

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

C202763

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202763

WBS 5CR.10921.31 STATE FUNDED

COUNTY OF WAKE  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER US 1 LENGTH 4.710 MILES  
LOCATION US-1 (CAPITAL BLVD) FROM HODGES ST TO NORTH OF SUMNER BLVD  
IN RALEIGH.

CONTRACTOR **REA CONTRACTING A DIVISON OF THE LANE CONSTRUCTION CORPORATION**  
ADDRESS **P.O. BOX 32487**  
**CHARLOTTE, N.C. 28232**

BIDS OPENED APRIL 19, 2011  
CONTRACT EXECUTION MAY 09 2011

**Rea Contracting (9066).**

**Vendor 4 of 4 Vendors for Call Order 009 (Proposal ID C202763).**

County: WAKE  
 Address: 3010 Gresham Lake Rd  
 Raleigh, NC 27615  
 Phone Number: 919-876-4550  
 Signature Check: This bid has been properly signed by David\_J\_Rankin\_9066.  
 Time Bid Received: Tue Apr 19 12:28:19 2011  
 Bid Checksum: 305797CC  
 Amendment Count: 1  
 Bidding Errors: No bidding errors.  
 Bid Total: \$3,699,955.20 ✓  
 Bond ID: L3B5-LDXT-4J33-5T2R  
 Bond was Verified: Yes.  
 Bond Required Percent: 5.00%  
 Minimum Check Amount: \$184,997.76  
 Bid Security Maximum: \$  
 Bond Agency Name:  
 Agency Execution Date: 4/19/2011  
 Surety Name: Fidelity and Deposit Company of Maryland  
 Surety State of Incorporation:  
 Bond Company:  
 Bond Type:  
 Bond Appr Flag:  
 Bond Affirm:  
 Bond was Paid by Check: No.

MBE GOAL SET	4.0
MBE GOAL MET	4.0
WBE GOAL SET	5.0
WBE GOAL MET	5.0



NCDOT/berc

Vendor 9066's Load Output for Call 009, Letting L110419, 2011-04-19

Bid Bond Data Info - Contractor Responses.

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BondID: L3B5-LDXT-4J33-5T2R  
Surety Registry Agency: SurePathNetwork  
Verified?: Yes  
Surety Agency: Fidelity and Deposit Company of Maryland  
Bond Execution Date: 4/19/2011  
Bond Amount: \$184,997.76 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date. 03-21-11  
Revised. 04-08-11

Contract ID: C202763  
Letting Date. 04-19-11 Call Order 009  
Bidder. 9066 - Rea Contracting

Project(s). STATE FUNDED

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			237,000 00
0002	0106000000-E BORROW EXCAVATION	CY	492.000	75.00000		36,900.00
0003	0241000000-E GENERIC GRADING ITEM REMOVAL OF CONCRETE ISLAND	SY	30.000	80.25000		2,407.50
0004	1220000000-E INCIDENTAL STONE BASE	TON	221.000	75.00000		16,575.00
0005	1245000000-E SHOULDER RECONSTRUCTION	SMI	5.040	6,000.00000		30,240.00
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (2")	SY	313,572.000	1.05000		329,250.60
0007	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9 5C	TON	35,226.000	26.00000		915,876.00
0008	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON	2,114.000	565.00000		1,194,410.00
0009	1704000000-E PATCHING EXISTING PAVEMENT	TON	2,824.000	79.00000		223,096.00
0010	2655000000-E 5" MONOLITHIC CONCRETE ISLANDS (KEYED IN)	SY	135.000	49.50000		6,682.50
0011	2738000000-E GENERIC PAVING ITEM 4" CONCRETE SIDEWALK	SY	184.000	24.00000		4,416.00

State of NC  
Dept of Transportation

Date: 03-21-11  
Revised: 04-08-11

Contract ID: C202763  
Letting Date 04-19-11 Call Order. 009  
Bidder: 9066 - Rea Contracting

Project(s): STATE FUNDED

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	2752000000-E GENERIC PAVING ITEM REMOVE & REPLACE 2'-6" CURB & GUTTER	1,238.000 LF	35.00000		43,330.00	
0013	2759000000-N GENERIC PAVING ITEM CONCRETE WHEELCHAIR RAMP	37.000 EA	800.00000		29,600.00	
0014	4360000000-N GENERIC SIGNING ITEM REMOVE AND RESET EXISTING SIGN	3.000 EA	125.00000		375.00	
0015	4510000000-N LAW ENFORCEMENT	100.000 HR	75.00000		7,500.00	
0016	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		200,000.00	
0017	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	61,680.000 LF	0.75000		46,260.00	
0018	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	44,697.000 LF	0.80000		35,757.60	
0019	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	10,058.000 LF	2.00000		20,116.00	
0020	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	2,882.000 LF	6.00000		17,292.00	
0021	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	12.000 EA	85.00000		1,020.00	
0022	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	460.000 EA	85.00000		39,100.00	

