

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

C202800

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202800

WBS 8CR.10621.17, 8CR.20621.17 STATE FUNDED

COUNTY OF MONTGOMERY
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 220 LENGTH 19.710 MILES
LOCATION US-220 FROM NC-24/27 TO RANDOLPH COUNTY LINE, AND 6 SECTIONS
OF SECONDARY ROADS.

CONTRACTOR RILEY PAVING INC
ADDRESS P.O. BOX 10
CARTHAGE, NC 28327

BIDS OPENED JULY 19, 2011
CONTRACT EXECUTION AUG 10 2011

Riley Paving, Inc. (3419).

Vendor 2 of 4 Vendors for Call Order 007 (Proposal ID C202800).

County: MONTGOMERY
 Address: P.O. Box 10
 Carthage, NC 28327
 Phone Number: 910-947-5376
 Signature Check: This bid has been properly signed by James_L_Riley_Jr._3419.
 Time Bid Received: Tue Jul 19 12:58:32 2011
 Bid Checksum: FD820B85 MBE GOAL SET 3.0
 Amendment Count: 0
 Bidding Errors: This bid contains errors.
 Bid Total: \$4,710,896.89 ✓ MBE GOAL OBT 1.1
 Bond ID: SNC11254506
 Bond was Verified: Yes. WBE GOAL SET 4.0
 Bond Required Percent: 5.00%
 Minimum Check Amount: \$235,544.84
 Bid Security Maximum: \$ WBE GOAL OBT 2.1
 Bond Agency Name:
 Agency Execution Date: 7/15/2011 3:25:43 PM
 Surety Name: Hartford Fire 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

5938	MB WALTER STANCIL ENTERPRISE, INC. 127 STANCIL DRIVE , ELLERBE, NC 28338	Sub	24,000.00	✓	arm
4986	MB C. T. ANDREWS TRUCKING, LLC 484 ISLEY LANE , RAMSEUR, NC 27316	Sub	12,000.00	✓	arm
3876	MB MARVIN DOWDY DBA DOWDY'S AUTO S P.O. BOX 964 , CARTHAGE, NC 28327	Sub	7,000.00	✓	arm
10102	MB K & N TRUCKING 2312 BOONE TRAIL ROAD , SANFORD, NC 27330	Sub	7,000.00	✓	arm
			TOTAL:	\$50,000.00	✓ arm
				1.06%	

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285	Sub	6,425.00	✓	arm
6189	WB PURPOSE DRIVEN SEEDING & MULCHI 1337 BRAYBOY RD , ROWLAND, NC 28383	Sub	45,637.00	✓	arm
9602	WB CAROLINA TRANSPORT OF GREENSBOR 347 SOUTH CHERRY STREET , KERNERSVILLE, NC 27284	Sub	45,416.70	✓	arm
			TOTAL:	\$97,478.70	✓ arm
				2.07%	

Miscellaneous Data Info - Contractor Responses:

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NON-COLLUSION AND DEBARMENT CERTIFICATION

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

- Explanation:
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

NCDOT/berc

Vendor 3419's Load Output for Call 007, Letting L110719, 2011-07-19

NOT ANSWERED
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

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BondID: SNC11254506
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Hartford Fire Insurance Company
Bond Execution Date: 7/15/2011 3:25:43 PM
Bond Amount: \$235,544.84 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 06-21-11
Revised:

Contract ID: C202800 Project(s): STATE FUNDED
Letting Date: 07-19-11 Call Order: 007
Bidder: 3419 - Riley Paving, Inc.

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			129,000.00
0002	0106000000-E BORROW EXCAVATION	CY	865.000	18.00000		15,570.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	465.000	25.00000		11,625.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	21.500	2,100.00000		45,150.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	212,904.000	0.65000		138,387.60
0006	1330000000-E INCIDENTAL MILLING	SY	4,425.000	6.00000		26,550.00
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	7,105.000	31.55000		224,162.75
0008	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	44,135.000	28.91000		1,275,942.85
0009	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	5,025.000	35.36000		177,684.00
0010	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	754.000	645.00000		486,330.00
0011	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON	2,648.000	655.00000		1,734,440.00

State of NC
Dept of Transportation

Date: 06-21-11
Revised:

