

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

C202311

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202311

WBS 45066.3.ST1 STM-000S(593)

T.I.P NO. B-5179A

COUNTY OF BUNCOMBE, MADISON
THIS IS THE STRUCTURE CONTRACT
ROUTE NUMBER LENGTH 0.000 MILES
LOCATION I-26, I-40, I-240, US-19/23, US-25/70, SR-1001, ISLAND ROAD
& FUTURE I-26 REHABILITATION MULTIPLE BRIDGES.

CONTRACTOR LANFORD BROTHERS CO., INC.
ADDRESS P.O. BOX 7330
ROANOKE, VA 24019

BIDS OPENED SEPTEMBER 15, 2009
CONTRACT EXECUTION OCT 14 2009

NCDOT/berc

Vendor 3540's Bid Information for Call 017, Letting L090915, 2009-09-15

Lanford Brothers Company, Inc. (3540).

Vendor 2 of 3 Vendors for Call Order 017 (Proposal ID C202311).

DBE GOAL SET 30%
DBE GOAL MET 3.5%

County: BUNCOMBE, MADISON

Address: P. O. Box 7330

122 N. Commerce Street

Roanoke, Virginia 24019

Phone Number: 540-992-2140

Signature Check: This bid has been properly signed by Kenneth L. Lanford_3540.

Time Bid Received: Tue Sep 15 12:58:58 2009

Bid Checksum: D590D6BD

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$3,842,891.40 ✓

Bond ID: SNC09314546

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$192,144.57

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 9/10/2009 11:37:23 AM

Surety Name: Travelers Casualty and Surety Company of Ame

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub 102,119.90 ✓ARM
5995	WB CAROLINA MULCH PLUS INC 229 BROWN RD , PISGAH FOREST, NC 287689622		Sub 32,201.60 ✓ARM
TOTAL:			\$134,321.50 3.50%

Miscellaneous Data Info - Contractor Responses:
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

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

BondID: SNC09314546
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 9/10/2009 11:37:23 AM
Bond Amount: \$192,144.57 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 08-17-09
Revised:

Contract ID: C202311 Project(s): STM-000S(593)
Letting Date: 09-15-09 Call Order: 017
Bidder: 3540 - Lanford Brothers Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			156,500.00
0002	0043000000-N GRADING	LUMP	LUMP			108,900.00
0003	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	800.000 SY	16.50000			13,200.00
0004	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	4,200.000 TON	68.20000			286,440.00
0005	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	1,900.000 TON	70.40000			133,760.00
0006	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	1,150.000 TON	81.40000			93,610.00
0007	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	310.000 TON	128.70000			39,897.00
0008	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	291.000 TON	627.00000			182,457.00
0009	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	70.000 TON	671.00000			46,970.00
0010	4400000000-E WORK ZONE SIGNS (STATIONARY)	975.000 SF	5.48000			5,343.00
0011	4405000000-E WORK ZONE SIGNS (PORTABLE)	700.000 SF	14.00000			9,800.00

State of NC
Dept of Transportation

Date: 08-17-09
Revised:

Contract ID: C202311 Project(s): STM-000S(593)
Letting Date: 09-15-09 Call Order: 017
Bidder: 3540 - Lanford Brothers Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	20.000 SF	4.61000		92.20	
0013	4415000000-N FLASHING ARROW PANELS, TYPE C	5.000 EA	250.00000		1,250.00	
0014	4420000000-N CHANGEABLE MESSAGE SIGN	8.000 EA	9,425.00000		75,400.00	
0015	4422000000-N CHANGEABLE MESSAGE SIGN (SHORTTERM)	4.000 DAY	86.00000		344.00	
0016	4430000000-N DRUMS	1,000.000 EA	49.00000		49,000.00	
0017	4445000000-E BARRICADES (TYPE III)	40.000 LF	20.87000		834.80	
0018	4465000000-N TEMPORARY CRASH CUSHIONS	3.000 EA	5,000.00000		15,000.00	
0019	4470000000-N RESET TEMPORARY CRASH CUSHIONS	7.000 EA	1,635.00000		11,445.00	
0020	4480000000-N TMIA	2.000 EA	6,000.00000		12,000.00	
0021	4485000000-E PORTABLE CONCRETE BARRIER	2,500.000 LF	9.00000		22,500.00	
0022	4500000000-E RESET PORTABLE CONCRETE BARRIER	6,100.000 LF	8.00000		48,800.00	
0023	4510000000-N LAW ENFORCEMENT	40.000 HR	49.00000		1,960.00	

