	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	5.000 EA	27.00000		135.00	
0030	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	275.00000		275.00	
0031	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	22.00000		132.00	
0032	2199000000-E SANDBAG HEADWALL	964.000 SF	5.00000		4,820.00	
0033	2286000000-N MASONRY DRAINAGE STRUCTURES	8.000 EA	1,500.00000		12,000.00	
0034	2308000000-E MASONRY DRAINAGE STRUCTURES	12.100 LF	0.00000		0.00	

(Contains bid errors)

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	2354200000-N FRAME WITH GRATE, STD 840.24	EA 2.000	320.00000		640.00	
0036	2374000000-N FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (G)	EA 5.000	505.00000		2,525.00	
0037	2396000000-N FRAME WITH COVER, STD 840.54	EA 1.000	350.00000		350.00	
0038	2549000000-E 2'-6" CONCRETE CURB & GUTTER	LF 950.000	17.65000		16,767.50	
0039	2591000000-E 4" CONCRETE SIDEWALK	SY 300.000	26.00000		7,800.00	
0040	3030000000-E STEEL BM GUARDRAIL	LF 556.250	14.00000		7,787.50	
0041	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	8.00000		40.00	
0042	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 3.000	1,200.00000		3,600.00	
0043	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 3.000	1,800.00000		5,400.00	
0044	3380000000-E TEMPORARY STEEL BM GUARDRAIL	LF 787.500	5.00000		3,937.50	
0045	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	EA 4.000	700.00000		2,800.00	
0046	3628000000-E RIP RAP, CLASS I	TON 445.000	42.00000		18,690.00	

(Contains bid errors)

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	3649000000-E RIP RAP, CLASS B	210.000 TON	31.00000		6,510.00	
0048	3656000000-E FILTER FABRIC FOR DRAINAGE	1,500.000 SY	1.75000		2,625.00	
0049	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	97.000 LF	4.71000		456.87	
0050	4102000000-N SIGN ERECTION, TYPE E	6.000 EA	45.00000		270.00	
0051	4116100000-N SIGN ERECTION, RELOCATE, TYPE **** (GROUND MOUNTED) (E)	2.000 EA	80.00000		160.00	
0052	4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL	6.000 EA	5.00000		30.00	
0053	4158000000-N DISPOSAL OF SIGN SYSTEM, WOOD	3.000 EA	25.00000		75.00	
0054	4192000000-N DISPOSAL OF SUPPORT, U-CHANNEL	1.000 EA	5.00000		5.00	
0055	4400000000-E WORK ZONE SIGNS (STATIONARY)	176.000 SF	4.30000		756.80	
0056	4405000000-E WORK ZONE SIGNS (PORTABLE)	96.000 SF	6.10000		585.60	
0057	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	96.000 SF	5.10000		489.60	
0058	4430000000-N DRUMS	110.000 EA	35.85000		3,943.50	

(Contains bid errors)

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	4435000000-N CONES	EA 110.000	17.93000		1,972.30	
0060	4445000000-E BARRICADES (TYPE III)	LF 48.000	23.75000		1,140.00	
0061	4455000000-N FLAGGER	MD 100.000	165.00000		16,500.00	
0062	4465000000-N TEMPORARY CRASH CUSHIONS	EA 4.000	5,250.00000		21,000.00	
0063	4485000000-E PORTABLE CONCRETE BARRIER	LF 1,125.000	24.50000		27,562.50	
0064	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	EA 95.000	6.00000		570.00	
0065	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF 3,050.000	0.52000		1,586.00	
0066	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF 3,621.000	0.55000		1,991.55	
0067	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	LF 314.000	1.25000		392.50	
0068	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	EA 4.000	100.00000		400.00	
0069	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	EA 9.000	100.00000		900.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0070	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	736.000 LF	2.35000		1,729.60	
0071	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV)	1,104.000 LF	1.50000		1,656.00	
0072	4780000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (8") (IV)	115.000 LF	3.00000		345.00	
0073	4810000000-E PAINT PAVEMENT MARKING LINES (4")	12,936.000 LF	0.25000		3,234.00	
0074	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	1,821.000 LF	0.60000		1,092.60	
0075	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	30.000 EA	10.00000		300.00	
0076	5326600000-E 16" WATER LINE	319.000 LF	55.00000		17,545.00	
0077	5572600000-E 16" TAPPING VALVE	2.000 EA	6,120.00000		12,240.00	
0078	5672000000-N RELOCATE FIRE HYDRANT	1.000 EA	2,730.00000		2,730.00	
0079	5810000000-E ABANDON 16" UTILITY PIPE	570.000 LF	2.65000		1,510.50	
0080	5871900000-E TRENCHLESS INSTALLATION OF 16" IN SOIL	273.000 LF	255.00000		69,615.00	