Contract ID: C202800 Project(s): STATE FUNDED
Letting Date: 07-19-11 Call Order: 007
Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1814000000-E ASPHALT SURFACE TREATMENT, STRAIGHT SEAL	23,748.000 SY	1.13000		26,835.24	
0013	2830000000-N ADJUSTMENT OF MANHOLES	1.000 EA	700.00000		700.00	
0014	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	1.000 EA	700.00000		700.00	
0015	4510000000-N LAW ENFORCEMENT	40.000 HR	65.00000		2,600.00	
0016	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		10,000.00	
0017	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	26,493.000 LF	0.50000		13,246.50	
0018	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	24,559.000 LF	0.55000		13,507.45	
0019	4688000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 90 MILS)	260,750.000 LF	0.65000		169,487.50	
0020	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	30,660.000 LF	0.90000		27,594.00	
0021	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	400.000 LF	2.00000		800.00	
0022	4700000000-E THERMOPLAST IC PAVEMENT MARKING LINES (12", 90 MILS)	12,000.000 LF	1.40000		16,800.00	
0023	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	200.000 LF	5.00000		1,000.00	

State of NC
Dept of Transportation

Date: 06-21-11
Revised:

Contract ID: C202800 Project(s): STATE FUNDED
Letting Date: 07-19-11 Call Order: 007
Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	4710000000-E THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	469.000 LF	6.00000		2,814.00	
0025	4721000000-E THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	8.000 EA	150.00000		1,200.00	
0026	4725000000-E THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	40.000 EA	135.00000		5,400.00	
0027	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	1,200.000 LF	3.30000		3,960.00	
0028	4775000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (6") (III)	1,900.000 LF	4.60000		8,740.00	
0029	4810000000-E PAINT PAVEMENT MARKING LINES (4")	211,700.000 LF	0.23000		48,691.00	
0030	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	3,196.000 EA	4.50000		14,382.00	
0031	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		1,000.00	
0032	6000000000-E TEMPORARY SILT FENCE	1,368.000 LF	2.50000		3,420.00	
0033	6009000000-E STONE FOR EROSION CONTROL, CLASS B	344.000 TON	50.00000		17,200.00	
0034	6012000000-E SEDIMENT CONTROL STONE	344.000 TON	40.00000		13,760.00	

State of NC
 Dept of Transportation

Date: 06-21-11
 Revised:

Contract ID: C202800 Project(s): STATE FUNDED
 Letting Date: 07-19-11 Call Order: 007
 Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	6015000000-E TEMPORARY MULCHING	13.680 ACR	650.00000		8,892.00	
0036	6036000000-E MATTING FOR EROSION CONTROL	130.000 SY	1.50000		195.00	
0037	6042000000-E 1/4" HARDWARE CLOTH	684.000 LF	3.00000		2,052.00	
0038	6071010000-E WATTLE	250.000 LF	5.00000		1,250.00	
0039	6084000000-E SEEDING & MULCHING	16.640 ACR	1,450.00000		24,128.00	
0040	6090000000-E SEED FOR REPAIR SEEDING	700.000 LB	3.00000		2,100.00	
0041	6093000000-E FERTILIZER FOR REPAIR SEEDING	4.000 TON	900.00000		3,600.00	
Section 0001 Total					4,710,896.89	
Bid Total					4,710,896.89	

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: 06-21-11
 PAGE: 7

PROPOSAL: C202800
 LETTING: L110719 CALL: 007
 VENDOR: 3419 Riley Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT	
MBE SUBCONTRACTOR: 5938 WALTER STANCIL ENTERPRISE, INC. DBA STANCIL HAULIN Will Use Quote: Yes							
0007	1519000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
0008	1523000000-E	ASP CONC SUR	TON	5000.000	4.00000	20000.00	
0009	1525000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						24,000.00	✓ arm
MBE SUBCONTRACTOR: 4986 C. T. ANDREWS TRUCKING, LLC Will Use Quote: Yes							
0007	1519000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
0008	1523000000-E	ASP CONC SUR	TON	2000.000	4.00000	8000.00	
0009	1525000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						12,000.00	✓ arm
MBE SUBCONTRACTOR: 3876 MARVIN DOWDY DBA DOWDY'S AUTO SALVAGE Will Use Quote: Yes							
0007	1519000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
0009	1525000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
0008	1523000000-E	ASP CONC SUR	TON	750.000	4.00000	3000.00	
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						7,000.00	✓ arm
MBE SUBCONTRACTOR: 10102 K & N TRUCKING Will Use Quote: Yes							
0007	1519000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
0008	1523000000-E	ASP CONC SUR	TON	750.000	4.00000	3000.00	
0009	1525000000-E	ASP CONC SUR	TON	500.000	4.00000	2000.00	
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						7,000.00	✓ arm
TOTAL MBE COMMITMENT FOR VENDOR:				Entered:	1.06% or	50000.00	✓ arm
				Required:	3.00% or	141326.91	
							<GOAL NOT MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	129,000.00	129,000.00
0002	0106000000-E	230	BORROW EXCAVATION	865 CY	18.00	15,570.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	465 TON	25.00	11,625.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	21.5 SMI	2,100.00	45,150.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	212,904 SY	0.65	138,387.60
0006	1330000000-E	607	INCIDENTAL MILLING	4,425 SY	6.00	26,550.00
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	7,105 TON	31.55	224,162.75
0008	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	44,135 TON	28.91	1,275,942.85
0009	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	5,025 TON	35.36	177,684.00
0010	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	754 TON	645.00	486,330.00
0011	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	2,648 TON	655.00	1,734,440.00
0012	1814000000-E	660	ASPHALT SURFACE TREATMENT, STRAIGHT SEAL	23,748 SY	1.13	26,835.24
0013	2830000000-N	858	ADJUSTMENT OF MANHOLES	1 EA	700.00	700.00
0014	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	1 EA	700.00	700.00
0015	4510000000-N	SP	LAW ENFORCEMENT	40 HR	65.00	2,600.00
0016	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	10,000.00	10,000.00
0017	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	26,493 LF	0.50	13,246.50
0018	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	24,559 LF	0.55	13,507.45

