

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

C202674

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202674

WBS 8CR.10631.15, 8CR.20631.15 STATE FUNDED

COUNTY OF MOORE
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER NC 211 LENGTH 56.610 MILES
LOCATION 1 SECTION OF NC-211, NC-24/27, NC-690, AND NC-2, AND 17
SECTIONS OF SECONDARY ROADS.

CONTRACTOR S. T. WOOTEN CORPORATION
ADDRESS P.O. BOX 2408
WILSON, NC 278942408

BIDS OPENED JANUARY 18, 2011
CONTRACT EXECUTION FEB 03 2011

NCDOT/berc

Vendor 3760's Bid Information for Call 012, Letting L110118, 2011-01-18

S. T. Wooten Corporation (3760).

Vendor 3 of 3 Vendors for Call Order 012 (Proposal ID C202674).

County: MOORE
Address: PO Box 2408
Wilson, NC 27893
Phone Number: 252-291-5165
Signature Check: This bid has been properly signed by Richard_E._Vick_3760.
Time Bid Received: Tue Jan 18 10:40:49 2011
Bid Checksum: 1428E759 MBE GOAL SET 3.0
Amendment Count: 0
Bidding Errors: This bid contains errors.
Bid Total: \$5,224,136.32 ✓ MBE GOAL MET 3.0
Bond ID: H1F6-9EJ4-QJVE-HF27
Bond was Verified: Yes. WBE GOAL SET 4.0
Bond Required Percent: 5.00%
Minimum Check Amount: \$261,206.82
Bid Security Maximum: \$ WBE GOAL OBT 3.2
Bond Agency Name:
Agency Execution Date: 1/18/2011
Surety Name: Safeco Insurance Company of America
Surety State of Incorporation:
Bond Company:
Bond Type:
Bond Appr Flag:
Bond Affirm:
Bond was Paid by Check: No.

LIST OF MBE PARTICIPANTS

7636 MB SOLID ROCK TRUCKING	Sub	29,999.99	✓	arm
P.O. BOX 133 , NEW HILL, NC 27562				
3872 MB DURANT TRUCKING INC	Sub	32,000.00	✓	arm
321 E FOREST DR , SANFORD, NC 27330				
6240 MB JOHN MCIVER DBA JFM LOGISTICS	Sub	40,000.00	✓	arm
20 IVEY DRIVE , SANFORD, NC 27330				
7612 MB BURUCA TRUCKING	Sub	27,499.99	✓	arm
165 WILLOW RIDGE DRIVE , SANFORD, NC 27332				
6269 MB M. OLIVER TRUCKING INC.	Sub	27,500.00	✓	arm
1101 COOL SPRINGS RD , SANFORD, NC 27332				
TOTAL:		\$156,999.98		
		3.01%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
2446 WB	HAROLD A. PURYEAR TRUCKING CO.		Sub 100,672.00	✓	arm
5844 LEASE LANE , RALEIGH, NC 27617					
5266 WB	NORTH STATE ENVIRONMENTAL, INC		Sub 4,519.65	✓	arm
2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101					
3765 WB	STAY ALERT SAFETY SERVICES INC		Sub 19,695.00	✓	arm
POST OFFICE BOX 467 , KERNERSVILLE, NC 27285					
9903 WB	BURGESS HAULING		Sub 40,000.00	✓	arm
1462 LEE LAYNE ROAD , RAMSEUR, NC 27316					
TOTAL:			\$164,886.65		
			3.16%		

Miscellaneous Data Info - Contractor Responses:

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NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
 NOT ANSWERED
 NOT ANSWERED
 NOT ANSWERED
 NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
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NCDOT/berc

Vendor 3760's Load Output for Call 012, Letting L110118, 2011-01-18

NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

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BondID: H1F6-9EJ4-QJVE-HF27
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Safeco Insurance Company of America
Bond Execution Date: 1/18/2011
Bond Amount: \$261,206.82 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 12-20-10
Revised:

Contract ID: C202674 Project(s): STATE FUNDED
Letting Date: 01-18-11 Call Order: 012
Bidder: 3760 - S. T. Wooten Corporation

