

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

C202171

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202171

WBS 39893.3.ST1 STM-040-2(146)117

T.I.P NO. K-4907

COUNTY OF CATAWBA
THIS IS THE REST AREA CONTRACT
ROUTE NUMBER I40 LENGTH 0.000 MILES
LOCATION REST AREA ON I-40.

CONTRACTOR DAVES CONSTRUCTION SERVICE, INC.
ADDRESS P.O. BOX 2215
EDEN, NC 272892215

BIDS OPENED FEBRUARY 16, 2010
CONTRACT EXECUTION MAR 17 2010

Dave's Construction Service, Inc. (8756).**Vendor 4 of 4 Vendors for Call Order 022 (Proposal ID C202171).**

County: CATAWBA

Address: P.O. Box 2215
Eden, NC 27289-2215

Phone Number: (336) 623-9906

Signature Check: This bid has been properly signed by David_E._Sexton_8756.

Time Bid Received: Tue Feb 16 13:58:56 2010

Bid Checksum: A440D1BA

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,304,484.50 ✓

Bond ID: SNC10310550

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$65,224.22

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 2/16/2010 9:02:51 AM

Surety Name: Western Surety Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 8.0

DBE GOAL OBT 7.9

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
49803	MB Skyrock P.O. Box 309 , Cherryville, NC		Sub 40,200.00	✓ am
5759	WB AOA SIGNS 206 E. HEMLOCK STREET, Yadkinville, NC		Sup 6,734.00 4,040.40	✓ am
55865	WB SAFESOUND ACOUSTICS, INC. 66 AZALEA DRIVE, WEAVERVILLE, NC		Sub 27,425.00	✓ am
41800	WB BEAR & CO. SIGNS & LIGHTING, IN 2618-A BATTLEGROUND AVE # 276, GREENSBORO, NC		Sup 9,800.00 5,880.00	✓ am
16770	WB CONCRETE SPECIALTY CONTRACTORS P.O. BOX 2303, SHELBY, NC		Sub 25,000.00	✓ am
			TOTAL: \$102,545.40	✓ am
			7.86%	

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: SNC10310550
 Surety Registry Agency: surety2000

NCDOT/berc

Vendor 8756's Load Output for Call 022, Letting L100216, 2010-02-16

Verified?: Yes

Surety Agency: Western Surety Company

Bond Execution Date: 2/16/2010 9:02:51 AM

Bond Amount: \$65,224.22 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 01-20-10
Revised:

Contract ID: C202171 Project(s): STM-040-2(146)117
Letting Date: 02-16-10 Call Order: 022
Bidder: 8756 - Dave's Construction Service, 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			11,300.00
0002	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF	256.000	15.00000		3,840.00
0003	1077000000-E #57 STONE	TON	20.000	32.00000		640.00
0004	2286000000-N MASONRY DRAINAGE STRUCTURES	EA	3.000	851.00000		2,553.00
0005	2364000000-N FRAME WITH TWO GRATES, STD 840.16	EA	3.000	475.00000		1,425.00
0006	2549000000-E 2'-6" CONCRETE CURB & GUTTER	LF	30.000	27.00000		810.00
0007	2591000000-E 4" CONCRETE SIDEWALK	SY	1,220.000	26.00000		31,720.00
0008	2605000000-N CONCRETE WHEELCHAIR RAMPS	EA	2.000	700.00000		1,400.00
0009	3575000000-E GENERIC FENCING ITEM TEMPORARY 72" CHAIN LINK FENCE	LF	1,876.000	15.00000		28,140.00
0010	3578000000-N GENERIC FENCING ITEM TEMPORARY DOUBLE GATES, 72" HIGH, 8' WIDE, 16' OPENING	EA	2.000	500.00000		1,000.00

State of NC
 Dept of Transportation

Date: 01-20-10
 Revised:

