

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

C202301

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202301

WBS 45042.3.ST1 STM-0024(37)

T.I.P NO. R-5142

COUNTY OF MOORE

THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER NC 24 LENGTH 9.400 MILES

LOCATION NC-24/27 FROM NC-705 TO THE MONTGOMERY COUNTY LINE.

CONTRACTOR RILEY PAVING INC

ADDRESS P.O. BOX 10
CARTHAGE, NC 28327

BIDS OPENED JUNE 16, 2009

CONTRACT EXECUTION JUL 10 2009

Riley Paving, Inc. (3419).

Vendor 2 of 4 Vendors for Call Order 019 (Proposal ID C202301).

County: MOORE
Address: P.O. Box 10
6644 Glendon Carthage Road
Carthage, NC 28327

Phone Number: 910-947-5376

Signature Check: This bid has been properly signed by James_L_Riley_Jr._3419.

Time Bid Received: Tue Jun 16 12:05:26 2009

Bid Checksum: 0D0010BB

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$2,837,762.50 ✓

Bond ID: SNC09822471

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$141,888.13

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 6/9/2009 2:04:02 PM

Surety Name: Hartford Fire Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET- 9.0%
DBE GOAL ~~DBE~~- 6.2%

NCDOT/berc

Vendor 3419's Load Output for Call 019, Letting L090616, 2009-06-16

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC09822471
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Hartford Fire Insurance Company
Bond Execution Date: 6/9/2009 2:04:02 PM
Bond Amount: \$141,888.13 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 05-20-09
Revised:

Contract ID: C202301
Letting Date: 06-16-09 Call Order: 019
Bidder: 3419 - Riley Paving, Inc.

Project(s): STM-0024(37)

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 MOBILIZATIO N	LUMP		LUMP		45,000.00
0002	0043000000-N GRADING	LUMP		LUMP		140,000.00
0003	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	5,000.00000		5,000.00
0004	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	38.000	35.00000		1,330.00
0005	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF	134.000	20.00000		2,680.00
0006	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF	94.000	45.00000		4,230.00
0007	0378000000-E 24" RC PIPE CULVERTS, CLASS III	LF	126.000	37.00000		4,662.00
0008	0995000000-E PIPE REMOVAL	LF	229.000	10.00000		2,290.00
0009	1220000000-E INCIDENTAL STONE BASE	TON	500.000	25.00000		12,500.00
0010	1243000000-E SHOULDER CONSTRUCTION	SMI	8.890	4,200.00000		37,338.00
0011	1245000000-E SHOULDER RECONSTRUCTION	SMI	7.490	3,000.00000		22,470.00

State of NC
Dept of Transportation

Date: 05-20-09
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Project(s): STM-0024(37)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	143,425.000 SY	0.62000		88,923.50	
0013	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (3")	720.000 SY	7.50000		5,400.00	
0014	1330000000-E INCIDENTAL MILLING	1,110.000 SY	9.00000		9,990.00	
0015	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	9,795.000 TON	30.34000		297,180.30	
0016	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	29,430.000 TON	26.25000		772,537.50	
0017	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	421.000 TON	375.00000		157,875.00	
0018	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	1,768.000 TON	395.00000		698,360.00	
0019	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	26.000 TON	200.00000		5,200.00	
0020	1704000000-E PATCHING EXISTING PAVEMENT	350.000 TON	110.00000		38,500.00	
0021	1880000000-E GENERIC PAVING ITEM JOINT REPAIR	910.000 TON	195.00000		177,450.00	
0022	2209000000-E ENDWALLS	2.400 CY	650.00000		1,560.00	
0023	2253000000-E PIPE COLLARS	1.000 CY	800.00000		800.00	

State of NC
Dept of Transportation

Date: 05-20-09
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	3030000000-E STEEL BM GUARDRAIL	1,125.000 LF	12.75000		14,343.75	
0025	3180000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (III, MOD)	8.000 EA	1,000.00000		8,000.00	
0026	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	8.000 EA	1,700.00000		13,600.00	
0027	3649000000-E RIP RAP, CLASS B	10.000 TON	60.00000		600.00	
0028	3656000000-E FILTER FABRIC FOR DRAINAGE	28.000 SY	10.00000		280.00	
0029	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		25,000.00	
0030	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	102,690.000 LF	0.34000		34,914.60	
0031	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	93,935.000 LF	0.44000		41,331.40	
0032	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	650.000 LF	1.25000		812.50	
0033	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	200.000 LF	6.00000		1,200.00	
0034	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	24.000 EA	100.00000		2,400.00	
0035	4810000000-E PAINT PAVEMENT MARKING LINES (4")	157,590.000 LF	0.09000		14,183.10	