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		260,000.00
0002	0106000000-E BORROW EXCAVATION	CY	2,180.000	15.00000		32,700.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	4,295.000	25.00000		107,375.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	33.050	1,500.00000		49,575.00
0005	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	24,430.000	33.00000		806,190.00
0006	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	47,855.000	33.00000		1,579,215.00
0007	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	4,576.000	370.00000		1,693,120.00
0008	1704000000-E PATCHING EXISTING PAVEMENT	TON	2,576.000	90.00000		231,840.00
0009	1891000000-E GENERIC PAVING ITEM INCIDENTAL MILLING	SY	13,900.000	2.90000		40,310.00
0010	2830000000-N ADJUSTMENT OF MANHOLES	EA	2.000	500.00000		1,000.00
0011	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA	4.000	500.00000		2,000.00

State of NC
 Dept of Transportation

Date: 12-20-10
 Revised:

Contract ID: C202674 Project(s): STATE FUNDED
 Letting Date: 01-18-11 Call Order: 012
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP			35,000.00
0013	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	237,642.000 LF	0.39000			92,680.38
0014	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	197,333.000 LF	0.46000			90,773.18
0015	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	1,300.000 LF	1.25000			1,625.00
0016	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	200.000 LF	2.50000			500.00
0017	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	1,050.000 LF	5.00000			5,250.00
0018	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	71.000 EA	90.00000			6,390.00
0019	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	53.000 EA	90.00000			4,770.00
0020	4810000000-E PAINT PAVEMENT MARKING LINES (4")	1,230,684.000 LF	0.09000			110,761.56
0021	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,727.000 EA	4.25000			7,339.75
0022	6000000000-E TEMPORARY SILT FENCE	1,649.000 LF	1.85000			3,050.65

State of NC
 Dept of Transportation

Date: 12-20-10
 Revised:

Contract ID: C202674 Project(s): STATE FUNDED
 Letting Date: 01-18-11 Call Order: 012
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	6009000000-E STONE FOR EROSION CONTROL, CLASS B	94.000 TON	35.00000		3,290.00	
0024	6012000000-E SEDIMENT CONTROL STONE	94.000 TON	25.00000		2,350.00	
0025	6015000000-E TEMPORARY MULCHING	4.000 ACR	400.00000		1,600.00	
0026	6036000000-E MATTING FOR EROSION CONTROL	30.000 SY	8.52000		255.60	
0027	6071010000-E WATTLE	260.000 LF	5.65000		1,469.00	
0028	6084000000-E SEEDING & MULCHING	24.270 ACR	1,450.00000		35,191.50	
0029	6090000000-E SEED FOR REPAIR SEEDING	826.000 LB	5.95000		4,914.70	
0030	6093000000-E FERTILIZER FOR REPAIR SEEDING	6.000 TON	800.00000		4,800.00	
0031	7444000000-E INDUCTIVE LOOP SAWCUT	2,000.000 LF	4.40000		8,800.00	
	Section 0001 Total				5,224,136.32	
	Bid Total				5,224,136.32	

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
 MBE COMMITMENT ITEMS

DATE: 12-20-10
 PAGE: 6

PROPOSAL: C202674
 LETTING: L110118 CALL: 012
 VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT	
MBE SUBCONTRACTOR: 7636 SOLID ROCK TRUCKING							
Will Use Quote: Yes							
0002	0106000000-E	BORROW EXCAV CY		1000.000	15.00000	15000.00	
		Hauling borrow					
0006	1525000000-E	ASP CONC SUR TON		454.545	33.00000	14999.99	
		Hauling asphalt					
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						29,999.99	✓ arm
MBE SUBCONTRACTOR: 3872 DURANT TRUCKING INC							
Will Use Quote: Yes							
0005	1519000000-E	ASP CONC SUR TON		969.697	33.00000	32000.00	
		Hauling asphalt to various maps					
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						32,000.00	✓ arm
MBE SUBCONTRACTOR: 6240 JOHN MCIVER DBA JFM LOGISTICS							
Will Use Quote: Yes							
0006	1525000000-E	ASP CONC SUR TON		1212.121	33.00000	40000.00	
		Hauling stockpile					
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						40,000.00	✓ arm
MBE SUBCONTRACTOR: 7612 BURUCA TRUCKING							
Will Use Quote: Yes							
0006	1525000000-E	ASP CONC SUR TON		833.333	33.00000	27499.99	
		Hauling asphalt					
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						27,499.99	✓ arm
MBE SUBCONTRACTOR: 6269 M. OLIVER TRUCKING INC.							
Will Use Quote: Yes							
0005	1519000000-E	ASP CONC SUR TON		454.545	33.00000	15000.00	
		Hauling asphalt					
0006	1525000000-E	ASP CONC SUR TON		378.788	33.00000	12500.00	
		Hauling asphalt					
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						27,500.00	✓ arm