Contract ID: C202171 Project(s): STM-040-2(146)117
 Letting Date: 02-16-10 Call Order: 022
 Bidder: 8756 - Dave's Construction Service, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	3656000000-E FILTER FABRIC FOR DRAINAGE	75.000 SY	2.00000		150.00	
0012	6000000000-E TEMPORARY SILT FENCE	375.000 LF	2.50000		937.50	
0013	6006000000-E STONE FOR EROSION CONTROL, CLASS A	25.000 TON	34.00000		850.00	
0014	6012000000-E SEDIMENT CONTROL STONE	20.000 TON	33.00000		660.00	
0015	6015000000-E TEMPORARY MULCHING	0.250 ACR	1,000.00000		250.00	
0016	6018000000-E SEED FOR TEMPORARY SEEDING	15.000 LB	20.00000		300.00	
0017	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.050 TON	2,000.00000		100.00	
0018	6036000000-E MATTING FOR EROSION CONTROL	100.000 SY	1.60000		160.00	
0019	6042000000-E 1/4" HARDWARE CLOTH	90.000 LF	4.50000		405.00	
0020	6084000000-E SEEDING & MULCHING	0.250 ACR	3,000.00000		750.00	
0021	6090000000-E SEED FOR REPAIR SEEDING	10.000 LB	27.00000		270.00	
0022	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.050 TON	5,000.00000		250.00	

State of NC
Dept of Transportation

Date: 01-20-10
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	10.000 LB	25.00000		250.00	
0024	6102000000-E SODDING	2,681.000 SY	4.50000		12,064.50	
0025	6108000000-E FERTILIZER TOPDRESSING	0.100 TON	4,000.00000		400.00	
0026	6114500000-N SPECIALIZED HAND MOWING	15.000 MHR	60.00000		900.00	
0027	6665000000-E POSTEMERGEN T HERBICIDAL TREAT-MENT FOR PLANT BEDS	668.000 SY	0.50000		334.00	
0028	6670000000-E PREEMERGENT HERBICIDAL TREAT- MENT FOR PLANT BEDS	668.000 SY	0.50000		334.00	
0029	6674000000-N GENERIC PLANTING ITEM (LS) LANDSCAPING PLANTING (EBL)	LUMP	LUMP		3,000.00	
0030	6674000000-N GENERIC PLANTING ITEM (LS) LANDSCAPING PLANTING (WBL)	LUMP	LUMP		3,000.00	
0031	6885000000-E 6" CONCRETE REINFORCED PAD	66.000 SY	65.00000		4,290.00	
0032	6890000000-E CONCRETE STEPS	4.000 CY	495.00000		1,980.00	
0033	6895000000-E HANDRAIL ON STEPS	18.000 LF	85.00000		1,530.00	