(Contains bid errors)

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Date: 04-21-09
 Revised:

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0081	6000000000-E TEMPORARY SILT FENCE	1,050.000 LF	1.75000		1,837.50	
0082	6006000000-E STONE FOR EROSION CONTROL, CLASS A	120.000 TON	28.00000		3,360.00	
0083	6009000000-E STONE FOR EROSION CONTROL, CLASS B	210.000 TON	30.00000		6,300.00	
0084	6012000000-E SEDIMENT CONTROL STONE	860.000 TON	25.00000		21,500.00	
0085	6015000000-E TEMPORARY MULCHING	6.500 ACR	680.00000		4,420.00	
0086	6018000000-E SEED FOR TEMPORARY SEEDING	200.000 LB	3.50000		700.00	
0087	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	2.000 TON	570.00000		1,140.00	
0088	6024000000-E TEMPORARY SLOPE DRAINS	80.000 LF	16.50000		1,320.00	
0089	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1.000 EA	165.00000		165.00	
0090	6029000000-E SAFETY FENCE	1,750.000 LF	1.60000		2,800.00	
0091	6030000000-E SILT EXCAVATION	900.000 CY	6.60000		5,940.00	
0092	6036000000-E MATTING FOR EROSION CONTROL	2,650.000 SY	1.15000		3,047.50	

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			Dollars	Cts	Dollars	Ct
0093	6037000000-E COIR FIBER MAT	40.000 SY	2.50000		100.00	
0094	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	1,150.000 SY	3.00000		3,450.00	
0095	6042000000-E 1/4" HARDWARE CLOTH	2,710.000 LF	2.50000		6,775.00	
0096	6071010000-E WATTLE	220.000 LF	6.00000		1,320.00	
0097	6071020000-E POLYACRYLAM IDE (PAM)	85.000 LB	6.50000		552.50	
0098	6071030000-E COIR FIBER BAFFLES	270.000 LF	6.00000		1,620.00	
0099	6071050000-E *** SKIMMER (1-1/2")	6.000 EA	700.00000		4,200.00	
0100	6084000000-E SEEDING & MULCHING	10.000 ACR	1,475.00000		14,750.00	
0101	6087000000-E MOWING	5.000 ACR	100.00000		500.00	
0102	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	3.50000		175.00	
0103	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	570.00000		142.50	
0104	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	150.000 LB	3.50000		525.00	

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			Dollars	Cts	Dollars	Ct
0105	6108000000-E FERTILIZER TOPDRESSING	4.000 TON	570.00000		2,280.00	
0106	6114000000-N SPECIALIZED HAND MOWING	5.000 HR	90.00000		450.00	
0107	6117000000-N RESPONSE FOR EROSION CONTROL	27.000 EA	150.00000		4,050.00	
0108	6123000000-E REFORESTATI ON	0.500 ACR	1,900.00000		950.00	
0109	6129000000-E WETLAND REFORESTATION	0.500 ACR	3,000.00000		1,500.00	
0110	6135000000-E GENERIC EROSION CONTROL ITEM DISKING	0.500 ACR	2,000.00000		1,000.00	
0111	6135000000-E GENERIC EROSION CONTROL ITEM RIPPING	0.500 ACR	2,000.00000		1,000.00	
0112 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	124.000 LF				
0113 AA1	0384000000-E 30" RC PIPE CULVERTS, CLASS III	472.000 LF				
0114 AA2	0366000000-E 15" RC PIPE CULVERTS, CLASS III	96.000 LF	20.00000		1,920.00	
0115 AA2	0536000000-E ***" HDPE PIPE CULVERTS (15")	28.000 LF	20.00000		560.00	
0116 AA2	0536000000-E ***" HDPE PIPE CULVERTS (30")	472.000 LF	38.00000		17,936.00	