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4688000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	260,750 LF	0.65	169,487.50
0020	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	30,660 LF	0.90	27,594.00
0021	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	400 LF	2.00	800.00
0022	4700000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (12", 90 MILS)	12,000 LF	1.40	16,800.00
0023	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	200 LF	5.00	1,000.00
0024	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	469 LF	6.00	2,814.00
0025	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	8 EA	150.00	1,200.00
0026	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	40 EA	135.00	5,400.00
0027	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	1,200 LF	3.30	3,960.00
0028	4775000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (6") (III)	1,900 LF	4.60	8,740.00
0029	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	211,700 LF	0.23	48,691.00
0030	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	3,196 EA	4.50	14,382.00
0031	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	1,000.00	1,000.00
0032	6000000000-E	1605	TEMPORARY SILT FENCE	1,368 LF	2.50	3,420.00
0033	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	344 TON	50.00	17,200.00
0034	6012000000-E	1610	SEDIMENT CONTROL STONE	344 TON	40.00	13,760.00
0035	6015000000-E	1615	TEMPORARY MULCHING	13.68 ACR	650.00	8,892.00

Contract Item Sheets For C202800

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0036	6036000000-E	1631	MATTING FOR EROSION CONTROL	130 SY	1.50	195.00
0037	6042000000-E	1632	1/4" HARDWARE CLOTH	684 LF	3.00	2,052.00
0038	6071010000-E	SP	WATTLE	250 LF	5.00	1,250.00
0039	6084000000-E	1660	SEEDING & MULCHING	16.64 ACR	1,450.00	24,128.00
0040	6090000000-E	1661	SEED FOR REPAIR SEEDING	700 LB	3.00	2,100.00
0041	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	4 TON	900.00	3,600.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$4,710,896.89

0920/Aug02/Q879569.82/D161445110000/E41



Contract Number C202800
County Montgomery

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

Riley Paving Inc
Full name of Corporation

P. O. Box 10 - CARTHAGE, NC 28327
Address as Prequalified

Attest Scott J. Riley
Secretary/Assistant Secretary
Select appropriate title

By J. L. Riley, Jr
President/Vice President/Assistant Vice President
Select appropriate title

Scott J. Riley
Print or type Signer's name

J. L. Riley, Jr
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the
14th day of August 2011.
Rhonda J. Board
Signature of Notary Public
of Moore County
State of North Carolina
My Commission Expires: 10/28/2013

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.

Contract Number C 202800
County Montgomery

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 **C202800**

County (ies): **Montgomery**

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**



Contract Officer

8/10/11

Date

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



Attorney General

Bond No. 22BCSFX7543

Contract No. C202800
County Montgomery

Rev 5-17-11

CONTRACT PAYMENT BOND

Date of Payment Bond Execution August 2, 2011

Name of Principal Contractor Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: Four Million Seven Hundred Ten Thousand (\$4,710,896.89) Eight Hundred Ninety Six Dollars and 89/100

Contract ID No.: C202800

County Name: Montgomery

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. C202800
County Montgomery

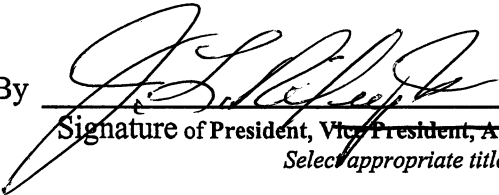
Rev 5-17-11

**CONTRACT PAYMENT BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

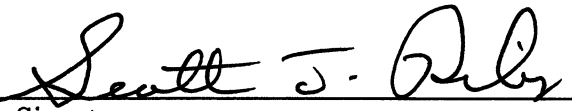
Riley Paving, Inc.
Full name of Corporation