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0034	6900000000-E TOPSOIL	CY 150.000	38.00000		5,700.00	
0035	6910000000-N PICNIC SHELTER, SINGLE PICNIC TABLE	EA 2.000	3,300.00000		6,600.00	
0036	6970000000-N GENERIC REST AREA ITEM 2" GATE VALVE BOX	EA 2.000	1,350.00000		2,700.00	
0037	6970000000-N GENERIC REST AREA ITEM 3" GATE VALVE BOX	EA 2.000	1,500.00000		3,000.00	
0038	6970000000-N GENERIC REST AREA ITEM 3/4" GATE VALVE BOX	EA 4.000	2,000.00000		8,000.00	
0039	6970000000-N GENERIC REST AREA ITEM 4" SEWER DRAIN CLEANOUT	EA 10.000	1,000.00000		10,000.00	
0040	6970000000-N GENERIC REST AREA ITEM 6' PARK BENCH	EA 2.000	400.00000		800.00	
0041	6970000000-N GENERIC REST AREA ITEM CONNECTION TO SEWER MANHOLE/ SEWER LINE	EA 2.000	1,700.00000		3,400.00	
0042	6970000000-N GENERIC REST AREA ITEM FLAGPOLE	EA 2.000	4,900.00000		9,800.00	
0043	6970000000-N GENERIC REST AREA ITEM FLAGPOLE LIGHT	EA 2.000	995.00000		1,990.00	
0044	6970000000-N GENERIC REST AREA ITEM NEW POST TOP LIGHT & POLE ON CONC FOUNDATION	EA 4.000	1,100.00000		4,400.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0045	6970000000-N GENERIC REST AREA ITEM PERMANENT RELOCATION OF VENDING BUILDING	2.000 EA	375.00000		750.00	
0046	6970000000-N GENERIC REST AREA ITEM PICNIC SHELTER RELOCATION	2.000 EA	1,600.00000		3,200.00	
0047	6970000000-N GENERIC REST AREA ITEM PICNIC TABLE REMOVAL	4.000 EA	200.00000		800.00	
0048	6970000000-N GENERIC REST AREA ITEM RELOCATE PAYPHONE & PEDESTAL	1.000 EA	4,500.00000		4,500.00	
0049	6970000000-N GENERIC REST AREA ITEM RELOCATE POST TOP LIGHT & POLE ON CONC FOUNDATION	3.000 EA	495.00000		1,485.00	
0050	6970000000-N GENERIC REST AREA ITEM TEMPORARY RELOCATION OF VENDING BUILDING (ON SITE)	2.000 EA	1,930.00000		3,860.00	
0051	6970000000-N GENERIC REST AREA ITEM WASTE CONTAINER	12.000 EA	390.00000		4,680.00	
0052	6975000000-N GENERIC REST AREA ITEM ELECTRICAL INSTALLATION REST AREA SERVICE BUILDING EBL/WBL	LUMP	LUMP		89,000.00	
0053	6975000000-N GENERIC REST AREA ITEM ELECTRICAL INSTALLATION VENDING BUILDING EBL/WBL	LUMP	LUMP		46,000.00	
0054	6975000000-N GENERIC REST AREA ITEM GENERAL CONSTRUCTION REST AREA SERVICE BUILDING EBL/WBL	LUMP	LUMP		519,950.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0055	6975000000-N GENERIC REST AREA ITEM GENERAL CONSTRUCTION VENDING BUILDING EBL/WBL	LUMP	LUMP		153,560.00	
0056	6975000000-N GENERIC REST AREA ITEM HVAC INSTALLATION REST AREA SERVICE BUILDING EBL/WBL	LUMP	LUMP		70,000.00	
0057	6975000000-N GENERIC REST AREA ITEM HVAC INSTALLATION VENDING BUILDING EBL/WBL	LUMP	LUMP		23,500.00	
0058	6975000000-N GENERIC REST AREA ITEM LANDSCAPE GRADING (EBL)	LUMP	LUMP		1,000.00	
0059	6975000000-N GENERIC REST AREA ITEM LANDSCAPE GRADING (WBL)	LUMP	LUMP		1,000.00	
0060	6975000000-N GENERIC REST AREA ITEM LANDSCAPE LIGHTING (EBL)	LUMP	LUMP		2,500.00	
0061	6975000000-N GENERIC REST AREA ITEM LANDSCAPE LIGHTING (WBL)	LUMP	LUMP		2,500.00	
0062	6975000000-N GENERIC REST AREA ITEM PLUMBING INSTALLATION REST AREA SERVICE BUILDING EBL/WBL	LUMP	LUMP		135,500.00	
0063	6975000000-N GENERIC REST AREA ITEM PLUMBING INSTALLATION VENDING BUILDING EBL/WBL	LUMP	LUMP		14,300.00	
0064	6975000000-N GENERIC REST AREA ITEM SITE DEMOLITION (EBL)	LUMP	LUMP		3,600.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0065	6975000000-N GENERIC REST AREA ITEM SITE DEMOLITION (WBL)	LUMP	LUMP			3,400.00
0066	6980000000-E GENERIC REST AREA ITEM 2" PVC WATER LINE (SCH 80)	LF	20.000	14.00000		280.00
0067	6980000000-E GENERIC REST AREA ITEM 3" PVC UTILITY SLEEVE	LF	210.000	4.50000		945.00
0068	6980000000-E GENERIC REST AREA ITEM 3" PVC WATER LINE (SDR21)	LF	275.000	15.00000		4,125.00
0069	6980000000-E GENERIC REST AREA ITEM 3/4" PVC WATER LINE (SCH 80)	LF	30.000	10.00000		300.00
0070	6980000000-E GENERIC REST AREA ITEM 4" SCH 40 DRAIN PIPE	LF	424.000	14.00000		5,936.00
0071	6980000000-E GENERIC REST AREA ITEM 6" PVC GRAVITY SEWER LINE (SDR35)	LF	200.000	16.00000		3,200.00
0072	6980000000-E GENERIC REST AREA ITEM 6" SCH 40 DRAIN PIPE	LF	417.000	18.00000		7,506.00
0073	6980000000-E GENERIC REST AREA ITEM ELECTRIC LINE INSTALL/REPAIR	LF	310.000	45.00000		13,950.00
0074	6980000000-E GENERIC REST AREA ITEM LANDSCAPE METAL EDGING	LF	849.000	4.00000		3,396.00
0075	6980000000-E GENERIC REST AREA ITEM PHONE LINE INSTALL/REPAIR	LF	120.000	5.75000		690.00