State of NC
Dept of Transportation

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	EA 876.000	4.50000		3,942.00	
0037	6000000000-E TEMPORARY SILT FENCE	LF 7,375.000	1.85000		13,643.75	
0038	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 344.000	41.50000		14,276.00	
0039	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 1,085.000	41.50000		45,027.50	
0040	6012000000-E SEDIMENT CONTROL STONE	TON 571.000	37.50000		21,412.50	
0041	6015000000-E TEMPORARY MULCHING	ACR 4.200	550.00000		2,310.00	
0042	6036000000-E MATTING FOR EROSION CONTROL	SY 5,660.000	1.30000		7,358.00	
0043	6071010000-E WATTLE	LF 740.000	5.00000		3,700.00	
0044	6071020000-E POLYACRYLAMIDE (PAM)	LB 11.000	20.00000		220.00	
0045	6071030000-E COIR FIBER BAFFLES	LF 636.000	6.10000		3,879.60	
0046	6084000000-E SEEDING & MULCHING	ACR 24.150	1,410.00000		34,051.50	
Section 0001 Total						2,837,762.50

State of NC
Dept of Transportation

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Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Bid Total				2,837,762.50	

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

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

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 05-20-09
PAGE: 8

PROPOSAL: C202301
LETTING: L090616 CALL: 019
VENDOR: 3419 Riley Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 4434 LONG BROTHERS OF SUMMERFIELD, INC.
Will Use Quote: Yes

0017	1560000000-E	ASP FOR PLAN	TON	421.000	13.00000	5473.00
0018	1565000000-E	ASP FOR PLAN	TON	1768.000	13.00000	22984.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 28,457.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 28,457.

DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC
Will Use Quote: Yes

0024	3030000000-E	STL BM GUARD	LF	1125.000	12.75000	14343.75
0025	3180000000-N	GR ANCHOR TY	EA	8.000	1000.00000	8000.00
0026	3270000000-N	GR ANCHOR TY	EA	8.000	1700.00000	13600.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 35,943.75 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 35,943.

DBE SUBCONTRACTOR: 3346 LINEBERRY, INC.
Will Use Quote: Yes

0046	6084000000-E	SEEDING AND	ACR	24.150	1399.00000	33785.85
0044	6071020000-E	POLYACRYLAMI	LB	11.000	18.50000	203.50
0043	6071010000-E	WATTLE	LF	740.000	4.50000	3330.00
0042	6036000000-E	MATTING FOR	SY	5660.000	1.25000	7075.00
0041	6015000000-E	TEMPORARY MU	ACR	4.200	500.00000	2100.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 46,494.35 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 46,494.

DBE SUBCONTRACTOR: 1875 SKC, INC.
Will Use Quote: Yes

0004	0318000000-E	FND CONDIT M	TON	38.000	30.00000	1140.00
0005	0366000000-E	15" RC PIPE	LF	134.000	19.50000	2613.00
0006	0372000000-E	18" RC PIPE	LF	94.000	45.00000	4230.00
0007	0378000000-E	24" RC PIPE	LF	126.000	35.00000	4410.00
0008	0995000000-E	PIPE REMOVAL	LF	229.000	9.00000	2061.00
0023	2253000000-E	PIPE COLLARS	CY	1.000	650.00000	650.00
0027	3649000000-E	RIP RAP, CLA	TON	10.000	50.00000	500.00
0028	3656000000-E	FILTER FABRI	SY	28.000	3.00000	84.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 15,688.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 15,688.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 05-20-09
PAGE: 9

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

DBE SUBCONTRACTOR: 2976 CAROLINA ENVIRONMENTAL CONTRACTING,
Will Use Quote: Yes

0037 6000000000-E TEMPORARY SI LF 7375.000 1.78000 13127.50
0045 6071030000-E COIR FIBER B LF 636.000 6.00000 3816.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 16,943.50 *LAAM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 16,943.

DBE SUBCONTRACTOR: 10102 K & N TRUCKING
Will Use Quote: Yes

0016 1523000000-E ASP CONC SUR TON 3000.000 5.00000 15000.00
Unit price is for asphalt haul and stockpile
0015 1491000000-E ASP CONC BAS TON 500.000 5.00000 2500.00
for asphalt haul and stockpile

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 17,500.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 17,500.

