

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

C202708

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202708

WBS 5C.092132, 5CR.20921.29 STATE FUNDED

COUNTY OF WAKE  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER LENGTH 16.011 MILES  
LOCATION 9 SECTIONS OF SECONDARY ROADS.

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

BIDS OPENED FEBRUARY 15, 2011  
CONTRACT EXECUTION MAR 07 2011

**S. T. Wooten Corporation (3760).**

**Vendor 2 of 4 Vendors for Call Order 011 (Proposal ID C202708).**

County: WAKE  
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 Feb 15 13:08:08 2011

Bid Checksum: 3F3DF156

MBE GOAL SET 4.0

Amendment Count: 0

Bidding Errors: No bidding errors. ✓

Bid Total: \$3,150,500.88 ✓

MBE GOAL MET 4.0

Bond ID: QYWS-22G3-NMH1-PEFH

Bond was Verified: Yes.

Bond Required Percent: 5.00%

WBE GOAL SET 4.0

Minimum Check Amount: \$157,525.04

Bid Security Maximum: \$

WBE GOAL MET 4.0

Bond Agency Name:

Agency Execution Date: 2/15/2011

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

LIST OF MBE PARTICIPANTS

|         |  |     |              |   |     |
|---------|--|-----|--------------|---|-----|
| 8857 MB | E ZURDO TRUCKING INC<br>302 INDIAN TRAIL , WENDELL, NC 27591           | Sub | 19,000.00    | ✓ | arm |
| 8847 MB | KAP TRANSPORT INC<br>5829 CHATMOSS DR , RALEIGH, NC 27610              | Sub | 20,000.00    | ✓ | arm |
| 9357 MB | Q BALL TRUCKING INC<br>170 FISHERMANS LANE , MACON, NC 27551           | Sub | 15,000.00    | ✓ | arm |
| 7721 MB | BONILLA TRUCKING LLC<br>1437 NICHOLAS STREET , HENDERSON, NC 275365330 | Sub | 20,000.00    | ✓ | arm |
| 4948 MB | BURTCH TRUCKING CO.<br>605 INDIAN CAMP RD. , SMITHFIELD, NC 27577      | Sub | 53,000.00    | ✓ | arm |
| TOTAL:  |  |     | \$127,000.00 | ✓ | arm |
|         |  |     | 4.03%        |   |     |

LIST OF WBE PARTICIPANTS

| VENDOR NUMBER | DBE NAME ADDRESS   | WORK CODE TYPE OF WORK | CERT TYPE AMOUNT |   |     |
|---------------|--|------------------------|------------------|---|-----|
| 2446 WB       | HAROLD A. PURYEAR TRUCKING CO.<br>5844 LEASE LANE , RALEIGH, NC 27617              |                        | Sub 57,624.98    | ✓ | arm |
| 3765 WB       | STAY ALERT SAFETY SERVICES INC<br>POST OFFICE BOX 467 , KERNERSVILLE, NC 27285     |                        | Sub 6,590.00     | ✓ | arm |
| 5266 WB       | NORTH STATE ENVIRONMENTAL, INC<br>2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101 |                        | Sub 25,757.52    | ✓ | arm |
| 2653 WB       | BROWE CONSTRUCTION CO., INC.<br>POST OFFICE BOX 1499 , CLAYTON, NC 27520           |                        | Sub 5,500.00     | ✓ | arm |
| 7423 WB       | 1ST CLASS TRUCKING INC<br>4700 HARPER RENN RD , OXFORD, NC 27565                   |                        | Sub 30,999.99    | ✓ | arm |
| TOTAL:        |  |                        | \$126,472.49     | ✓ | arm |
|               |  |                        | 4.01%            |   |     |

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. QYWS-22G3-NMH1-PEFH  
Surety Registry Agency SurePathNetwork  
Verified?. Yes  
Surety Agency Liberty Mutual Insurance Company  
Bond Execution Date 2/15/2011  
Bond Amount: \$157,525.04 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date. 01-18-11  
Revised