State of NC
 Dept of Transportation

Date: 01-20-10
 Revised:

Contract ID: C202171 Project(s): STM-040-2(146)117
 Letting Date: 02-16-10 Call Order: 022
 Bidder: 8756 - Dave's Construction Service, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0076	6980000000-E GENERIC REST AREA ITEM SPLIT RAIL FENCE	108.000 LF	10.00000		1,080.00	
0077	6980000000-E GENERIC REST AREA ITEM TREE PROTECTION FENCE	1,326.000 LF	2.25000		2,983.50	
0078	6985000000-E GENERIC REST AREA ITEM HARDWOOD MULCH	75.000 CY	35.00000		2,625.00	
Section 0001 Total						1,304,484.50
Bid Total						1,304,484.50

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: 01-20-10
PAGE: 11

PROPOSAL: C202171
LETTING: L100216 CALL: 022
VENDOR: 8756 Dave's Construction Service, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 49803 Skyrock
Will Use Quote: Yes

0006	2549000000-E	2'-6"CONC CU LF		30.000	27.00000	810.00
0007	2591000000-E	4" CONCRETE SY		1220.000	26.00000	31720.00
0008	2605000000-N	CONC WHEELCH EA		2.000	700.00000	1400.00
0031	6885000000-E	6" CONCRETE SY		66.000	65.00000	4290.00
0032	6890000000-E	CONCRETE STE CY		4.000	495.00000	1980.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 40,200.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 40,200. ✓ am

DBE SUBCONTRACTOR: 5759 AOA SIGNS
Will Use Quote: Yes

0054	6975000000-N	GENERIC REST LS		0.013	515950.00000	6734.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,734.00
DBE COMMITMENT TOTAL FOR VENDOR (Supplier) \$4,040. ✓ am

DBE SUBCONTRACTOR: 55865 SAFESOUND ACOUSTICS, INC.
Will Use Quote: Yes

0054	6975000000-N	GENERIC REST LS		0.053	515950.00000	27425.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 27,425.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 27,425. ✓ am

DBE SUBCONTRACTOR: 41800 BEAR & CO. SIGNS & LIGHTING, INC.
Will Use Quote: Yes

0042	6970000000-N	GENERIC REST EA		2.000	4900.00000	9800.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,800.00
DBE COMMITMENT TOTAL FOR VENDOR (Supplier) \$5,880. ✓ am

DBE SUBCONTRACTOR: 16770 CONCRETE SPECIALTY CONTRACTORS
Will Use Quote: Yes

0054	6975000000-N	GENERIC REST LS		0.048	515950.00000	25000.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 25,000.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 25,000. ✓ am