(Contains bid errors)

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			Dollars	Cts	Dollars	Ct
0117 AA3	0366000000-E 15" RC PIPE CULVERTS, CLASS III	96.000 LF				
0118 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (15", 0.064")	28.000 LF				
0119 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (30", 0.064")	472.000 LF				
Section 0001 Total						1,065,931.42

Section 0004 STRUCTURE ITEMS

Alt Group

0120	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19+64.00-L-)	LUMP		LUMP		53,046.98
0121	8119000000-E UNCLASSIFIE D STRUCTURE EXCAVA-TION	1,400.000 CY		3.10000		4,340.00
0122	8147000000-E REINFORCED CONCRETE DECK SLAB	11,207.000 SF		22.55000		252,717.85
0123	8161000000-E GROOVING BRIDGE FLOORS	10,268.000 SF		0.36000		3,696.48
0124	8182000000-E CLASS A CONCRETE (BRIDGE)	126.900 CY		725.00000		92,002.50
0125	8210000000-N BRIDGE APPROACH SLABS, STATION***** (19+64.00-L-)	LUMP		LUMP		57,300.00

(Contains bid errors)

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			Dollars	Cts	Dollars	Ct
0126	8217000000-E REINFORCING STEEL (BRIDGE)	21,866.000 LB	0.55000		12,026.30	
0127	8262000000-E 45" PRESTRESSED CONCRETE GIRDERS	1,435.080 LF	124.40000		178,523.95	
0128	8364000000-E HP12X53 STEEL PILES	520.000 LF	46.45000		24,154.00	
0129	8384200000-E HP14X73 GALVANIZED STEEL PILES	440.000 LF	70.25000		30,910.00	
0130	8475000000-E TWO BAR METAL RAIL	348.140 LF	95.65000		33,299.59	
0131	8517000000-E 1'-***"X ***** CONCRETE PARA- PET (1'-2" X 3'-2 3/4")	181.890 LF	57.00000		10,367.73	
0132	8517000000-E 1'-***"X ***** CONCRETE PARA- PET (1'-2" X 3'-8")	181.920 LF	60.00000		10,915.20	
0133	8608000000-E RIP RAP CLASS II (2'-0" THICK)	435.000 TON	46.00000		20,010.00	
0134	8622000000-E FILTER FABRIC FOR DRAINAGE	484.000 SY	0.75000		363.00	
0135	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		3,870.00	
0136	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		20,225.00	
Section 0004 Total						807,768.58

(Contains bid errors)

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			Dollars	Cts	Dollars	Ct
	Bid Total				1,873,700.00	

(Contains bid errors)

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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. NOT ANSWERED

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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 04-21-09
PAGE: 16

PROPOSAL: C202089
LETTING: L090519 CALL: 006
VENDOR: 12479 Atwell Construction

LINE ITEM ITEM UNIT SUBCONTRACTOR SUBCONTRACTOR EXTENDED
NO. NO. DESC. TYPE QUANTITY UNIT PRICE AMOUNT

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

0062	4465000000-N	TEMPORARY CR EA	4.000	5250.00000	21000.00 ✓

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:			21,000.00
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)			21,000.

DBE SUBCONTRACTOR: 3080 CURTIN TRUCKING & DRAINAGE, INC.
Will Use Quote: Yes

0063	4485000000-E	PORT CONC BA LF	1125.000	24.50000	27562.50 ✓

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:			27,562.50
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)			27,562.

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

0132	8517000000-E	1'-***"X***** LF	181.920	22.61000	4113.21
		Labor Only.			
0131	8517000000-E	1'-***"X***** LF	181.890	22.61000	4112.53
		Labor Only.			