Contract ID C202708 Project(s) STATE FUNDED  
Letting Date: 02-15-11 Call Order 011  
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<br>N                                    | LUMP                       | LUMP       |             | 152,000.00   |
| 0002                       | 0106000000-E BORROW<br>EXCAVATION                                | CY                         | 1,673.000  | 20.00000    | 33,460.00    |
| 0003                       | 1220000000-E INCIDENTAL<br>STONE BASE                            | TON                        | 1,568.000  | 30.00000    | 47,040.00    |
| 0004                       | 1245000000-E SHOULDER<br>RECONSTRUCTION                          | SMI                        | 30.420     | 2,600.00000 | 79,092.00    |
| 0005                       | 1297000000-E MILLING<br>ASPHALT PAVEMENT,<br>***"DEPTH (1")      | SY                         | 2,660.000  | 1.50000     | 3,990.00     |
| 0006                       | 1297000000-E MILLING<br>ASPHALT PAVEMENT,<br>***"DEPTH (1-1/2")  | SY                         | 26,166.000 | 1.00000     | 26,166.00    |
| 0007                       | 1297000000-E MILLING<br>ASPHALT PAVEMENT,<br>***"DEPTH (2")      | SY                         | 2,969.000  | 1.25000     | 3,711.25     |
| 0008                       | 1297000000-E MILLING<br>ASPHALT PAVEMENT,<br>***"DEPTH (4")      | SY                         | 60,305.000 | 1.30000     | 78,396.50    |
| 0009                       | 1330000000-E INCIDENTAL<br>MILLING                               | SY                         | 2,382 000  | 4 10000     | 9,766.20     |
| 0010                       | 1489000000-E ASPHALT<br>CONC BASE COURSE, TYPE<br>B25.0B         | TON                        | 567 000    | 45.00000    | 25,515.00    |
| 0011                       | 1498000000-E ASPHALT<br>CONC INTERMEDIATE<br>COURSE, TYPE I19.0B | TON                        | 11,160.000 | 33.00000    | 368,280 00   |

State of NC  
 Dept of Transportation

Date. 01-18-11  
 Revised.

Contract ID C202708 Project(s). STATE FUNDED  
 Letting Date: 02-15-11 Call Order: 011  
 Bidder. 3760 - S. T. Wooten Corporation

| Line No. | Item Description   | Approx. Quantity and Units | Unit Price |     | Bid Amount |    |
|----------|--|----------------------------|------------|-----|------------|----|
|          |  |                            | Dollars    | Cts | Dollars    | Ct |
| 0012     | 1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B               | 19,107.000<br>TON          | 34.00000   |     | 649,638.00 |    |
| 0013     | 1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A              | 149.000<br>TON             | 55.00000   |     | 8,195.00   |    |
| 0014     | 1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22          | 1,705.000<br>TON           | 440.00000  |     | 750,200.00 |    |
| 0015     | 1704000000-E PATCHING EXISTING PAVEMENT                            | 7,185.000<br>TON           | 95.00000   |     | 682,575.00 |    |
| 0016     | 2830000000-N ADJUSTMENT OF MANHOLES                                | 8.000<br>EA                | 250.00000  |     | 2,000.00   |    |
| 0017     | 2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES              | 14.000<br>EA               | 250.00000  |     | 3,500.00   |    |
| 0018     | 4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)   | 165,818.000<br>LF          | 0.41000    |     | 67,985.38  |    |
| 0019     | 4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)  | 133,507.000<br>LF          | 0.49000    |     | 65,418.43  |    |
| 0020     | 4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)  | 230.000<br>LF              | 2.00000    |     | 460.00     |    |
| 0021     | 4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS) | 400.000<br>LF              | 5.00000    |     | 2,000.00   |    |
| 0022     | 4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS) | 577.000<br>LF              | 6.00000    |     | 3,462.00   |    |