DBE SUBCONTRACTOR: 3876 DOWDY'S AUTO SALVAGE
Will Use Quote: Yes

0016 1523000000-E ASP CONC SUR TON 800.000 5.00000 4000.00
unit price is for asphalt haul and stockpile
0015 1491000000-E ASP CONC BAS TON 300.000 5.00000 1500.00
for asphalt haul and stockpile

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 5,500.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 5,500.0

DBE SUBCONTRACTOR: 4731 WALTER R. STANCIL DBA STANCIL ENTERPRISES
Will Use Quote: Yes

0015 1491000000-E ASP CONC BAS TON 1000.000 5.00000 5000.00
0016 1523000000-E ASP CONC SUR TON 1000.000 5.00000 5000.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 10,000.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 10,000.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 6.22% or 176526.60
Required: 9.00% or 255398.63
<GOAL NOT MET>

Contract Item Sheets For C202301

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	45,000.00	45,000.00
0002	0043000000-N	226	GRADING	Lump Sum LS	140,000.00	140,000.00
0003	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB-BING	1 ACR	5,000.00	5,000.00
0004	0318000000-E	300	FOUNDATION CONDITIONING MATERIAL, MINOR STRS	38 TON	35.00	1,330.00
0005	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	134 LF	20.00	2,680.00
0006	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	94 LF	45.00	4,230.00
0007	0378000000-E	310	24" RC PIPE CULVERTS, CLASS III	126 LF	37.00	4,662.00
0008	0995000000-E	340	PIPE REMOVAL	229 LF	10.00	2,290.00
0009	1220000000-E	545	INCIDENTAL STONE BASE	500 TON	25.00	12,500.00
0010	1243000000-E	SP	SHOULDER CONSTRUCTION	8.89 SMI	4,200.00	37,338.00
0011	1245000000-E	SP	SHOULDER RECONSTRUCTION	7.49 SMI	3,000.00	22,470.00
0012	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	143,425 SY	0.62	88,923.50
0013	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (3")	720 SY	7.50	5,400.00
0014	1330000000-E	607	INCIDENTAL MILLING	1,110 SY	9.00	9,990.00
0015	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	9,795 TON	30.34	297,180.30
0016	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	29,430 TON	26.25	772,537.50
0017	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	421 TON	375.00	157,875.00
0018	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	1,768 TON	395.00	698,360.00

Contract Item Sheets For C202301

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	26 TON	200.00	5,200.00
0020	1704000000-E	SP	PATCHING EXISTING PAVEMENT	350 TON	110.00	38,500.00
0021	1880000000-E	SP	GENERIC PAVING ITEM JOINT REPAIR	910 TON	195.00	177,450.00
0022	2209000000-E	838	ENDWALLS	2.4 CY	650.00	1,560.00
0023	2253000000-E	840	PIPE COLLARS	1 CY	800.00	800.00
0024	3030000000-E	862	STEEL BM GUARDRAIL	1,125 LF	12.75	14,343.75
0025	3180000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** (III, MOD)	8 EA	1,000.00	8,000.00
0026	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	8 EA	1,700.00	13,600.00
0027	3649000000-E	876	RIP RAP, CLASS B	10 TON	60.00	600.00
0028	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	28 SY	10.00	280.00
0029	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	25,000.00	25,000.00
0030	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	102,690 LF	0.34	34,914.60
0031	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	93,935 LF	0.44	41,331.40
0032	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	650 LF	1.25	812.50
0033	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	200 LF	6.00	1,200.00
0034	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	24 EA	100.00	2,400.00
0035	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	157,590 LF	0.09	14,183.10
0036	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	876 EA	4.50	3,942.00

Contract Item Sheets For C202301

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	6000000000-E	1605	TEMPORARY SILT FENCE	7,375 LF	1.85	13,643.75
0038	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	344 TON	41.50	14,276.00
0039	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	1,085 TON	41.50	45,027.50
0040	6012000000-E	1610	SEDIMENT CONTROL STONE	571 TON	37.50	21,412.50
0041	6015000000-E	1615	TEMPORARY MULCHING	4.2 ACR	550.00	2,310.00
0042	6036000000-E	1631	MATTING FOR EROSION CONTROL	5,660 SY	1.30	7,358.00
0043	6071010000-E	SP	WATTLE	740 LF	5.00	3,700.00
0044	6071020000-E	SP	POLYACRYLAMIDE (PAM)	11 LB	20.00	220.00
0045	6071030000-E	SP	COIR FIBER BAFFLES	636 LF	6.10	3,879.60
0046	6084000000-E	1660	SEEDING & MULCHING	24.15 ACR	1,410.00	34,051.50

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,837,762.50

0810/Jul01/Q562694.13/D140992160000/E46

Contract Number C202301
County Moore

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

Riley Paving, Inc.