State of NC  
Dept of Transportation

Date: 03-21-11  
Revised. 04-08-11

Contract ID C202763 Project(s): STATE FUNDED  
Letting Date. 04-19-11 Call Order: 009  
Bidder: 9066 - Rea Contracting

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	538.000 LF	3.00000		1,614.00	
0024	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	538.000 LF	1.00000		538.00	
0025	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	10 000 EA	20.00000		200.00	
0026	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	2,732.000 EA	26.00000		71,032.00	
0027	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		11,050 00	
0028	6000000000-E TEMPORARY SILT FENCE	363.000 LF	2.00000		726.00	
0029	6071010000-E WATTLE	910.000 LF	5.00000		4,550.00	
0030	6084000000-E SEEDING & MULCHING	3.630 ACR	2,750.00000		9,982.50	
0031	7444000000-E INDUCTIVE LOOP SAWCUT	27,174.000 LF	5.25000		142,663.50	
0032	7456000000-E LEAD-IN CABLE (*****)(14-2)	5,000.000 LF	1.40000		7,000.00	
0033	2830000000-N ADJUSTMENT OF MANHOLES	21.000 EA	285 00000		5,985.00	

State of NC  
 Dept of Transportation

Date: 03-21-11  
 Revised: 04-08-11

Contract ID. C202763 Project(s): STATE FUNDED  
 Letting Date. 04-19-11 Call Order. 009  
 Bidder: 9066 - Rea Contracting

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0034	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA 26.000	285.00000		7,410.00	
	Section 0001 Total				3,699,955.20	
	Bid Total				3,699,955.20	



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: 03-21-11  
 PAGE: 7

PROPOSAL: C202763  
 LETTING: L110419 CALL: 009  
 VENDOR: 9066 Rea Contracting

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

MBE SUBCONTRACTOR: 3766 KELVIN WHITEHURST TRUCKING  
 Will Use Quote: Yes

0007 1523000000-E ASP CONC SUR TON            12335.000            6.00000            74010.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

-----  
 74,010.00

✓ arm

MBE SUBCONTRACTOR: 5915 LFC TRUCKING  
 Will Use Quote: Yes

0007 1523000000-E ASP CONC SUR TON            12335.000            6.00000            74010.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

-----  
 74,010.00

✓ arm

TOTAL MBE COMMITMENT FOR VENDOR:

Entered: 4.00% or 148020.00  
 Required: 4.00% or 147998.21  
 <GOAL MET>

✓ arm

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
WBE COMMITMENT ITEMS

DATE: 03-21-11  
PAGE: 8

PROPOSAL: C202763  
LETTING: L110419 CALL: 009  
VENDOR: 9066 Rea Contracting

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
WBE SUBCONTRACTOR: 7155 TRIANGLE ADJUSTMENTS LLC						
Will Use Quote: Yes						
0003	0241000000-E	GENERIC GRAD SY		30.000	72.00000	2160.00
0010	2655000000-E	5" MONO CONC SY		135.000	49.50000	6682.50
0012	2752000000-E	GENERIC PAVI LF		1238.000	35.00000	43330.00
0011	2738000000-E	GENERIC PAVI SY		184.000	23.40000	4305.60
0013	2759000000-N	GENERIC PAVI EA		37.000	800.00000	29600.00
0033	2830000000-N	ADJ MANHOLES EA		21.000	285.00000	5985.00
0034	2845000000-N	ADJ METER OR EA		26.000	285.00000	7410.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 99,473.10 ✓ arm

WBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.  
Will Use Quote: Yes

0016	4589000000-N	GENERIC TRAF LS		1.000	40000.00000	40000.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 40,000.00 ✓ arm

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

0008	1565000000-E	ASP FOR PLAN TON		2114.000	21.55000	45556.70
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 45,556.70 ✓ arm

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 5.00% or 185029.80 ✓ arm  
Required: 5.00% or 184997.76  
<GOAL MET>