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:			8,225.74 ✓
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)			8,225.7

DBE SUBCONTRACTOR: 8142 ATLANTIC REBAR CONTRACTORS LLC
Will Use Quote: Yes

0126	8217000000-E	REINF STEEL LB	21866.000	0.11000	2405.26
		Labor to tie steel Only.			

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:			2,405.26 ✓
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)			2,405.2

DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC
Will Use Quote: Yes

0040	3030000000-E	STL BM GUARD LF	556.250	14.00000	7787.50
0041	3150000000-N	ADDIT GUARDR EA	5.000	8.00000	40.00
0042	3215000000-N	GR ANCHOR TY EA	3.000	1200.00000	3600.00
0043	3270000000-N	GR ANCHOR TY EA	3.000	1800.00000	5400.00
0044	3380000000-E	TEMP STL BM LF	787.500	5.00000	3937.50
0045	3389100000-N	GDRL ANCH UN EA	4.000	700.00000	2800.00

(Contains bid errors)

Check: B40C862F Page 16

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:04-21-09
PAGE: 17

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						23,565.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						23,565.
DBE SUBCONTRACTOR: 12196 COVENANT TRUCKING CO., INC. Will Use Quote: Yes						
0009	0195000000-E	SELECT GRANU	CY	250.000	4.95000	1237.50
		Haul Only.				
0012	0318000000-E	FND CONDIT M	TON	100.000	3.30000	330.00
		Haul Only.				
0016	1121000000-E	AGGREGATE BA	TON	2075.000	3.30000	6847.50
		Haul Only.				
0017	1220000000-E	INCIDENTAL S	TON	500.000	3.30000	1650.00
		Haul Only.				
0027	2033000000-E	SUBDRAIN FIN	CY	26.000	4.95000	128.70
		Haul Only.				
0046	3628000000-E	RIP RAP, CLA	TON	445.000	11.00000	4895.00
		Haul Only.				
0047	3649000000-E	RIP RAP, CLA	TON	210.000	3.55000	745.50
		Haul Only.				
0082	6006000000-E	EROS CONTRL	TON	120.000	3.55000	426.00
		Haul Only.				
0083	6009000000-E	EROS CONTRL	TON	210.000	3.55000	745.50
		Haul Only.				
0084	6012000000-E	SEDIMENT CON	TON	860.000	3.30000	2838.00
		Haul Only.				
0133	8608000000-E	RIP RAP II (TON	435.000	12.00000	5220.00
		Haul Only.				
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						25,063.70
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						25,063.
DBE SUBCONTRACTOR: 11468 HINES TRUCKING INC Will Use Quote: Yes						
0002	0022000000-E	UNCLASSIFIED	CY	13400.000	1.14000	15276.00
		Haul Only.				
0004	0036000000-E	UNDERCUT EXC	CY	250.000	1.50000	375.00
		Haul Only.				
0006	0063000000-N	GRADING	LS	1.000	5460.00000	5460.00
		Haul Only.				
0007	0106000000-E	BORROW EXCAV	CY	13690.000	1.16000	15880.40
		Haul Only.				
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						36,991.40
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						36,991.

(Contains bid errors)

Check: B40C862F Page 17

TOTAL DBE COMMITMENT FOR VENDOR:

Entered: 7.73% or 144813.60
Required: 11.00% or 206107.00
<GOAL NOT MET>

(Contains bid errors)