State of NC
 Dept of Transportation

Date: 08-17-09
 Revised:

Contract ID: C202311 Project(s): STM-000S(593)
 Letting Date: 09-15-09 Call Order: 017
 Bidder: 3540 - Lanford Brothers Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	4516000000-N SKINNY DRUM	50.000 EA	49.00000		2,450.00	
0025	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV)	54,000.000 LF	1.60000		86,400.00	
0026	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	49,000.000 LF	0.90000		44,100.00	
0027	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	2,000.000 LF	1.05000		2,100.00	
0028	6000000000-E TEMPORARY SILT FENCE	15,760.000 LF	2.26000		35,617.60	
0029	6084000000-E SEEDING & MULCHING	1.000 ACR	1,254.00000		1,254.00	
0030	8161000000-E GROOVING BRIDGE FLOORS	61,340.000 SF	0.25000		15,335.00	
0031	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		20,200.00	
0032	8881000000-E GENERIC STRUCTURE ITEM LATEX MODIFIED CONC OVERLAY VERY EARLY STRENGTH	727.000 CY	750.00000		545,250.00	
0033	8892000000-E GENERIC STRUCTURE ITEM CLASS II CONC DECK REPAIR FOR EPOXY/ASPHALT OVERLAY	900.000 SF	30.00000		27,000.00	
0034	8892000000-E GENERIC STRUCTURE ITEM PLACEMENT OF EPOXY OVERLAY	267,351.000 SF	3.80000		1,015,933.80	

State of NC
 Dept of Transportation

Date: 08-17-09
 Revised:

Contract ID: C202311 Project(s): STM-000S(593)
 Letting Date: 09-15-09 Call Order: 017
 Bidder: 3540 - Lanford Brothers Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	8893000000-E GENERIC STRUCTURE ITEM CLASS IA SURFACE PREPARATION	633.000 SY	6.00000		3,798.00	
0036	8893000000-E GENERIC STRUCTURE ITEM CLASS IB SURFACE PREPARATION	2,960.000 SY	6.00000		17,760.00	
0037	8893000000-E GENERIC STRUCTURE ITEM HYDRODEMOLITION OF BRIDGE DECK	7,345.000 SY	60.00000		440,700.00	
0038	8893000000-E GENERIC STRUCTURE ITEM PLACING AND FINISHING OF LATEX MODIFIED CONCRETE - VERY EARLY STR	7,345.000 SY	30.00000		220,350.00	
0039	8893000000-E GENERIC STRUCTURE ITEM SCARIFYING BRIDGE DECK	8,190.000 SY	6.00000		49,140.00	
Section 0001 Total					3,842,891.40	
Bid Total					3,842,891.40	✓

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:08-17-09
PAGE: 7

PROPOSAL: C202311
LETTING: L090915 CALL: 017
VENDOR: 3540 Lanford Brothers Company, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC						
Will Use Quote: Yes						
0011	4405000000-E	WORK ZONE	SI SF	700.000	4.67000	3269.00
0012	4410000000-E	WORK ZONE	SI SF	20.000	4.19000	83.80
0016	4430000000-N	DRUMS	EA	1000.000	18.51000	18510.00
0017	4445000000-E	BARRICADES (LF	40.000	18.97000	758.80
0024	4516000000-N	SKINNY DRUM	EA	50.000	17.32000	866.00
0010	4400000000-E	WORK ZONE	SI SF	975.000	4.98000	4855.50
0013	4415000000-N	FLASHING ARR	EA	5.000	1783.00000	8915.00
0014	4420000000-N	CHANGEABLE M	EA	8.000	5140.20000	41121.60
0015	4422000000-N	CHANGEABLE M	DAY	4.000	46.80000	187.20
0018	4465000000-N	TEMPORARY CR	EA	3.000	4386.00000	13158.00
0019	4470000000-N	RESET CRASH	EA	7.000	1485.00000	10395.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 102,119.90 ✓ ARM
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 102,119

DBE SUBCONTRACTOR: 5995 CAROLINA MULCH PLUS INC
Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION	LS	1.000	950.00000	950.00
0029	6084000000-E	SEEDING AND	ACR	1.000	1150.00000	1150.00
0028	6000000000-E	TEMPORARY	SI LF	15760.000	1.91000	30101.60