## Contract Item Sheets For C202763

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	237,000.00	237,000.00
0002	0106000000-E	230	BORROW EXCAVATION	492 CY	75.00	36,900.00
0003	0241000000-E	SP	GENERIC GRADING ITEM REMOVAL OF CONCRETE ISLAND	30 SY	80.25	2,407.50
0004	1220000000-E	545	INCIDENTAL STONE BASE	221 TON	75.00	16,575.00
0005	1245000000-E	SP	SHOULDER RECONSTRUCTION	5.04 SMI	6,000.00	30,240.00
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (2")	313,572 SY	1.05	329,250.60
0007	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	35,226 TON	26.00	915,876.00
0008	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	2,114 TON	565.00	1,194,410.00
0009	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,824 TON	79.00	223,096.00
0010	2655000000-E	852	5" MONOLITHIC CONCRETE ISLANDS (KEYED IN)	135 SY	49.50	6,682.50
0011	2738000000-E	SP	GENERIC PAVING ITEM 4" CONCRETE SIDEWALK	184 SY	24.00	4,416.00
0012	2752000000-E	SP	GENERIC PAVING ITEM REMOVE & REPLACE 2'-6" CURB & GUTTER	1,238 LF	35.00	43,330.00
0013	2759000000-N	SP	GENERIC PAVING ITEM CONCRETE WHEELCHAIR RAMP	37 EA	800.00	29,600.00
0014	4360000000-N	SP	GENERIC SIGNING ITEM REMOVE AND RESET EXISTING SIGN	3 EA	125.00	375.00
0015	4510000000-N	SP	LAW ENFORCEMENT	100 HR	75.00	7,500.00
0016	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	200,000.00	200,000.00
0017	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	61,680 LF	0.75	46,260.00

## Contract Item Sheets For C202763

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	44,697 LF	0.80	35,757.60
0019	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	10,058 LF	2.00	20,116.00
0020	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	2,882 LF	6.00	17,292.00
0021	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	12 EA	85.00	1,020.00
0022	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	460 EA	85.00	39,100.00
0023	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	538 LF	3.00	1,614.00
0024	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	538 LF	1.00	538.00
0025	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	10 EA	20.00	200.00
0026	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	2,732 EA	26.00	71,032.00
0027	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	11,050.00	11,050.00
0028	6000000000-E	1605	TEMPORARY SILT FENCE	363 LF	2.00	726.00
0029	6071010000-E	SP	WATTLE	910 LF	5.00	4,550.00
0030	6084000000-E	1660	SEEDING & MULCHING	3.63 ACR	2,750.00	9,982.50
0031	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	27,174 LF	5.25	142,663.50
0032	7456000000-E	1726	LEAD-IN CABLE (***** (14-2)	5,000 LF	1.40	7,000.00
0033	2830000000-N	858	ADJUSTMENT OF MANHOLES	21 EA	285.00	5,985.00
0034	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	26 EA	285.00	7,410.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,699,955.20

Contract Number C202763  
County Wake

Rev 4-19-11

**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**

Rea Contracting, A Division of The Lane Construction Corporation

Full name of Corporation

P.O. Box 32487, Charlotte, NC 28232

Address as Prequalified

Attest

*D. P. Dobbs*

Secretary/Assistant Secretary

Select appropriate title

**D. P. Dobbs  
Exec. V.P. &  
Secretary**

Print or type Signer's name

By

*Kirk D Junco*

President/Vice President/Assistant Vice President

Select appropriate title

**Kirk D Junco  
Chief Operating Officer  
& Exec. V.P.**

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

2nd day of May 2011.

*Lori A. Nickerson*

Signature of Notary Public

of New Haven County

State of Connecticut

My Commission Expires: **LORIA. NICKERSON**

**NOTARY PUBLIC**

**MY COMMISSION EXPIRES OCT. 31, 2013**

**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**     C202763

**County (ies):**   Wake

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

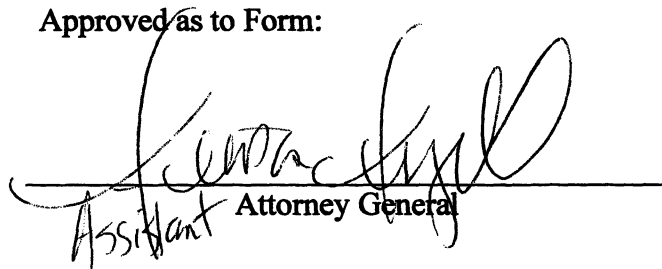


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



\_\_\_\_\_  
Assistant Attorney General

Contract No. C202763  
County Wake

**CONTRACT PAYMENT BOND**

Date of Payment Bond Execution May 3, 2011

Name of Principal Contractor Rea Contracting, A Division of The Lane Construction Corporation

Name of Surety: Fidelity and Deposit Company of Maryland & Liberty Mutual Insurance Company