State of NC  
 Dept of Transportation

Date 01-18-11  
 Revised

Contract ID C202708 Project(s) · STATE FUNDED  
 Letting Date: 02-15-11 Call Order. 011  
 Bidder 3760 - S. T. Wooten Corporation

| Line No | Item Description  | Approx. Quantity and Units | Unit Price  |     | Bid Amount |    |
|---------|---|----------------------------|-------------|-----|------------|----|
|         |   |                            | Dollars     | Cts | Dollars    | Ct |
| 0023    | 4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS) | 20 000<br>EA               | 100.00000   |     | 2,000.00   |    |
| 0024    | 4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)     | 33.000<br>EA               | 100.00000   |     | 3,300.00   |    |
| 0025    | 4810000000-E PAINT PAVEMENT MARKING LINES (4")                    | 140,533.000<br>LF          | 0.10000     |     | 14,053.30  |    |
| 0026    | 4830000000-E PAINT PAVEMENT MARKING LINES (16")                   | 400.000<br>LF              | 2.00000     |     | 800.00     |    |
| 0027    | 4835000000-E PAINT PAVEMENT MARKING LINES (24")                   | 321.000<br>LF              | 3.00000     |     | 963.00     |    |
| 0028    | 4845000000-N PAINT PAVEMENT MARKING SYMBOL                        | 20.000<br>EA               | 25.00000    |     | 500.00     |    |
| 0029    | 4900000000-N PERMANENT RAISED PAVEMENT MARKERS                    | 1,205 000<br>EA            | 3.50000     |     | 4,217.50   |    |
| 0030    | 6000000000-E TEMPORARY SILT FENCE                                 | 2,532.000<br>LF            | 1.70000     |     | 4,304.40   |    |
| 0031    | 6071010000-E WATTLE   | 4,979.000<br>LF            | 3.68000     |     | 18,322.72  |    |
| 0032    | 6071020000-E POLYACRYLAMIDE (PAM)                                 | 364 000<br>LB              | 8.60000     |     | 3,130.40   |    |
| 0033    | 6084000000-E SEEDING & MULCHING                                   | 21.930<br>ACR              | 1,400.00000 |     | 30,702.00  |    |

State of NC  
 Dept of Transportation

Date. 01-18-11  
 Revised.

Contract ID C202708      Project(s): STATE FUNDED  
 Letting Date: 02-15-11    Call Order: 011  
 Bidder 3760 - S. T. Wooten Corporation

| Line No.           | Item Description                   | Approx. Quantity and Units | Unit Price |     | Bid Amount |              |
|--------------------|------------------------------------|----------------------------|------------|-----|------------|--------------|
|                    |                                    |                            | Dollars    | Cts | Dollars    | Ct           |
| 0034               | 7444000000-E INDUCTIVE LOOP SAWCUT | 1,116.000<br>LF            | 4.80000    |     | 5,356.80   |              |
| Section 0001 Total |                                    |                            |            |     |            | 3,150,500.88 |
| Bid Total          |                                    |                            |            |     |            | 3,150,500.88 |



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: 01-18-11  
 PAGE: 7

PROPOSAL: C202708  
 LETTING: L110215 CALL: 011  
 VENDOR: 3760 S. T. Wooten Corporation

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

MBE SUBCONTRACTOR: 8857 E ZURDO TRUCKING INC  
 Will Use Quote: Yes

|      |              |                  |          |         |          |
|------|--------------|------------------|----------|---------|----------|
| 0005 | 1297000000-E | MILL ASP PVM SY  | 240.385  | 2.08000 | 500.00   |
|      |              | hauling Millings |          |         |          |
| 0006 | 1297000000-E | MILL ASP PVM SY  | 6106.870 | 1.31000 | 8000.00  |
|      |              | Hauling Millings |          |         |          |
| 0007 | 1297000000-E | MILL ASP PVM SY  | 277.778  | 1.80000 | 500.00   |
|      |              | Hauling Millings |          |         |          |
| 0008 | 1297000000-E | MILL ASP PVM SY  | 5291.005 | 1.89000 | 10000.00 |
|      |              | Hauling Millings |          |         |          |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 19,000.00 ✓ arm