TOTAL MBE COMMITMENT FOR VENDOR:

Entered: 3.01% or 156999.98 ✓ arm
Required: 3.00% or 156724.09
<GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 WBE COMMITMENT ITEMS

DATE: 12-20-10
 PAGE: 8

PROPOSAL: C202674
 LETTING: L110118 CALL: 012
 VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT	
WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO. Will Use Quote: Yes							
0007	1560000000-E	ASP FOR PLAN	TON	4576.000	22.00000	100672.00	
		Hauling Liquid					
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						100,672.00	✓ arm
WBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC Will Use Quote: Yes							
0022	6000000000-E	TEMPORARY SI	LF	1649.000	1.85000	3050.65	
0027	6071010000-E	WATTLE	LF	260.000	5.65000	1469.00	
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						4,519.65	✓ arm
WBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC Will Use Quote: Yes							
0012	4589000000-N	GENERIC TRAF	LS	1.000	19695.00000	19695.00	
		Install, maintain & remove stationary signage					
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						19,695.00	✓ arm
WBE SUBCONTRACTOR: 9903 BURGESS HAULING Will Use Quote: Yes							
0006	1525000000-E	ASP CONC SUR	TON	1212.121	33.00000	40000.00	
		Hauling asphalt to various maps					
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						40,000.00	✓ arm
TOTAL WBE COMMITMENT FOR VENDOR:				Entered:	3.16% or	164886.65	✓ arm
				Required:	4.00% or	208965.45	
				<GOAL NOT MET>			

Contract Item Sheets For C202674

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	260,000.00	260,000.00
0002	0106000000-E	230	BORROW EXCAVATION	2,180 CY	15.00	32,700.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	4,295 TON	25.00	107,375.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	33.05 SMI	1,500.00	49,575.00
0005	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	24,430 TON	33.00	806,190.00
0006	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	47,855 TON	33.00	1,579,215.00
0007	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	4,576 TON	370.00	1,693,120.00
0008	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,576 TON	90.00	231,840.00
0009	1891000000-E	SP	GENERIC PAVING ITEM INCIDENTAL MILLING	13,900 SY	2.90	40,310.00
0010	2830000000-N	858	ADJUSTMENT OF MANHOLES	2 EA	500.00	1,000.00
0011	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	4 EA	500.00	2,000.00
0012	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	35,000.00	35,000.00
0013	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	237,642 LF	0.39	92,680.38
0014	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	197,333 LF	0.46	90,773.18
0015	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	1,300 LF	1.25	1,625.00
0016	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	200 LF	2.50	500.00
0017	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,050 LF	5.00	5,250.00

Contract Item Sheets For C202674

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	71 EA	90.00	6,390.00
0019	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	53 EA	90.00	4,770.00
0020	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	1,230,684 LF	0.09	110,761.56
0021	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,727 EA	4.25	7,339.75
0022	6000000000-E	1605	TEMPORARY SILT FENCE	1,649 LF	1.85	3,050.65
0023	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	94 TON	35.00	3,290.00
0024	6012000000-E	1610	SEDIMENT CONTROL STONE	94 TON	25.00	2,350.00
0025	6015000000-E	1615	TEMPORARY MULCHING	4 ACR	400.00	1,600.00
0026	6036000000-E	1631	MATTING FOR EROSION CONTROL	30 SY	8.52	255.60
0027	6071010000-E	SP	WATTLE	260 LF	5.65	1,469.00
0028	6084000000-E	1660	SEEDING & MULCHING	24.27 ACR	1,450.00	35,191.50
0029	6090000000-E	1661	SEED FOR REPAIR SEEDING	826 LB	5.95	4,914.70
0030	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	6 TON	800.00	4,800.00
0031	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	2,000 LF	4.40	8,800.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$5,224,136.32 ✓

Contract No. C202674
County MOORE

Rev. 7-12-10

**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, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the Contractor intends to do the work with its 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

S.T. Wooten CORPORATION
Full name of Corporation

P.O. Box 2408 WILSON NC 27894
Address as Prequalified

Attest Douglas W. Godwin
~~Secretary~~/Assistant Secretary
Select appropriate title

By [Signature]
~~President~~/Vice President/~~Assistant~~ Vice President
Select appropriate title

Douglas W Godwin
Print or type Signer's name

Henry D Butts Jr
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

27 day of January 2011.