TOTAL DBE COMMITMENT FOR VENDOR:

Entered: 7.86% or 102545.40 ✓^{ann}
Required: 8.00% or 104358.76
<GOAL NOT MET>

Contract Item Sheets For C202171

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	11,300.00	11,300.00
0002	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	256 LF	15.00	3,840.00
0003	1077000000-E	SP	#57 STONE	20 TON	32.00	640.00
0004	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	3 EA	851.00	2,553.00
0005	2364000000-N	840	FRAME WITH TWO GRATES, STD 840.16	3 EA	475.00	1,425.00
0006	2549000000-E	846	2'-6" CONCRETE CURB & GUTTER	30 LF	27.00	810.00
0007	2591000000-E	848	4" CONCRETE SIDEWALK	1,220 SY	26.00	31,720.00
0008	2605000000-N	848	CONCRETE WHEELCHAIR RAMPS	2 EA	700.00	1,400.00
0009	3575000000-E	SP	GENERIC FENCING ITEM TEMPORARY 72" CHAIN LINK FENCE	1,876 LF	15.00	28,140.00
0010	3578000000-N	SP	GENERIC FENCING ITEM TEMPORARY DOUBLE GATES, 72" HIGH, 8' WIDE, 16' OPENING	2 EA	500.00	1,000.00
0011	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	75 SY	2.00	150.00
0012	6000000000-E	1605	TEMPORARY SILT FENCE	375 LF	2.50	937.50
0013	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	25 TON	34.00	850.00
0014	6012000000-E	1610	SEDIMENT CONTROL STONE	20 TON	33.00	660.00
0015	6015000000-E	1615	TEMPORARY MULCHING	0.25 ACR	1,000.00	250.00
0016	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	15 LB	20.00	300.00
0017	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.05 TON	2,000.00	100.00
0018	6036000000-E	1631	MATTING FOR EROSION CONTROL	100 SY	1.60	160.00
0019	6042000000-E	1632	1/4" HARDWARE CLOTH	90 LF	4.50	405.00

Contract Item Sheets For C202171

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0020	6084000000-E	1660	SEEDING & MULCHING	0.25 ACR	3,000.00	750.00
0021	6090000000-E	1661	SEED FOR REPAIR SEEDING	10 LB	27.00	270.00
0022	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.05 TON	5,000.00	250.00
0023	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	10 LB	25.00	250.00
0024	6102000000-E	1664	SODDING	2,681 SY	4.50	12,064.50
0025	6108000000-E	1665	FERTILIZER TOPDRESSING	0.1 TON	4,000.00	400.00
0026	6114500000-N	SP	SPECIALIZED HAND MOWING	15 MHR	60.00	900.00
0027	6665000000-E	1670	POSTEMERGENT HERBICIDAL TREAT- MENT FOR PLANT BEDS	668 SY	0.50	334.00
0028	6670000000-E	1670	PREEMERGENT HERBICIDAL TREAT- MENT FOR PLANT BEDS	668 SY	0.50	334.00
0029	6674000000-N	SP	GENERIC PLANTING ITEM (LS) LANDSCAPING PLANTING (EBL)	Lump Sum LS	3,000.00	3,000.00
0030	6674000000-N	SP	GENERIC PLANTING ITEM (LS) LANDSCAPING PLANTING (WBL)	Lump Sum LS	3,000.00	3,000.00
0031	6885000000-E	SP	6" CONCRETE REINFORCED PAD	66 SY	65.00	4,290.00
0032	6890000000-E	SP	CONCRETE STEPS	4 CY	495.00	1,980.00
0033	6895000000-E	SP	HANDRAIL ON STEPS	18 LF	85.00	1,530.00
0034	6900000000-E	SP	TOPSOIL	150 CY	38.00	5,700.00
0035	6910000000-N	SP	PICNIC SHELTER, SINGLE PICNIC TABLE	2 EA	3,300.00	6,600.00
0036	6970000000-N	SP	GENERIC REST AREA ITEM 2" GATE VALVE BOX	2 EA	1,350.00	2,700.00
0037	6970000000-N	SP	GENERIC REST AREA ITEM 3" GATE VALVE BOX	2 EA	1,500.00	3,000.00