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 32,201.60 ✓ ARM
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 32,201.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 3.50% or 134321.50
Required: 3.00% or 115286.74
<GOAL MET>

Contract Item Sheets For C202311

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	156,500.00	156,500.00
0002	0043000000-N	226	GRADING	Lump Sum LS	108,900.00	108,900.00
0003	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	800 SY	16.50	13,200.00
0004	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	4,200 TON	68.20	286,440.00
0005	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE 119.0C	1,900 TON	70.40	133,760.00
0006	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	1,150 TON	81.40	93,610.00
0007	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	310 TON	128.70	39,897.00
0008	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	291 TON	627.00	182,457.00
0009	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	70 TON	671.00	46,970.00
0010	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	975 SF	5.48	5,343.00
0011	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	700 SF	14.00	9,800.00
0012	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	20 SF	4.61	92.20
0013	4415000000-N	1115	FLASHING ARROW PANELS, TYPE C	5 EA	250.00	1,250.00
0014	4420000000-N	1120	CHANGEABLE MESSAGE SIGN	8 EA	9,425.00	75,400.00
0015	4422000000-N	1120	CHANGEABLE MESSAGE SIGN (SHORT TERM)	4 DAY	86.00	344.00
0016	4430000000-N	1130	DRUMS	1,000 EA	49.00	49,000.00
0017	4445000000-E	1145	BARRICADES (TYPE III)	40 LF	20.87	834.80
0018	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	3 EA	5,000.00	15,000.00

Contract Item Sheets For C202311

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4470000000-N	1160	RESET TEMPORARY CRASH CUSHIONS	7 EA	1,635.00	11,445.00
0020	4480000000-N	1165	TMIA	2 EA	6,000.00	12,000.00
0021	4485000000-E	1170	PORTABLE CONCRETE BARRIER	2,500 LF	9.00	22,500.00
0022	4500000000-E	1170	RESET PORTABLE CONCRETE BARRIER	6,100 LF	8.00	48,800.00
0023	4510000000-N	SP	LAW ENFORCEMENT	40 HR	49.00	1,960.00
0024	4516000000-N	1180	SKINNY DRUM	50 EA	49.00	2,450.00
0025	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV)	54,000 LF	1.60	86,400.00
0026	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	49,000 LF	0.90	44,100.00
0027	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	2,000 LF	1.05	2,100.00
0028	6000000000-E	1605	TEMPORARY SILT FENCE	15,760 LF	2.26	35,617.60
0029	6084000000-E	1660	SEEDING & MULCHING	1 ACR	1,254.00	1,254.00
0030	8161000000-E	420	GROOVING BRIDGE FLOORS	61,340 SF	0.25	15,335.00
0031	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	20,200.00	20,200.00
0032	8881000000-E	SP	GENERIC STRUCTURE ITEM LATEX MODIFIED CONC OVERLAY VERY EARLY STRENGTH	727 CY	750.00	545,250.00
0033	8892000000-E	SP	GENERIC STRUCTURE ITEM CLASS II CONC DECK REPAIR FOR EPOXY/ASPHALT OVERLAY	900 SF	30.00	27,000.00
0034	8892000000-E	SP	GENERIC STRUCTURE ITEM PLACEMENT OF EPOXY OVERLAY	267,351 SF	3.80	1,015,933.80
0035	8893000000-E	SP	GENERIC STRUCTURE ITEM CLASS IA SURFACE PREPARATION	633 SY	6.00	3,798.00

Contract Item Sheets For C202311

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0036	8893000000-E	SP	GENERIC STRUCTURE ITEM CLASS IB SURFACE PREPARATION	2,960 SY	6.00	17,760.00
0037	8893000000-E	SP	GENERIC STRUCTURE ITEM HYDRODEMOLITION OF BRIDGE DECK	7,345 SY	60.00	440,700.00
0038	8893000000-E	SP	GENERIC STRUCTURE ITEM PLACING AND FINISHING OF LATEX MODIFIED CONCRETE - VERY EARLY STR	7,345 SY	30.00	220,350.00
0039	8893000000-E	SP	GENERIC STRUCTURE ITEM SCARIFYING BRIDGE DECK	8,190 SY	6.00	49,140.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,842,891.40 ✓

**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

Lanford Brothers Company, Inc.