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Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	93,685.00	93,685.00
0002	0022000000-E	225	UNCLASSIFIED EXCAVATION	13,400 CY	5.15	69,010.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+64.00)	Lump Sum LS	17,000.00	17,000.00
0004	0036000000-E	225	UNDERCUT EXCAVATION	250 CY	8.45	2,112.50
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0006	0063000000-N	SP	GRADING	Lump Sum LS	56,665.00	56,665.00
0007	0106000000-E	230	BORROW EXCAVATION	13,690 CY	6.30	86,247.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	185 CY	5.50	1,017.50
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	250 CY	35.00	8,750.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	250 SY	2.00	500.00
0011	0199000000-E	SP	TEMPORARY SHORING	72 SF	28.00	2,016.00
0012	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	100 TON	25.00	2,500.00
0013	0576000000-E	310	*** CS PIPE CULVERTS, ***** THICK (72", 0.138")	260 LF	110.00	28,600.00
0014	0582000000-E	310	15" CS PIPE CULVERTS, 0.064" THICK	72 LF	21.00	1,512.00
0015	0995000000-E	340	PIPE REMOVAL	724 LF	12.00	8,688.00
0016	1121000000-E	520	AGGREGATE BASE COURSE	2,075 TON	19.40	40,255.00
0017	1220000000-E	545	INCIDENTAL STONE BASE	500 TON	14.00	7,000.00
0018	1275000000-E	600	PRIME COAT	1,425 GAL	4.00	5,700.00
0019	1330000000-E	607	INCIDENTAL MILLING	270 SY	9.00	2,430.00

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0020	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	1,100 TON	38.00	41,800.00
0021	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	830 TON	38.00	31,540.00
0022	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	1,750 TON	38.00	66,500.00
0023	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	205 TON	360.00	73,800.00
0024	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	50 TON	100.00	5,000.00
0025	2000000000-N	806	RIGHT OF WAY MARKERS	21 EA	165.00	3,465.00
0026	2022000000-E	815	SUBDRAIN EXCAVATION	34 CY	13.00	442.00
0027	2033000000-E	815	SUBDRAIN FINE AGGREGATE	26 CY	40.00	1,040.00
0028	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	150 LF	5.00	750.00
0029	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	5 EA	27.00	135.00
0030	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	275.00	275.00
0031	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	22.00	132.00
0032	2199000000-E	SP	SANDBAG HEADWALL	964 SF	5.00	4,820.00
0033	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	8 EA	1,500.00	12,000.00
0034	2308000000-E	840	MASONRY DRAINAGE STRUCTURES	12.1 LF	0.00	0.00
0035	2354200000-N	840	FRAME WITH GRATE, STD 840.24	2 EA	320.00	640.00
0036	2374000000-N	840	FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (G)	5 EA	505.00	2,525.00
0037	2396000000-N	840	FRAME WITH COVER, STD 840.54	1 EA	350.00	350.00

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	2549000000-E	846	2'-6" CONCRETE CURB & GUTTER	950 LF	17.65	16,767.50
0039	2591000000-E	848	4" CONCRETE SIDEWALK	300 SY	26.00	7,800.00
0040	3030000000-E	862	STEEL BM GUARDRAIL	556.25 LF	14.00	7,787.50
0041	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	8.00	40.00
0042	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	3 EA	1,200.00	3,600.00
0043	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	1,800.00	5,400.00
0044	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	787.5 LF	5.00	3,937.50
0045	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	4 EA	700.00	2,800.00
0046	3628000000-E	876	RIP RAP, CLASS I	445 TON	42.00	18,690.00
0047	3649000000-E	876	RIP RAP, CLASS B	210 TON	31.00	6,510.00
0048	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	1,500 SY	1.75	2,625.00
0049	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	97 LF	4.71	456.87
0050	4102000000-N	904	SIGN ERECTION, TYPE E	6 EA	45.00	270.00
0051	4116100000-N	904	SIGN ERECTION, RELOCATE, TYPE **** (GROUND MOUNTED) (E)	2 EA	80.00	160.00
0052	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U-CHANNEL	6 EA	5.00	30.00
0053	4158000000-N	907	DISPOSAL OF SIGN SYSTEM, WOOD	3 EA	25.00	75.00
0054	4192000000-N	907	DISPOSAL OF SUPPORT, U-CHANNEL	1 EA	5.00	5.00
0055	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	176 SF	4.30	756.80
0056	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	6.10	585.60