Lana L. Radford
Signature of Notary Public

NOTARY SEAL

of WILSON County

State of North Carolina

My Commission Expires: 2/5/13

Contract No. C202674
County MOORE

Rev. 7-12-10

DEBARMENT CERTIFICATION

Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed 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 prequalified bidder 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 prequalified bidder 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 prequalified bidder 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 bidder 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 6 herein, the Department may terminate any contract if the bidder 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.

Contract No. C202674
County MOORE

Rev. 7-12-10

DEBARMENT CERTIFICATION

The prequalified 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.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder 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 prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No **C202674**

County (ies): **Moore**

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**

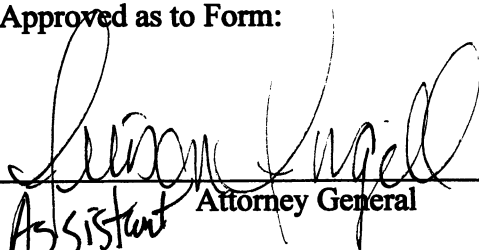


Contract Officer

2/3/11

Date

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



Assistant Attorney General

Contract No. C202674
County MOORE

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 1, 2011
Name of Principal Contractor S.T. Wooten Corporation
Name of Surety: Safeco Insurance Co. of America
2359 Perimeter Pointe Parkway, Suite 160
Charlotte, NC 28208
Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina
Amount of Bond: \$5,224,136.32
Contract ID No.: C202674
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.

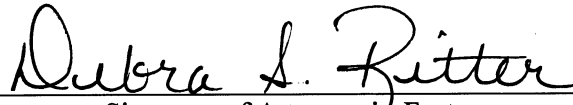
Contract No. C202674
County MOORE

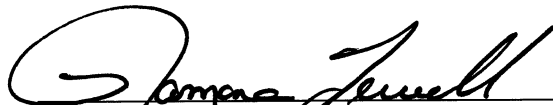
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Co. of America
Print or type Surety Company Name

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


Signature of Attorney-in-Fact


Signature of Witness

Ramona Fewell
Print or type Signer's Name

Thomas Rutherford, Inc.
6230 Fairview Road Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202674
County MOORE

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

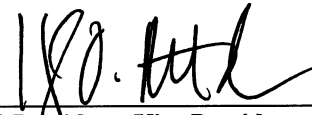
S. T. Wooten Corporation

Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By: _____



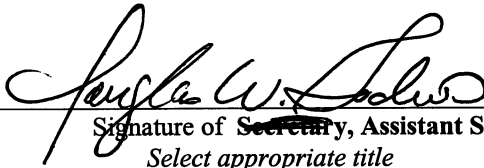
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

HENRY D. BUTTS, JR.

Print or type Signer's name

Affix Corporate Seal

Attest



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

DOUGLAS W. GODWIN

Print or type Signer's name

Contract No. C202674
County MOORE

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 1, 2011

Name of Principal Contractor: S. T. Wooten Corporation

Name of Surety: Safeco Insurance Co. of America
2359 Perimeter Pointe Parkway, Suite 160
Charlotte, NC 28208

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

Amount of Bond: \$5,224,136.32

Contract ID No.: C202674

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 it undersigned representative, pursuant to authority of its governing body.

Contract No. C202674
County MOORE

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Safeco Insurance Co. of America
Print or type Surety Company Name

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

Debra S. Ritter
Signature of Attorney-in-Fact

Ramona Fewell
Signature of witness

Ramona Fewell
Print or type Signer's Name

Thomas Rutherford, Inc.
6230 Fairview Road Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

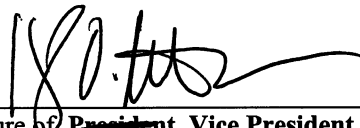
Contract No. C202674
County MOORE

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

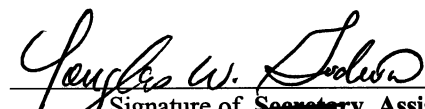
S. T. Wooten Corporation
Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408
Address as prequalified

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

HENRY D. BUTTS, JR.
Print or type Signer's name

Affix Corporate Seal

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

DOUGLAS W. GODWIN
Print or type Signer's name



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

No. 12642

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

*****RAMONA FEWELL; RAYMOND J. GARRUTO; BRAD W. GIBSON; MARTIN D. PALLAZZA; DEBRA S. RITTER; ANGELA M. YOUNT; Charlotte, North Carolina*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of March, 2009

[Signature of Dexter R. Legg]

[Signature of Timothy A. Mikolajewski]

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 1st day of February, 2011



[Signature of Dexter R. Legg]

Dexter R. Legg, Secretary