MBE SUBCONTRACTOR: 8847 KAP TRANSPORT INC  
 Will Use Quote: Yes

|      |              |                  |         |          |          |
|------|--------------|------------------|---------|----------|----------|
| 0010 | 1489000000-E | ASP CONC BAS TON | 108.202 | 46.21000 | 5000.00  |
|      |              | Hauling Asphalt  |         |          |          |
| 0011 | 1498000000-E | ASP CONC INT TON | 419.580 | 35.75000 | 15000.00 |
|      |              | Hauling asphalt  |         |          |          |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 20,000.00 ✓ arm

MBE SUBCONTRACTOR: 9357 Q BALL TRUCKING INC  
 Will Use Quote: Yes

|      |              |                  |         |          |          |
|------|--------------|------------------|---------|----------|----------|
| 0012 | 1519000000-E | ASP CONC SUR TON | 410.734 | 36.52000 | 15000.00 |
|      |              | Hauling Asphalt  |         |          |          |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 15,000.00 ✓ arm

MBE SUBCONTRACTOR: 7721 BONILLA TRUCKING LLC  
 Will Use Quote: Yes

|      |              |                  |         |          |          |
|------|--------------|------------------|---------|----------|----------|
| 0012 | 1519000000-E | ASP CONC SUR TON | 547.645 | 36.52000 | 20000.00 |
|      |              | Hauling Asphalt  |         |          |          |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 20,000.00 ✓ arm

MBE SUBCONTRACTOR: 4948 BURTCH TRUCKING CO.  
 Will Use Quote: Yes

|      |              |                  |          |          |          |
|------|--------------|------------------|----------|----------|----------|
| 0012 | 1519000000-E | ASP CONC SUR TON | 1095.290 | 36.52000 | 40000.00 |
|      |              | Hauling Asphalt  |          |          |          |
| 0011 | 1498000000-E | ASP CONC INT TON | 393.939  | 33.00000 | 13000.00 |
|      |              | Hauling Asphalt  |          |          |          |

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 Check: 3F3DF156 Page 7

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 MBE COMMITMENT ITEMS

DATE: 01-18-11  
 PAGE: 8

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

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 53,000.00 ✓ am.

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 4.03% or 127000.00 ✓ am.  
 Required: 4.00% or 126020.04 ✓ am.  
 <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 WBE COMMITMENT ITEMS

DATE: 01-18-11  
 PAGE: 9

PROPOSAL: C202708  
 LETTING: L110215 CALL: 011  
 VENDOR: 3760 S. T. Wooten Corporation

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

WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.  
 Will Use Quote: Yes

|      |              |                   |     |          |          |          |
|------|--------------|-------------------|-----|----------|----------|----------|
| 0014 | 1560000000-E | ASP FOR PLAN      | TON | 1705.000 | 25.00000 | 42625.00 |
|      |              | Hauling Liquid    |     |          |          |          |
| 0012 | 1519000000-E | ASP CONC SUR      | TON | 441.176  | 34.00000 | 14999.98 |
|      |              | Hauling Stockpile |     |          |          |          |

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 57,624.98 ✓ arm

WBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC  
 Will Use Quote: Yes

|      |              |   |    |       |             |         |
|------|--------------|---|----|-------|-------------|---------|
| 0001 | 0000100000-N | MOBILIZATION                                  | LS | 0.394 | 16723.42000 | 6590.00 |
|      |              | Install, Maintain & Remove Stationary signage |    |       |             |         |