Contract Item Sheets For C202171

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	6970000000-N	SP	GENERIC REST AREA ITEM 3/4" GATE VALVE BOX	4 EA	2,000.00	8,000.00
0039	6970000000-N	SP	GENERIC REST AREA ITEM 4" SEWER DRAIN CLEANOUT	10 EA	1,000.00	10,000.00
0040	6970000000-N	SP	GENERIC REST AREA ITEM 6' PARK BENCH	2 EA	400.00	800.00
0041	6970000000-N	SP	GENERIC REST AREA ITEM CONNECTION TO SEWER MANHOLE/ SEWER LINE	2 EA	1,700.00	3,400.00
0042	6970000000-N	SP	GENERIC REST AREA ITEM FLAGPOLE	2 EA	4,900.00	9,800.00
0043	6970000000-N	SP	GENERIC REST AREA ITEM FLAGPOLE LIGHT	2 EA	995.00	1,990.00
0044	6970000000-N	SP	GENERIC REST AREA ITEM NEW POST TOP LIGHT & POLE ON CONC FOUNDATION	4 EA	1,100.00	4,400.00
0045	6970000000-N	SP	GENERIC REST AREA ITEM PERMANENT RELOCATION OF VEND- ING BUILDING	2 EA	375.00	750.00
0046	6970000000-N	SP	GENERIC REST AREA ITEM PICNIC SHELTER RELOCATION	2 EA	1,600.00	3,200.00
0047	6970000000-N	SP	GENERIC REST AREA ITEM PICNIC TABLE REMOVAL	4 EA	200.00	800.00
0048	6970000000-N	SP	GENERIC REST AREA ITEM RELOCATE PAYPHONE & PEDESTAL	1 EA	4,500.00	4,500.00
0049	6970000000-N	SP	GENERIC REST AREA ITEM RELOCATE POST TOP LIGHT & POLE ON CONC FOUNDATION	3 EA	495.00	1,485.00
0050	6970000000-N	SP	GENERIC REST AREA ITEM TEMPORARY RELOCATION OF VEND- ING BUILDING (ON SITE)	2 EA	1,930.00	3,860.00
0051	6970000000-N	SP	GENERIC REST AREA ITEM WASTE CONTAINER	12 EA	390.00	4,680.00

Contract Item Sheets For C202171

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0052	6975000000-N	SP	GENERIC REST AREA ITEM ELECTRICAL INSTALLATION REST AREA SERVICE BUILDING EBL/WBL	Lump Sum LS	89,000.00	89,000.00
0053	6975000000-N	SP	GENERIC REST AREA ITEM ELECTRICAL INSTALLATION VEND- ING BUILDING EBL/WBL	Lump Sum LS	46,000.00	46,000.00
0054	6975000000-N	SP	GENERIC REST AREA ITEM GENERAL CONSTRUCTION REST AREA SERVICE BUILDING EBL/WBL	Lump Sum LS	519,950.00	519,950.00
0055	6975000000-N	SP	GENERIC REST AREA ITEM GENERAL CONSTRUCTION VENDING BUILDING EBL/WBL	Lump Sum LS	153,560.00	153,560.00
0056	6975000000-N	SP	GENERIC REST AREA ITEM HVAC INSTALLATION REST AREA SERVICE BUILDING EBL/WBL	Lump Sum LS	70,000.00	70,000.00
0057	6975000000-N	SP	GENERIC REST AREA ITEM HVAC INSTALLATION VENDING BUILDING EBL/WBL	Lump Sum LS	23,500.00	23,500.00
0058	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE GRADING (EBL)	Lump Sum LS	1,000.00	1,000.00
0059	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE GRADING (WBL)	Lump Sum LS	1,000.00	1,000.00
0060	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE LIGHTING (EBL)	Lump Sum LS	2,500.00	2,500.00
0061	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE LIGHTING (WBL)	Lump Sum LS	2,500.00	2,500.00
0062	6975000000-N	SP	GENERIC REST AREA ITEM PLUMBING INSTALLATION REST AREA SERVICE BUILDING EBL/WBL	Lump Sum LS	135,500.00	135,500.00
0063	6975000000-N	SP	GENERIC REST AREA ITEM PLUMBING INSTALLATION VENDING BUILDING EBL/WBL	Lump Sum LS	14,300.00	14,300.00
0064	6975000000-N	SP	GENERIC REST AREA ITEM SITE DEMOLITION (EBL)	Lump Sum LS	3,600.00	3,600.00
0065	6975000000-N	SP	GENERIC REST AREA ITEM SITE DEMOLITION (WBL)	Lump Sum LS	3,400.00	3,400.00