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	96 SF	5.10	489.60
0058	4430000000-N	1130	DRUMS	110 EA	35.85	3,943.50
0059	4435000000-N	1135	CONES	110 EA	17.93	1,972.30
0060	4445000000-E	1145	BARRICADES (TYPE III)	48 LF	23.75	1,140.00
0061	4455000000-N	1150	FLAGGER	100 MD	165.00	16,500.00
0062	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	4 EA	5,250.00	21,000.00
0063	4485000000-E	1170	PORTABLE CONCRETE BARRIER	1,125 LF	24.50	27,562.50
0064	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	95 EA	6.00	570.00
0065	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	3,050 LF	0.52	1,586.00
0066	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	3,621 LF	0.55	1,991.55
0067	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	314 LF	1.25	392.50
0068	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	4 EA	100.00	400.00
0069	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	9 EA	100.00	900.00
0070	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	736 LF	2.35	1,729.60
0071	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV)	1,104 LF	1.50	1,656.00
0072	4780000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (8") (IV)	115 LF	3.00	345.00

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0073	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	12,936 LF	0.25	3,234.00
0074	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	1,821 LF	0.60	1,092.60
0075	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	30 EA	10.00	300.00
0076	5326600000-E	1510	16" WATER LINE	319 LF	55.00	17,545.00
0077	5572600000-E	1515	16" TAPPING VALVE	2 EA	6,120.00	12,240.00
0078	5672000000-N	1515	RELOCATE FIRE HYDRANT	1 EA	2,730.00	2,730.00
0079	5810000000-E	1530	ABANDON 16" UTILITY PIPE	570 LF	2.65	1,510.50
0080	5871900000-E	1550	TRENCHLESS INSTALLATION OF 16" IN SOIL	273 LF	255.00	69,615.00
0081	6000000000-E	1605	TEMPORARY SILT FENCE	1,050 LF	1.75	1,837.50
0082	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	120 TON	28.00	3,360.00
0083	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	210 TON	30.00	6,300.00
0084	6012000000-E	1610	SEDIMENT CONTROL STONE	860 TON	25.00	21,500.00
0085	6015000000-E	1615	TEMPORARY MULCHING	6.5 ACR	680.00	4,420.00
0086	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	200 LB	3.50	700.00
0087	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	2 TON	570.00	1,140.00
0088	6024000000-E	1622	TEMPORARY SLOPE DRAINS	80 LF	16.50	1,320.00
0089	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1 EA	165.00	165.00
0090	6029000000-E	SP	SAFETY FENCE	1,750 LF	1.60	2,800.00

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0091	6030000000-E	1630	SILT EXCAVATION	900 CY	6.60	5,940.00
0092	6036000000-E	1631	MATTING FOR EROSION CONTROL	2,650 SY	1.15	3,047.50
0093	6037000000-E	SP	COIR FIBER MAT	40 SY	2.50	100.00
0094	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	1,150 SY	3.00	3,450.00
0095	6042000000-E	1632	1/4" HARDWARE CLOTH	2,710 LF	2.50	6,775.00
0096	6071010000-E	SP	WATTLE	220 LF	6.00	1,320.00
0097	6071020000-E	SP	POLYACRYLAMIDE (PAM)	85 LB	6.50	552.50
0098	6071030000-E	SP	COIR FIBER BAFFLES	270 LF	6.00	1,620.00
0099	6071050000-E	SP	*** SKIMMER (1-1/2")	6 EA	700.00	4,200.00
0100	6084000000-E	1660	SEEDING & MULCHING	10 ACR	1,475.00	14,750.00
0101	6087000000-E	1660	MOWING	5 ACR	100.00	500.00
0102	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	3.50	175.00
0103	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	570.00	142.50
0104	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	150 LB	3.50	525.00
0105	6108000000-E	1665	FERTILIZER TOPDRESSING	4 TON	570.00	2,280.00
0106	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	90.00	450.00
0107	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	27 EA	150.00	4,050.00
0108	6123000000-E	1670	REFORESTATION	0.5 ACR	1,900.00	950.00
0109	6129000000-E	1670	WETLAND REFORESTATION	0.5 ACR	3,000.00	1,500.00
0110	6135000000-E	SP	GENERIC EROSION CONTROL ITEM DISKING	0.5 ACR	2,000.00	1,000.00

