



**Ferebee Corporation (3664).**

**Vendor 3 of 5 Vendors for Call Order 009 (Proposal ID C202830).**

County: MECKLENBURG  
Address: PO Box 480066  
Charlotte, NC 28269

Phone Number: 704-509-2586

Signature Check: This bid has been properly signed by Chris\_Ferebee\_3664.

Time Bid Received: Tue Sep 20 13:12:49 2011

Bid Checksum: 97507AD8                    MBE GOAL SET            5.0

Amendment Count: 0

Bidding Errors: No bidding errors.                    MBE GOAL MET            5.1

Bid Total: \$6,035,798.85 ✓

Bond ID: SNC11868490

Bond was Verified: Yes.                    WBE GOAL SET            5.0

Bond Required Percent: 5.00%

Minimum Check Amount: \$301,789.94

Bid Security Maximum: \$                    WBE GOAL MET            7.0

Bond Agency Name:

Agency Execution Date: 9/15/2011 7:34:37 AM

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

7138	<b>MB</b>	EXPRESS LOGISTICS SERVICES INC P.O. BOX 19761 , CHARLOTTE, NC 28219	Sub	220,325.00	✓	arm
9183	<b>MB</b>	CORNERSTONE CONSTRUCTION GROUP 5736 N TRYON ST #211 , CHARLOTTE, NC 28213	Sub	87,270.00	✓	arm
			TOTAL:	\$307,595.00	✓	arm
				5.10%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT		
2858	<b>WB</b> ACS PAVEMENT MARKING, INC. POST OFFICE BOX 480155 , CHARLOTTE, NC 282695300		Sub	423,221.50	✓	arm
			TOTAL:	\$423,221.50	✓	arm
				7.01%		

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:

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BondID: SNC11868490

NCDOT/berc

Vendor 3664's Load Output for Call 009, Letting L110920, 2011-09-20

Surety Registry Agency: surety2000

Verified?: Yes

Surety Agency: Liberty Mutual Insurance Company

Bond Execution Date: 9/15/2011 7:34:37 AM

Bond Amount: \$301,789.94 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 08-22-11  
Revised:

Contract ID: C202830

Project(s): STATE FUNDED

Letting Date: 09-20-11 Call Order: 009

Bidder: 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			65,000.00
0002	0106000000-E BORROW EXCAVATION	CY	3,070.000	15.00000		46,050.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	270.000	25.00000		6,750.00
0004	1243000000-E SHOULDER CONSTRUCTION	SMI	10.660	3,000.00000		31,980.00
0005	1245000000-E SHOULDER RECONSTRUCTION	SMI	23.000	3,000.00000		69,000.00
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	244,843.000	0.95000		232,600.85
0007	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	16,900.000	0.95000		16,055.00
0008	1330000000-E INCIDENTAL MILLING	SY	13,980.000	2.50000		34,950.00
0009	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	TON	4,146.000	36.50000		151,329.00
0010	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	49,741.000	31.00000		1,541,971.00

State of NC  
Dept of Transportation

Date: 08-22-11  
Revised:

Contract ID: C202830 Project(s): STATE FUNDED  
Letting Date: 09-20-11 Call Order: 009  
Bidder: 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1524000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	6,895.000 TON	31.00000		213,745.00	
0012	1575000000-E ASPHALT BINDER FOR PLANT MIX	3,611.000 TON	604.00000		2,181,044.00	
0013	1704000000-E PATCHING EXISTING PAVEMENT	11,665.000 TON	70.00000		816,550.00	
0014	2612000000-E 6" CONCRETE DRIVEWAY	245.000 SY	40.00000		9,800.00	
0015	2759000000-N GENERIC PAVING ITEM RETROFIT EXISTING CURB RAMP	115.000 EA	450.00000		51,750.00	
0016	2830000000-N ADJUSTMENT OF MANHOLES	23.000 EA	365.00000		8,395.00	
0017	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	33.000 EA	525.00000		17,325.00	
0018	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		80,000.00	
0019	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	173,627.000 LF	0.60000		104,176.20	
0020	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	373,145.000 LF	0.65000		242,544.25	
0021	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	7,105.000 LF	1.25000		8,881.25	

State of NC  
Dept of Transportation

Date: 08-22-11  
Revised:

Contract ID: C202830 Project(s): STATE FUNDED  
Letting Date: 09-20-11 Call Order: 009  
Bidder: 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	1,564.000 LF	6.00000		9,384.00	
0023	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	52.000 EA	75.00000		3,900.00	
0024	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	467.000 EA	60.00000		28,020.00	
0025	4810000000-E PAINT PAVEMENT MARKING LINES (4")	134,758.000 LF	0.10000		13,475.80	
0026	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	3,424.000 EA	3.75000		12,840.00	
0027	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		5,000.00	
0028	5672000000-N RELOCATE FIRE HYDRANT	10.000 EA	1,500.00000		15,000.00	
0029	6000000000-E TEMPORARY SILT FENCE	2,300.000 LF	1.75000		4,025.00	
0030	6036000000-E MATTING FOR EROSION CONTROL	700.000 SY	1.65000		1,155.00	
0031	6071010000-E WATTLE	2,150.000 LF	4.25000		9,137.50	
0032	6071020000-E POLYACRYLAM IDE (PAM)	21.500 LB	10.00000		215.00	