Contract Item Sheets For C202171

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0066	6980000000-E	SP	GENERIC REST AREA ITEM 2" PVC WATER LINE (SCH 80)	20 LF	14.00	280.00
0067	6980000000-E	SP	GENERIC REST AREA ITEM 3" PVC UTILITY SLEEVE	210 LF	4.50	945.00
0068	6980000000-E	SP	GENERIC REST AREA ITEM 3" PVC WATER LINE (SDR21)	275 LF	15.00	4,125.00
0069	6980000000-E	SP	GENERIC REST AREA ITEM 3/4" PVC WATER LINE (SCH 80)	30 LF	10.00	300.00
0070	6980000000-E	SP	GENERIC REST AREA ITEM 4" SCH 40 DRAIN PIPE	424 LF	14.00	5,936.00
0071	6980000000-E	SP	GENERIC REST AREA ITEM 6" PVC GRAVITY SEWER LINE (SDR35)	200 LF	16.00	3,200.00
0072	6980000000-E	SP	GENERIC REST AREA ITEM 6" SCH 40 DRAIN PIPE	417 LF	18.00	7,506.00
0073	6980000000-E	SP	GENERIC REST AREA ITEM ELECTRIC LINE INSTALL/REPAIR	310 LF	45.00	13,950.00
0074	6980000000-E	SP	GENERIC REST AREA ITEM LANDSCAPE METAL EDGING	849 LF	4.00	3,396.00
0075	6980000000-E	SP	GENERIC REST AREA ITEM PHONE LINE INSTALL/REPAIR	120 LF	5.75	690.00
0076	6980000000-E	SP	GENERIC REST AREA ITEM SPLIT RAIL FENCE	108 LF	10.00	1,080.00
0077	6980000000-E	SP	GENERIC REST AREA ITEM TREE PROTECTION FENCE	1,326 LF	2.25	2,983.50
0078	6985000000-E	SP	GENERIC REST AREA ITEM HARDWOOD MULCH	75 CY	35.00	2,625.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,304,484.50

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, DEBARMENT CERTIFICATION AND GIFT BAN 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.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

SIGNATURE OF CONTRACTOR

Dave's Construction Service, Inc.
Full name of Corporation

P.O. Box 2215 / Eden, North Carolina 27289-2215
Address as Prequalified

Attest Beverly C. Cayton
Secretary/Assistant Secretary
Select appropriate title

By David E. Sexton
President/Vice President/Assistant Vice President
Select appropriate title

Beverly C. Cayton
Print or type Signer's name

David E. Sexton
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the
04 day of March 2010
H. Renee Pankowski
Signature of Notary Public
of Rockingham County
State of North Carolina
My Commission Expires: 04/25/2012

H. RENEE PANKOWSKI
Notary Public, North Carolina
Rockingham County
My Commission Expires
April 25, 2012

NOTARY SEAL

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 C202171

County (ies): Catawba

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

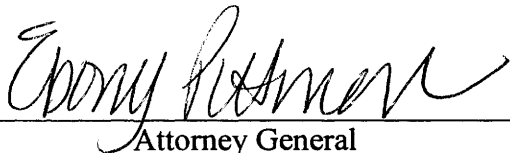


Contract Officer

3/17/10

Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202171
County Catawba

Rev 2-1-10

CONTRACT PAYMENT BOND

Date of Payment Bond Execution March 01, 2010

Name of Principal Contractor Dave's Construction Service, Inc.