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0111	6135000000-E	SP	GENERIC EROSION CONTROL ITEM RIPPING	0.5 ACR	2,000.00	1,000.00
***** BEGIN SCHEDULE AA ***** ***** (3 ALTERNATES) *****						
0112 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	124 LF		
0113 AA1	0384000000-E	310	30" RC PIPE CULVERTS, CLASS III	472 LF		
*** OR ***						
0114 AA2	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	96 LF	20.00	1,920.00
0115 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	28 LF	20.00	560.00
0116 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (30")	472 LF	38.00	17,936.00
*** OR ***						
0117 AA3	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	96 LF		
0118 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	28 LF		
0119 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (30", 0.064")	472 LF		
***** END SCHEDULE AA *****						

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0120	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19 + 64.00-L-)	Lump Sum LS	53,046.98	53,046.98
0121	8119000000-E	412	UNCLASSIFIED STRUCTURE EXCAVA- TION	1,400 CY	3.10	4,340.00
0122	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	11,207 SF	22.55	252,717.85
0123	8161000000-E	420	GROOVING BRIDGE FLOORS	10,268 SF	0.36	3,696.48
0124	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	126.9 CY	725.00	92,002.50
0125	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (19 + 64.00-L-)	Lump Sum LS	57,300.00	57,300.00
0126	8217000000-E	425	REINFORCING STEEL (BRIDGE)	21,866 LB	0.55	12,026.30
0127	8262000000-E	430	45" PRESTRESSED CONCRETE GIR- DERS	1,435.08 LF	124.40	178,523.95
0128	8364000000-E	450	HP12X53 STEEL PILES	520 LF	46.45	24,154.00
0129	8384200000-E	450	HP14X73 GALVANIZED STEEL PILES	440 LF	70.25	30,910.00
0130	8475000000-E	460	TWO BAR METAL RAIL	348.14 LF	95.65	33,299.59
0131	8517000000-E	460	1'-***X ***** CONCRETE PARA- PET (1'-2" X 3'-2 3/4")	181.89 LF	57.00	10,367.73
0132	8517000000-E	460	1'-***X ***** CONCRETE PARA- PET (1'-2" X 3'-8")	181.92 LF	60.00	10,915.20
0133	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	435 TON	46.00	20,010.00
0134	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	484 SY	0.75	363.00
0135	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	3,870.00	3,870.00

Contract Item Sheets For C202089

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0136	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	20,225.00	20,225.00
TOTAL AMOUNT OF BID FOR ENTIRE PROJECT						\$1,873,700.00

1316/Jun01/Q133690.53/D563689910000/E136

Contract Number C202089
County Wake

Rev 7-20-08

**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

Atwell Construction Co., Inc.

Full name of Corporation

305 Airport Road, Greenville, NC 27834

Address as Prequalified

Attest

[Signature]

~~Secretary~~/Assistant Secretary

Select appropriate title

Jason L. Moos

Print or type Signer's name

By

[Signature]

~~President~~/Vice President/Assistant Vice President

Select appropriate title

Timothy A. Meyer

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

9th day of June 2009

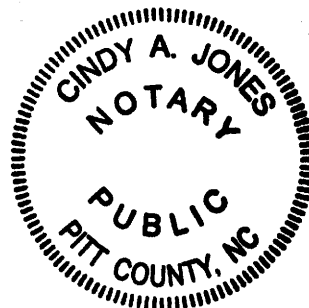
Cindy A. Jones

Signature of Notary Public

of Pitt County

State of NC

My Commission Expires: 04/22/12



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.