State of NC  
 Dept of Transportation

Date: 08-22-11  
 Revised:

Contract ID: C202830 Project(s): STATE FUNDED  
 Letting Date: 09-20-11 Call Order: 009  
 Bidder: 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0033	6084000000-E SEEDING & MULCHING	2.500 ACR	1,500.00000		3,750.00	
	Section 0001 Total				6,035,798.85	
	Bid Total				6,035,798.85	



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: 08-22-11  
PAGE: 7

PROPOSAL: C202830  
LETTING: L110920 CALL: 009  
VENDOR: 3664 Ferebee Corporation

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

MBE SUBCONTRACTOR: 7138 EXPRESS LOGISTICS SERVICES INC  
Will Use Quote: Yes

0010	1523000000-E	ASP CONC SUR	TON	18000.000	4.75000	85500.00
		Based on Subcontractors Quote of \$69/Hour for Tri-Axle Trucks				
0006	1297000000-E	MILL ASP PVM	SY	212000.000	0.40000	84800.00
		Based on Subcontractor Quote of \$69/Hour for Tri-Axle Trucks				
0013	1704000000-E	PATCHING EXI	TON	8700.000	5.75000	50025.00
		Based on Subcontractor quote of \$69/Hour for Tri-Axle Trucks				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 220,325.00 ✓ arm

MBE SUBCONTRACTOR: 9183 CORNERSTONE CONSTRUCTION GROUP LLC  
Will Use Quote: Yes

0014	2612000000-E	6" CONCRETE	SY	245.000	40.00000	9800.00
0015	2759000000-N	GENERIC PAVI	EA	115.000	450.00000	51750.00
0016	2830000000-N	ADJ MANHOLES	EA	23.000	365.00000	8395.00
0017	2845000000-N	ADJ METER OR	EA	33.000	525.00000	17325.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 87,270.00 ✓ arm

TOTAL MBE COMMITMENT FOR VENDOR:            Entered:            5.10% or            307595.00 ✓ arm  
   Required:            5.00% or            301789.94  
   <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 WBE COMMITMENT ITEMS

DATE: 08-22-11  
 PAGE: 8

PROPOSAL: C202830  
 LETTING: L110920 CALL: 009  
 VENDOR: 3664 Ferebee Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
WBE SUBCONTRACTOR: 2858 ACS PAVEMENT MARKING, INC.						
Will Use Quote: Yes						
0019	4685000000-E	THERMO PVT M LF		173627.000	0.60000	104176.20
0020	4686000000-E	THERMO PVT M LF		373145.000	0.65000	242544.25
0022	4710000000-E	24"WIDE THER LF		1564.000	6.00000	9384.00
0021	4695000000-E	THERMO PVT M LF		7105.000	1.25000	8881.25
0023	4721000000-E	THERMO PVT M EA		52.000	75.00000	3900.00
0024	4725000000-E	THERMO PVT S EA		467.000	60.00000	28020.00
0025	4810000000-E	PAINT PVMT M LF		134758.000	0.10000	13475.80
0026	4900000000-N	PERM RAISED EA		3424.000	3.75000	12840.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

423,221.50

✓ arm

TOTAL WBE COMMITMENT FOR VENDOR:

Entered: 7.01% or 423221.50  
 Required: 5.00% or 301789.94  
 <GOAL MET>

✓ arm

Contract Item Sheets For C202830

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	65,000.00	65,000.00
0002	0106000000-E	230	BORROW EXCAVATION	3,070 CY	15.00	46,050.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	270 TON	25.00	6,750.00
0004	1243000000-E	SP	SHOULDER CONSTRUCTION	10.66 SMI	3,000.00	31,980.00
0005	1245000000-E	SP	SHOULDER RECONSTRUCTION	23 SMI	3,000.00	69,000.00
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	244,843 SY	0.95	232,600.85
0007	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	16,900 SY	0.95	16,055.00
0008	1330000000-E	607	INCIDENTAL MILLING	13,980 SY	2.50	34,950.00
0009	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	4,146 TON	36.50	151,329.00
0010	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	49,741 TON	31.00	1,541,971.00
0011	1524000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	6,895 TON	31.00	213,745.00
0012	1575000000-E	SP	ASPHALT BINDER FOR PLANT MIX	3,611 TON	604.00	2,181,044.00
0013	1704000000-E	SP	PATCHING EXISTING PAVEMENT	11,665 TON	70.00	816,550.00
0014	2612000000-E	848	6" CONCRETE DRIVEWAY	245 SY	40.00	9,800.00
0015	2759000000-N	SP	GENERIC PAVING ITEM RETROFIT EXISTING CURB RAMP	115 EA	450.00	51,750.00
0016	2830000000-N	858	ADJUSTMENT OF MANHOLES	23 EA	365.00	8,395.00
0017	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	33 EA	525.00	17,325.00
0018	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	80,000.00	80,000.00