Full name of Corporation

P.O. Box 7330 Roanoke, VA 24019

Address as Prequalified

Attest

Marjorie L. Cundiff
~~Secretary/Assistant Secretary~~
Select appropriate title

By

Patrick McDaniel
~~President/Vice President/Assistant Vice President~~
Select appropriate title

Marjorie L. Cundiff
Print or type Signer's name

Patrick McDaniel
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

7th day of October 2009

Phyllis Giles #227628
Signature of Notary Public

of Botetourt County

State of Virginia

My Commission Expires: 2/28/11

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 **C202311**

Counties: **Buncombe and Madison**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

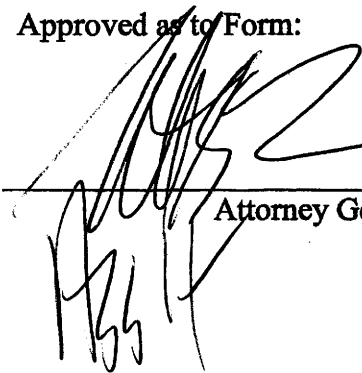


Contract Officer

10/14/09

Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Signature Sheet (Bid - Acceptance by Department)

Contract No. C202311
County Buncombe, Madison

(Rev 7-10-08)

Bond No. 105228229

CONTRACT PAYMENT BOND

Date of Payment Bond Execution September 24, 2009

Name of Principal Contractor Lanford Brothers Company, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: Three Million Eight Hundred Forty Two Thousand Eight Hundred Ninety One Dollars and 40/100 (\$3,842,891.40)

Contract ID No.: C202311

County Name: Buncombe, Madison

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. C202311
County Buncombe, Madison

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

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

By Theresa S. Stump
Print, stamp or type name of Attorney-in-Fact

Theresa S. Stump
Signature of Attorney-in-Fact

Tracy J. Lancaster
Signature of Witness

Tracy J. Lancaster
Print or type Witness's name

10 Franklin Rd SE Suite 550
Address of Attorney-in-Fact
Roanoke, VA 24011

Contract No. C202311
County Buncombe, Madison

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Lanford Brothers Company, Inc.

Full name of Corporation

P.O. Box 7330 Roanoke, VA 24019

Address as prequalified

By Patrick McDaniel
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

PATRICK MCDANIEL
Print or type Signer's name

Affix Corporate Seal

Attest Marjorie L. Curdiffe
Signature of Secretary, ~~Assistant Secretary~~
Select appropriate title

Marjorie L. Curdiffe
Print or type Signer's name



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 219461

Certificate No. 002972033

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

Theresa S. Stump, and Deanna W. Sparks

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 8th day of January, 2008.

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

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



State of Connecticut
City of Hartford ss.

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

On this the 8th day of January, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

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



[Signature]
Marie C. Tetreault, Notary Public

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

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

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

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

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

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 24th day of September, 2009

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

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



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

Contract No. C202311
County Buncombe, Madison

(Rev 7-10-08)

Bond No. 105228229

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: September 24, 2009

Name of Principal Contractor: Lanford Brothers Company, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: Three Million Eight Hundred Forty Two Thousand Eight Hundred Ninety One Dollars and 40/100 (\$3,842,891.40)

Contract ID No.: C202311

County Name: Buncombe, Madison

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. C202311
County Buncombe, Madison

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

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

By Theresa S. Stump
Print, stamp or type name of Attorney-in-Fact

Theresa S. Stump
Signature of Attorney-in-Fact

Tracy J. Lancaster
Signature of Witness

Tracy J. Lancaster
Print or type Witness's name

10 Franklin Rd SE Suite 550
Address of Attorney-in-Fact
Roanoke, VA 24011

Contract No. C202311
County Buncombe, Madison

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Lanford Brothers Company, Inc.

Full name of Corporation

P.O. Box 7330 Roanoke, VA 24019

Address as prequalified

By Patrick McDaniel
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

Patrick McDaniel
Print or type Signer's name

Affix Corporate Seal

Attest Marjorie L. Curditt
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Marjorie L. Curditt
Print or type Signer's name



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 219461

Certificate No. 002972031

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

Theresa S. Stump, and Deanna W. Sparks

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 8th day of January, 2008

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

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



State of Connecticut
City of Hartford ss.

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

On this the 8th day of January, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

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



[Signature]
Marie C. Tetreault, Notary Public

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

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

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

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

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

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 24th day of September, 2009

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

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



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