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,590.00 ✓ arm

WBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC  
 Will Use Quote: Yes

|      |              |              |    |          |         |          |
|------|--------------|--------------|----|----------|---------|----------|
| 0030 | 6000000000-E | TEMPORARY SI | LF | 2532.000 | 1.70000 | 4304.40  |
| 0031 | 6071010000-E | WATTLE       | LF | 4979.000 | 3.68000 | 18322.72 |
| 0032 | 6071020000-E | POLYACRYLAMI | LB | 364.000  | 8.60000 | 3130.40  |

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 25,757.52 ✓ arm

WBE SUBCONTRACTOR: 2653 BROWE CONSTRUCTION CO., INC.  
 Will Use Quote: Yes

|      |              |              |    |        |           |         |
|------|--------------|--------------|----|--------|-----------|---------|
| 0016 | 2830000000-N | ADJ MANHOLES | EA | 8.000  | 250.00000 | 2000.00 |
| 0017 | 2845000000-N | ADJ METER OR | EA | 14.000 | 250.00000 | 3500.00 |

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 5,500.00 ✓ arm

WBE SUBCONTRACTOR: 7423 1ST CLASS TRUCKING INC  
 Will Use Quote: Yes

|      |              |                |     |         |          |          |
|------|--------------|----------------|-----|---------|----------|----------|
| 0002 | 0106000000-E | BORROW EXCAV   | CY  | 913.706 | 19.70000 | 18000.00 |
|      |              | Hauling Borrow |     |         |          |          |
| 0003 | 1220000000-E | INCIDENTAL S   | TON | 430.036 | 30.23000 | 12999.99 |
|      |              | Hauling Stone  |     |         |          |          |

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 30,999.99 ✓ arm

TOTAL WBE COMMITMENT FOR VENDOR:

Entered: 4.01% or 126472.49 ✓ am  
Required: 4.00% or 126020.04  
<GOAL MET>

## Contract Item Sheets For C202708

| Line #               | ItemNumber   | Sec # | Description   | Quantity Unit  | Unit Bid Price | Amount Bid |
|----------------------|--------------|-------|---|----------------|----------------|------------|
| <b>ROADWAY ITEMS</b> |              |       |   |                |                |            |
| 0001                 | 0000100000-N | 800   | MOBILIZATION  | Lump Sum<br>LS | 152,000.00     | 152,000.00 |
| 0002                 | 0106000000-E | 230   | BORROW EXCAVATION                                   | 1,673<br>CY    | 20.00          | 33,460.00  |
| 0003                 | 1220000000-E | 545   | INCIDENTAL STONE BASE                               | 1,568<br>TON   | 30.00          | 47,040.00  |
| 0004                 | 1245000000-E | SP    | SHOULDER RECONSTRUCTION                             | 30.42<br>SMI   | 2,600.00       | 79,092.00  |
| 0005                 | 1297000000-E | 607   | MILLING ASPHALT PAVEMENT, ****<br>DEPTH<br>(1")     | 2,660<br>SY    | 1.50           | 3,990.00   |
| 0006                 | 1297000000-E | 607   | MILLING ASPHALT PAVEMENT, ****<br>DEPTH<br>(1-1/2") | 26,166<br>SY   | 1.00           | 26,166.00  |
| 0007                 | 1297000000-E | 607   | MILLING ASPHALT PAVEMENT, ****<br>DEPTH<br>(2")     | 2,969<br>SY    | 1.25           | 3,711.25   |
| 0008                 | 1297000000-E | 607   | MILLING ASPHALT PAVEMENT, ****<br>DEPTH<br>(4")     | 60,305<br>SY   | 1.30           | 78,396.50  |
| 0009                 | 1330000000-E | 607   | INCIDENTAL MILLING                                  | 2,382<br>SY    | 4.10           | 9,766.20   |
| 0010                 | 1489000000-E | 610   | ASPHALT CONC BASE COURSE, TYPE<br>B25.0B            | 567<br>TON     | 45.00          | 25,515.00  |
| 0011                 | 1498000000-E | 610   | ASPHALT CONC INTERMEDIATE<br>COURSE, TYPE I19.0B    | 11,160<br>TON  | 33.00          | 368,280.00 |
| 0012                 | 1519000000-E | 610   | ASPHALT CONC SURFACE COURSE,<br>TYPE S9.5B          | 19,107<br>TON  | 34.00          | 649,638.00 |
| 0013                 | 1525000000-E | 610   | ASPHALT CONC SURFACE COURSE,<br>TYPE SF9.5A         | 149<br>TON     | 55.00          | 8,195.00   |
| 0014                 | 1560000000-E | 620   | ASPHALT BINDER FOR PLANT MIX,<br>GRADE PG 64-22     | 1,705<br>TON   | 440.00         | 750,200.00 |
| 0015                 | 1704000000-E | SP    | PATCHING EXISTING PAVEMENT                          | 7,185<br>TON   | 95.00          | 682,575.00 |
| 0016                 | 2830000000-N | 858   | ADJUSTMENT OF MANHOLES                              | 8<br>EA        | 250.00         | 2,000.00   |
| 0017                 | 2845000000-N | 858   | ADJUSTMENT OF METER BOXES OR<br>VALVE BOXES         | 14<br>EA       | 250.00         | 3,500.00   |