Full name of Corporation

P.O. Box 10 Carthage, NC 28327

Address as Prequalified

Attest

Scott J Riley
Secretary/Assistant Secretary
Select appropriate title

By

J L Riley Jr
President/Vice President/Assistant Vice President
Select appropriate title

Scott J. Riley

Print or type Signer's name

J.L. Riley, Jr.

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

3rd day of July 2009

Rhonda J Hood
Signature of Notary Public

of Moore County

State of North Carolina

My Commission Expires: 10/8/2013

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 C202301

County (ies): Moore

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer

7/10/09

Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202301
County Moore

(Rev 7-10-08)

Bond No. 22BCSEY5321

CONTRACT PAYMENT BOND

Date of Payment Bond Execution June 30, 2009

Name of Principal Contractor Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: Two Million Eight Hundred Thirty Seven Thousand Seven Hundred Sixty Two Dollars and 50/100 (\$2,837,762.50)

Contract ID No.: C202301

County Name: Moore

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. C202301
County Moore


(Rev 7-10-08)

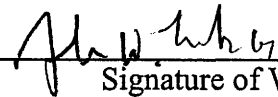
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Hartford Fire Insurance Company
Print or type Surety Company Name

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

By: 
Signature of Attorney-in-Fact


Signature of Witness

John D. Leak, III
Print or type Witness's name

6100 Fairview Road
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202301
County Moore

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

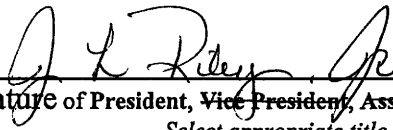
SIGNATURE OF CONTRACTOR (Principal)

Riley Paving, Inc.

Full name of Corporation

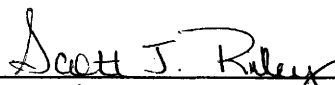
P.O. Box 10, Carthage, NC 28327

Address as prequalified

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

J. L. Riley, Jr.
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Scott J. Riley
Print or type Signer's name

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD

BOND, T-4

P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 22-270031

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, up to the amount of unlimited:

*William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm,
Angela D. Ramsey, John D. Leak, III, Jennifer C. Hoehn, John F. Thomas*
of
Charlotte, NC

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public

My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of June 30, 2009. Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President

Contract No. C202301
County Moore

(Rev 7-10-08)

Bond No. 22BCSEY5321

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: June 30, 2009

Name of Principal Contractor: Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: Two Million Eight Hundred Thirty Seven
Thousand Seven Hundred Sixty Two Dollars and 50/100 (\$2,837,762.50)

Contract ID No.: C202301

County Name: Moore

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. C202301
County Moore

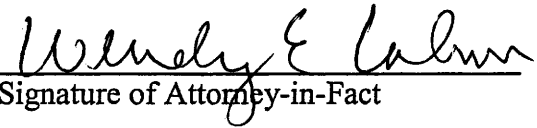
(Rev 7-10-08)

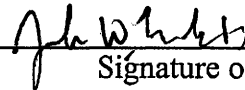
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Hartford Fire Insurance Company
Print or type Surety Company Name

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

By: 
Signature of Attorney-in-Fact


Signature of Witness

John D. Leak, III
Print or type Witness's name

6100 Fairview Road
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202301
County Moore

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Riley Paving, Inc.

Full name of Corporation

P.O. Box 10, Carthage, NC 28327

Address as prequalified

By J. L. Riley Jr.
Signature of President, Vice President, Assistant Vice President
Select appropriate title

J. L. Riley, Jr.
Print or type Signer's name

Affix Corporate Seal

Attest Scott J. Riley
Signature of Secretary, Assistant Secretary
Select appropriate title

Scott J. Riley
Print or type Signer's name

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4

P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 22-270031

KNOW ALL PERSONS BY THESE PRESENTS THAT:

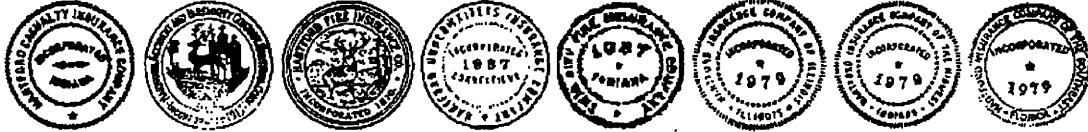
- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
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- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, up to the amount of unlimited:

*William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm,
Angela D. Ramsey, John D. Leak, III, Jennifer C. Hoehn, John F. Thomas*
of
Charlotte, NC

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public

My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of June 30, 2009.
Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President