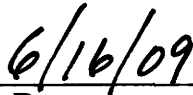
Contract No C202089

County (ies): Wake

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**

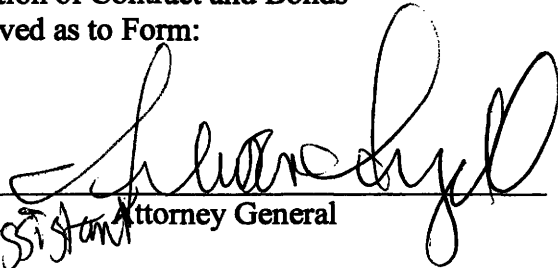


Contract Officer



Date

**Execution of Contract and Bonds
Approved as to Form:**



Assistant Attorney General

Signature Sheet (Bid - Acceptance by Department)

Contract No. C202089
County Wake

(Rev 7-10-08)

Bond No. 1879464

CONTRACT PAYMENT BOND

Date of Payment Bond Execution June 5, 2009

Name of Principal Contractor Atwell Construction Co., Inc.

Name of Surety: The Hanover Insurance Company

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

Amount of Bond: One Million Eight Hundred Seventy Three Thousand Seven Hundred Dollars and 00/100 (\$1,873,700.00)

Contract ID No.: C202089

County Name: Wake

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. C202089
County Wake

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

The Hanover Insurance Company
Print or type Surety Company Name

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



By: Debra S. Ritter
Signature of Attorney-in-Fact

Angela Yount
Signature of Witness

Angela Yount
Print or type Witness's name

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

Contract No. C202089
County Wake

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

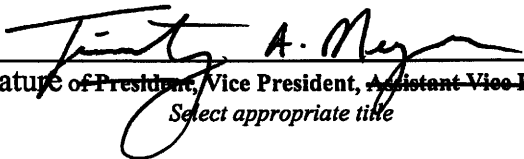
Atwell Construction Co., Inc.

Full name of Corporation

305 Airport Road, Greenville, NC 27834

Address as prequalified

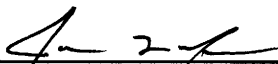
By


Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title


Print or type Signer's name

Affix Corporate Seal

Attest


Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Jasa L Meas
Print or type Signer's name

Contract No. C202089
County Wake

(Rev 7-10-08)

Bond No. 1879464

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: June 5, 2009

Name of Principal Contractor: Atwell Construction Co., Inc.

Name of Surety: The Hanover Insurance Company

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

Amount of Bond: One Million Eight Hundred Seventy Three Thousand Seven Hundred Dollars and 00/100 (\$1,873,700.00)

Contract ID No.: C202089

County Name: Wake

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. C202089
County Wake

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

The Hanover Insurance Company
Print or type Surety Company Name

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



By: Debra S. Ritter
Signature of Attorney-in-Fact

Angela Yount
Signature of Witness

Angela Yount
Print or type Witness's name

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

Contract No. C202089
County Wake

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Atwell Construction Co., Inc.

Full name of Corporation

305 Airport Road, Greenville, NC 27834

Address as prequalified

By

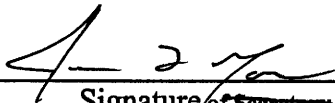


Signature of ~~President~~, Vice President, Assistant Vice President
Select appropriate title

Timothy A. Meyer
Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

Jason C Moos

Print or type Signer's name

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Debra S. Ritter

of Charlotte NC and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated

any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Surety Bond Number: 1879464

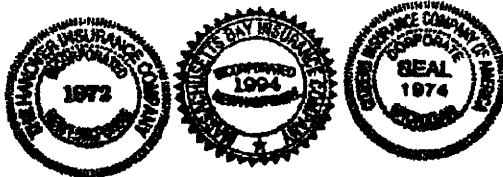
Principal: Atwell Construction Co., Inc.

Obligee: State of North Carolina, Department of Transportation

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Assistant Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by a Vice President and an Assistant Vice President, this 1st day of September, 2005.



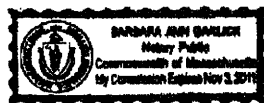
THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Richard M. Van Sienburgh, Vice President

Paul F. Carleo, Assistant Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this 1st day of September, 2005, before me came the above named Vice President and Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Notary Public

My commission expires on November 3, 2011

I, the undersigned Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Assistant Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 5th day of June, 2009.

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Charles T. Wells, Assistant Vice President