P.O. Box 10, Carthage, NC 28327
Address as prequalified

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

J. L. Riley, Jr
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Scott J. Riley
Print or type Signer's name

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4
ONE HARTFORD PLAZA
HARTFORD, CONNECTICUT 06155
call: 888-266-3488 or fax: 860-757-5835
Agency Code: SurePath

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint

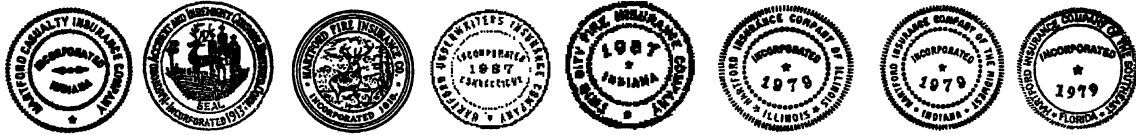
John D. Leak, III of **Wells Fargo Insurance Services USA, Inc.**, **Charlotte, NC**

their true and lawful Attorney-in-Fact, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge the following bond, undertaking, contract or written instrument:

Bond Number: 22BCSFX7543
Principal Name: Riley Paving, Inc.
Obligee: North Carolina Department of Transportation

on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Scott Sadowsky

Scott Sadowsky, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
 } ss. Hartford
COUNTY OF HARTFORD }

On 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public
My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of August 2, 2011

Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President

Contract No. C202800
 County Montgomery

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: August 2, 2011

Name of Principal Contractor: Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: Four Million Seven Hundred Ten Thousand (\$4,710,896.89) Eight Hundred Ninety Six Dollars and 89/100

Contract ID No.: C202800

County Name: Montgomery

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. C202800
County Montgomery

Rev 5-17-11

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company



Hartford Fire Insurance Company
Print or type Surety Company Name

By John D. Leak, III
Print, stamp or type name of Attorney-in-Fact

John D. Leak, III
Signature of Attorney-in-Fact

Wendy E. Lahm
Signature of Witness

Wendy E. Lahm
Print or type Signer's name

6100 Fairview Road
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202800
County Montgomery

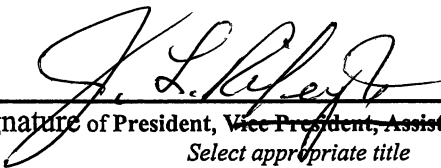
Rev 5-17-11

**CONTRACT PERFORMANCE BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

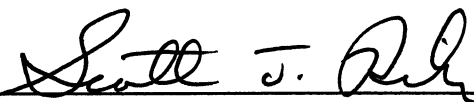
Riley Paving, Inc.
Full name of Corporation

P.O. Box 10, Carthage, NC 28327
Address as prequalified

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

J. L. Riley, Jr
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Scott J. Riley
Print or type Signer's name

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4
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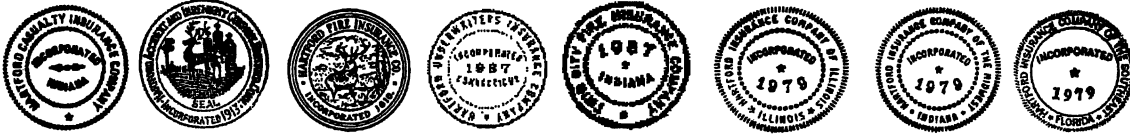
John D. Leak, III of **Wells Fargo Insurance Services USA, Inc.**, **Charlotte, NC**

their true and lawful Attorney-in-Fact, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge the following bond, undertaking, contract or written instrument:

Bond Number: 22BCSFX7543
Principal Name: Riley Paving, Inc.
Obligee: North Carolina Department of Transportation

on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Scott Sadowsky

Scott Sadowsky, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
 } ss. Hartford
COUNTY OF HARTFORD }

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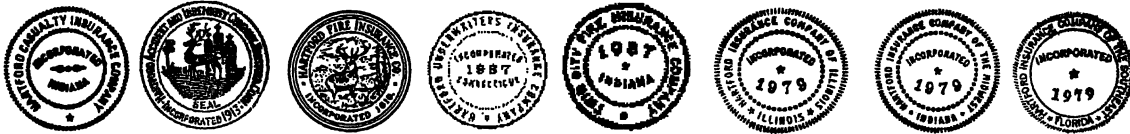
CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public
My Commission Expires October 31, 2012

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Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President