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

Amount of Bond: \$3,699,955.20

Contract ID No.: C202763

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. C202763  
County Wake

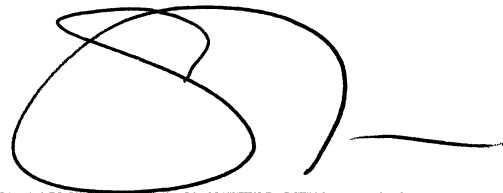
Rev 2-1-10

**CONTRACT PAYMENT BOND**

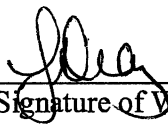
*Affix Seal of Surety Company*

Fidelity and Deposit Company of Maryland &  
Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Stacy Rivera  
Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact

  
Signature of Witness

Janet Diaz  
Print or type Signer's name

185 Asylum Street, 25th Floor, Hartford, CT 06103  
Address of Attorney-in-Fact

Contract No. C202763  
County Wake

Rev 2-1-10

**CONTRACT PAYMENT BOND  
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Rea Contracting, A Division of The Lane Construction Corporation

\_\_\_\_\_  
Full name of Corporation

3010 Gresham Lake Road., Raleigh, NC 27615

\_\_\_\_\_  
Address as prequalified

By *D.P. Dobbs*  
Signature of ~~President~~, Vice President, ~~Assistant Vice President~~  
*Executive* Select appropriate title

**D. P. Dobbs  
Exec. V.P. &  
Secretary**

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

*Affix Corporate Seal*

Attest *Ann M. Falsey*  
Signature of ~~Secretary~~, Assistant Secretary  
Select appropriate title

**ANN M. FALSEY  
Asst. Treasurer  
Asst. Secretary**

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

Contract No. C202763  
County Wake

Bond No. 09052464/44S101755

Rev 2-1-10

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: May 3, 2011

Name of Principal Contractor: Rea Contracting, A Division of The Lane Construction Corporation

Name of Surety: Fidelity and Deposit Company of Maryland & Liberty Mutual Insurance Company

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

Amount of Bond: \$3,699,955.20

Contract ID No.: C202763

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

Contract No. C202763  
County Wake

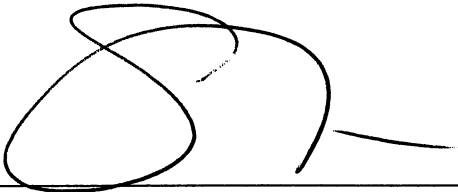
Rev 2-1-10


**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Fidelity and Deposit Company of Maryland &  
Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Stacy Rivera  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Janet Diaz  
Print or type Signer's name

185 Asylum Street, 25th Floor, Hartford, CT 06103  
Address of Attorney-in-Fact

Contract No. C202763  
County Wake

Rev 2-1-10

**CONTRACT PERFORMANCE BOND  
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Rea Contracting, A Division of The Lane Construction Corporation

\_\_\_\_\_  
Full name of Corporation

3010 Gresham Lake Road, Raleigh, NC 27615

\_\_\_\_\_  
Address as prequalified

By *DP Dobbs*  
Signature of ~~President, Vice President, Assistant Vice President~~  
*Executive* Select appropriate title

**D. P. Dobbs  
Exec. V.P. &  
Secretary**

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

*Affix Corporate Seal*

Attest *Ann M. Falsey*  
Signature of ~~Secretary, Assistant Secretary~~  
*Secretary* Select appropriate title

**ANN M. FALSEY  
Asst. Treasurer  
Asst. Secretary**

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



**FIDELITY AND DEPOSIT COMPANY**

OF MARYLAND

600 Red Brook Blvd., Suite 600, Owings Mills, MD 21117

**Statement of Financial Condition  
As Of December 31, 2010**

**ASSETS**

Bonds .....	\$ 167,717,443
Stocks .....	23,571,636
Cash and Short Term Investments .....	250,663
Reinsurance Recoverable .....	478,827
Other Accounts Receivable .....	44,516,527
<b>TOTAL ADMITTED ASSETS .....</b>	<b>\$ <u>236,535,096</u></b>

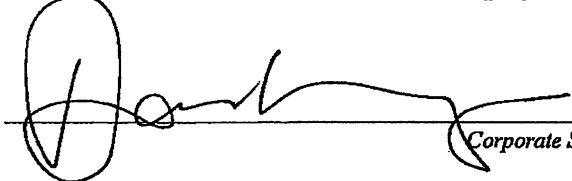
**LIABILITIES, SURPLUS AND OTHER FUNDS**

Reserve for Taxes and Expenses .....	\$ 225,295
Ceded Reinsurance Premiums Payable .....	39,963,782
Securities Lending Collateral Liability .....	3,077,700
<b>TOTAL LIABILITIES .....</b>	<b>\$ <u>43,266,777</u></b>
Capital Stock, Paid Up .....	\$ 5,000,000
Surplus .....	<u>188,268,319</u>
Surplus as regards Policyholders .....	193,268,319
<b>TOTAL .....</b>	<b>\$ <u>236,535,096</u></b>

Securities carried at \$45,648,865 in the above statement are deposited as required by law.