## Contract Item Sheets For C202708

| Line # | ItemNumber   | Sec # | Description  | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|--|---------------|----------------|------------|
| 0018   | 4685000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)   | 165,818 LF    | 0.41           | 67,985.38  |
| 0019   | 4686000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)  | 133,507 LF    | 0.49           | 65,418.43  |
| 0020   | 4697000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)  | 230 LF        | 2.00           | 460.00     |
| 0021   | 4705000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS) | 400 LF        | 5.00           | 2,000.00   |
| 0022   | 4710000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 577 LF        | 6.00           | 3,462.00   |
| 0023   | 4721000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)  | 20 EA         | 100.00         | 2,000.00   |
| 0024   | 4725000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)      | 33 EA         | 100.00         | 3,300.00   |
| 0025   | 4810000000-E | 1205  | PAINT PAVEMENT MARKING LINES (4")                    | 140,533 LF    | 0.10           | 14,053.30  |
| 0026   | 4830000000-E | 1205  | PAINT PAVEMENT MARKING LINES (16")                   | 400 LF        | 2.00           | 800.00     |
| 0027   | 4835000000-E | 1205  | PAINT PAVEMENT MARKING LINES (24")                   | 321 LF        | 3.00           | 963.00     |
| 0028   | 4845000000-N | 1205  | PAINT PAVEMENT MARKING SYMBOL                        | 20 EA         | 25.00          | 500.00     |
| 0029   | 4900000000-N | 1251  | PERMANENT RAISED PAVEMENT MARKERS                    | 1,205 EA      | 3.50           | 4,217.50   |
| 0030   | 6000000000-E | 1605  | TEMPORARY SILT FENCE                                 | 2,532 LF      | 1.70           | 4,304.40   |
| 0031   | 6071010000-E | SP    | WATTLE   | 4,979 LF      | 3.68           | 18,322.72  |
| 0032   | 6071020000-E | SP    | POLYACRYLAMIDE (PAM)                                 | 364 LB        | 8.60           | 3,130.40   |
| 0033   | 6084000000-E | 1660  | SEEDING & MULCHING                                   | 21.93 ACR     | 1,400.00       | 30,702.00  |
| 0034   | 7444000000-E | 1725  | INDUCTIVE LOOP SAWCUT                                | 1,116 LF      | 4.80           | 5,356.80   |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,150,500.88