Name of Surety: Western Surety Company

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

Amount of Bond: \$1,304,484.50

Contract ID No.: C202171

County Name: Catawba

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. C202171
County Catawba

Rev 2-1-10

CONTRACT PAYMENT BOND

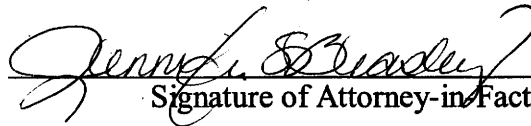
Affix Seal of Surety Company

Western Surety Company


Print or type Surety Company Name

By Jennifer S. Beasley

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Elizabeth S. Pack

Print or type Signer's name

PO Box 97787, Raleigh, NC 27624

Address of Attorney-in-Fact

Contract No.
County

C202171

Catawba

Rev 2-1-10

CONTRACT PAYMENT BOND

CORPORATION

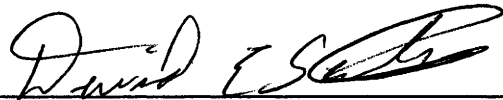
SIGNATURE OF CONTRACTOR (Principal)

Dave's Construction Service, Inc.

Full name of Corporation

P.O. Box 2215 / Eden, North Carolina 27289-2215

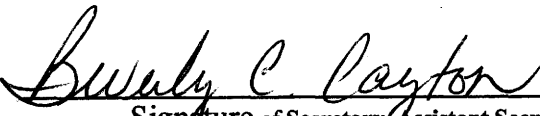
Address as prequalified

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

David E. Sexton

Print or type Signer's name

Affix Corporate Seal

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

Beverly C. Cayton

Print or type Signer's name

Contract No. C202171
County Catawba

Rev 2-1-10

Bond No. 929483323

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: March 01, 2010

Name of Principal Contractor: Dave's Construction Service, Inc.

Name of Surety: Western Surety Company

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

Amount of Bond: \$1,304,484.50

Contract ID No.: C202171

County Name: Catawba

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. C202171
County Catawba

Rev 2-1-10

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Western Surety Company

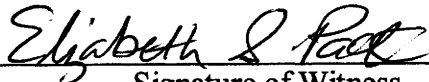
Print or type Surety Company Name

By Jennifer S. Beasley

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Elizabeth S. Pack

Print or type Signer's name

PO Box 97787, Raleigh, NC 27624

Address of Attorney-in-Fact

Contract No.
County

C202171

Catawba

Rev 2-1-10

CONTRACT PERFORMANCE BOND

CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

Dave's Construction Service, Inc.

Full name of Corporation

P.O. Box 2215 / Eden, North Carolina 27289-2215

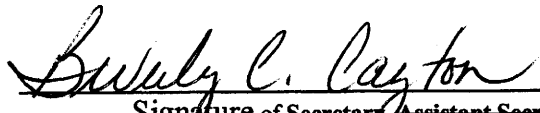
Address as prequalified

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

David E. Sexton

Print or type Signer's name

Affix Corporate Seal

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

Beverly C. Cayton

Print or type Signer's name

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

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

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 17th day of June, 2008.



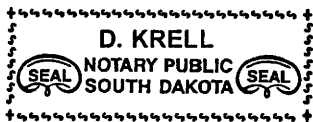
WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 17th day of June, 2008, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
November 30, 2012



D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 1st day of March, 2010.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.