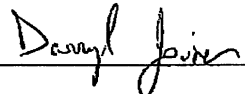
Securities carried on the basis prescribed by the National Association of Insurance Commissioners. On the basis of December 31, 2010 market quotations for all bonds and stocks owned, the Company's total admitted assets would be \$245,239,534 and surplus as regards policyholders \$201,972,757.

I, DENNIS F. KERRIGAN, Corporate Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing statement is a correct exhibit of the assets and liabilities of the said Company on the 31st day of December, 2010.

  
 \_\_\_\_\_  
 Corporate Secretary

State of Illinois }  
 City of Schaumburg } SS:

Subscribed and sworn to, before me, a Notary Public of the State of Illinois, in the City of Schaumburg, this 31st day of March, 2011.

  
 \_\_\_\_\_  
 Notary Public



**Power of Attorney  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by WILLIAM J. MILLS, Vice President, and GERALD F. HALEY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **Jeannette PORRINI and Stacy RIVERA, both of Hartford, Connecticut, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Jeannette PORRINI, Stacy RIVERA, dated August 6, 2004.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 29th day of December, A.D. 2009

ATTEST

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



*Gerald F. Haley*

*Gerald F. Haley* Assistant Secretary

By: *William J. Mills*

*William J. Mills*

Vice President

State of Maryland }  
City of Baltimore } ss:

On this 29th day of December, A.D. 2009, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and GERALD F. HALEY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposed and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Constance A. Dunn*

*Constance A. Dunn*

Notary Public

My Commission Expires: July 14, 2011

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require. or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**CERTIFICATE**

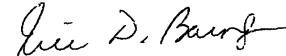
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the respective By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, 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 seals of the said Companies,

this 3rd day of May, 2011



Assistant Secretary



LIBERTY MUTUAL INSURANCE COMPANY  
 FINANCIAL STATEMENT — DECEMBER 31, 2010

Assets		Liabilities	
Cash and Bank Deposits .....	\$ 795,278,733	Unearned Premiums .....	\$3,502,531,059
*Bonds — U.S Government .....	928,976,332	Reserve for Claims and Claims Expense.....	15,450,806,243
*Other Bonds.....	12,269,586,768	Funds Held Under Reinsurance Treaties.....	1,764,193,716
*Stocks.....	8,410,330,089	Reserve for Dividends to Policyholders.....	4,776,435
Real Estate .....	280,897,925	Additional Statutory Reserve .....	89,441,297
Agents' Balances or Uncollected Premiums .....	2,971,477,549	Reserve for Commissions, Taxes and	
Accrued Interest and Rents .....	156,129,412	Other Liabilities .....	2,126,508,564
Other Admitted Assets .....	<u>10,888,871,535</u>	Total.....	<u>\$22,938,257,314</u>
		Special Surplus Funds.....	\$1,218,426,655
		Capital Stock.....	10,000,000
		Paid in Surplus.....	7,731,965,815
		Unassigned Surplus.....	4,802,898,559
<b>Total Admitted Assets.....</b>	<b><u>\$36,701,548,343</u></b>	Surplus to Policyholders .....	<b><u>13,763,291,029</u></b>
		<b>Total Liabilities and Surplus .....</b>	<b><u>\$36,701,548,343</u></b>



\* Bonds are stated at amortized or investment value; Stocks at Association Market Values.  
 The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2010, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 29th day of March, 2011.

*T. Mikolajewski*

Assistant Secretary

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

JEANNETTE PORRINI, STACY RIVERA, DANIELLE M. BECHARD, ALL OF THE CITY OF HARTFORD, STATE OF CONNECTICUT

, 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 ONE HUNDRED MILLION AND 00/100 DOLLARS (\$ 100,000,000.00) 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 28th day of January, 2011.

LIBERTY MUTUAL INSURANCE COMPANY

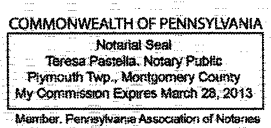
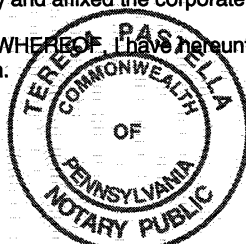
By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 28th day of January, 2011, 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
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 3rd day of May, 2011.



By David M. Carey
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.