C202708

Contract No. \_\_\_\_\_

Rev. 7-12-10

County WAKE

**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, NORTH CAROLINA 27894

\_\_\_\_\_  
Address as Prequalified

Attest

W Reade Dawson

By

Richard E. Vick

Secretary/Assistant Secretary  
Select appropriate title

President/Vice President/Assistant Vice President  
Select appropriate title

W READE DAWSON

RICHARD E. VICK

\_\_\_\_\_  
Print or type Signer's name

\_\_\_\_\_  
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

25 day of February 2011

Lana L. Radfowl  
Signature of Notary Public

**NOTARY SEAL**

of WILSON County

State of North Carolina

My Commission Expires: 2/5/13

## 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.

### 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**      **C202708**

**County (ies):**    **Wake**

**ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION**



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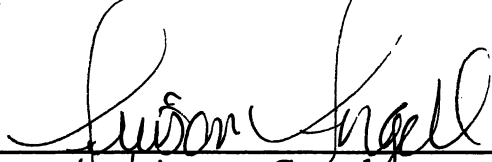
**Contract Officer**

3/7/11

---

**Date**

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



---

**Assistant Attorney General**

Contract No. C202708  
 County WAKE

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution March 1, 2011

Name of Principal Contractor S.T Wooten Corporation

Name of Surety Liberty Mutual Insurance Company  
175 Berkeley Street  
Boston, MA 02116

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

Amount of Bond: \$3,150,500.88

Contract ID No.. C202708

County Name: WAKE

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body

Contract No. C202708  
County WAKE

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
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

Marsh & McLennan Agency LLC (MMA)-  
Rutherford Division  
6230 Fairview Road Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202708  
County WAKE

**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:



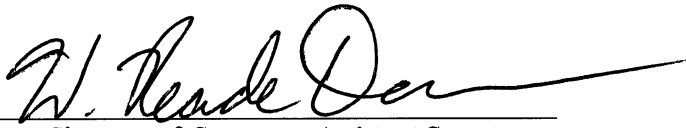
Signature of ~~President~~, Vice President, Assistant Vice President  
*Select appropriate title*

RICHARD E. VICK

Print or type Signer's name

*Affix Corporate Seal*

Attest



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

W READE DAWSON

Print or type Signer's name

Contract No. C202708  
 County WAKE

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: March 1, 2011

Name of Principal Contractor: S. T Wooten Corporation

Name of Surety: Liberty Mutual Insurance Company  
175 Berkeley Street  
Boston, MA 02116

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

Amount of Bond: \$3,150,500.88

Contract ID No.: C202708

County Name: WAKE

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by it undersigned representative, pursuant to authority of its governing body



Contract No. C202708  
County WAKE

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
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

Marsh & McLennan Agency LLC (MMA)-  
Rutherford Division  
6230 Fairview Road Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202708  
County WAKE

**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

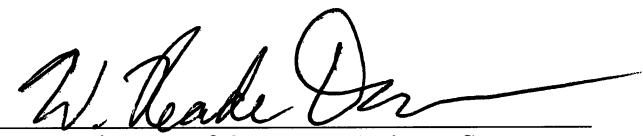
Address as prequalified

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

RICHARD E. VICK

Print or type Signer's name

*Affix Corporate Seal*

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

W READE DAWSON

Print or type Signer's name

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint

RAYMOND J. GARRUTO, DEBRA S. RITTER, RAMONA FEWELL, MARTIN D. PALLAZZA, BRAD W. GIBSON, ANGELA M. YOUNT, ALL OF THE CITY OF CHARLOTTE, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding THIRTY FIVE MILLION AND 00/100..... DOLLARS (\$ 35,000,000.00.....) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 16th day of February, 2009.

LIBERTY MUTUAL INSURANCE COMPANY

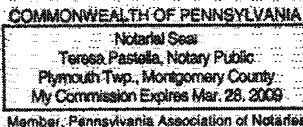
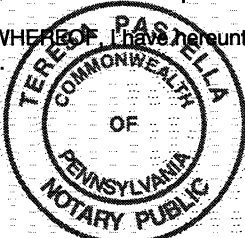
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 16th day of February, 2009, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



By Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 1st day of March, 2011.



By David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