Contract Item Sheets For C202830

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	173,627 LF	0.60	104,176.20
0020	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	373,145 LF	0.65	242,544.25
0021	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	7,105 LF	1.25	8,881.25
0022	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,564 LF	6.00	9,384.00
0023	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	52 EA	75.00	3,900.00
0024	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	467 EA	60.00	28,020.00
0025	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	134,758 LF	0.10	13,475.80
0026	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	3,424 EA	3.75	12,840.00
0027	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	5,000.00	5,000.00
0028	5672000000-N	1515	RELOCATE FIRE HYDRANT	10 EA	1,500.00	15,000.00
0029	6000000000-E	1605	TEMPORARY SILT FENCE	2,300 LF	1.75	4,025.00
0030	6036000000-E	1631	MATTING FOR EROSION CONTROL	700 SY	1.65	1,155.00
0031	6071010000-E	SP	WATTLE	2,150 LF	4.25	9,137.50
0032	6071020000-E	SP	POLYACRYLAMIDE (PAM)	21.5 LB	10.00	215.00
0033	6084000000-E	1660	SEEDING & MULCHING	2.5 ACR	1,500.00	3,750.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$6,035,798.85

**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**

FEREBEE CORPORATION

Full name of Corporation

P.O. BOX 480066, CHARLOTTE, NC 28269

Address as Prequalified

Attest

David B. Ferabee

Secretary/Assistant Secretary

Select appropriate title

By

Chris Ferabee

President/Vice President/Assistant Vice President

Select appropriate title

David B. Ferabee

Print or type Signer's name

CHRIS FEREBEE

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the  
29th day of September 2011.

Chris Ferabee

Signature of Notary Public

of CABARRUS County

State of NORTH CAROLINA

My Commission Expires: JUNE 8, 2014

**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**     **C202830**

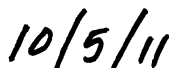
**County (ies):**   **Mecklenburg**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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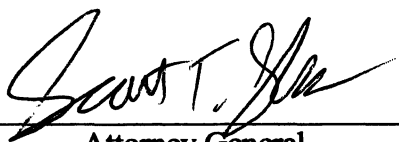
Contract Officer



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Date

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



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Attorney General

Bond No. 018025414

Contract No. C202830  
County Mecklenburg

Rev 5-17-11

**CONTRACT PAYMENT BOND**

Date of Payment Bond Execution September 27, 2011  
Name of Principal Contractor Ferebee Corporation  
Name of Surety: Liberty Mutual Insurance Company  
Name of Contracting Body: **North Carolina Department of Transportation**  
**Raleigh, North Carolina**  
Amount of Bond: (\$6,035,798.85) <sup>Six Million Thirty Five Thousand Seven</sup> <sub>Hundred Ninety Eight Dollars and 85/100</sub>  
Contract ID No.: C202830  
County Name: Mecklenburg

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. C202830  
County Mecklenburg

Rev 5-17-11

### CONTRACT PAYMENT BOND

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Angela D. Ramsey  
Print, stamp or type name of Attorney-in-Fact



Angela D. Ramsey  
Signature of Attorney-in-Fact

Jennifer C. Hoehn  
Signature of Witness

Jennifer C. Hoehn  
Print or type Signer's name

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

Contract No. C202830  
County Mecklenburg

Rev 5-17-11


**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

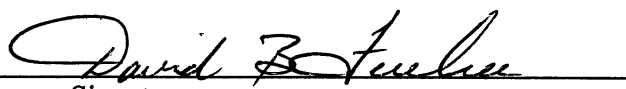
Ferebee Corporation  
Full name of Corporation

P.O. Box 480066, Charlotte, NC 28269  
Address as prequalified

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

  
Print or type Signer's name

*Affix Corporate Seal*

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

David B Ferebee  
Print or type Signer's name

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. 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 610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

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, Angela D. Ramsey its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any location within the United States, the following surety bond:

Principal Name: Ferebee Corporation

Obligee Name: NC DOT

LMS Surety Bond Number: 018025414

Bond Amount: See Bond Form

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 28<sup>th</sup> day of MARCH, 2009.



LIBERTY MUTUAL INSURANCE COMPANY

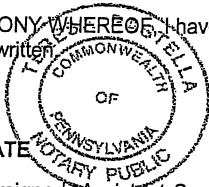
*Garnet W. Elliott*

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

COMMONWEALTH OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 28<sup>th</sup> day of MARCH, 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.



COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 28, 2013

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 27<sup>th</sup> day of September, 2011.



By David M. Carey  
David M. Carey, Assistant Secretary

Contract No. C202830  
County Mecklenburg

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: September 27, 2011  
Name of Principal Contractor: Ferebee Corporation  
Name of Surety: Liberty Mutual Insurance Company  
Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina  
Amount of Bond: (\$6,035,798.85)<sup>Six Million Thirty Five Thousand Seven</sup>Hundred Ninety Eight Dollars and 85/100  
Contract ID No.: C202830  
County Name: Mecklenburg

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. C202830  
County Mecklenburg


Rev 5-17-11

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)


Ferebee Corporation  
Full name of Corporation

P.O. Box 480066, Charlotte, NC 28269  
Address as prequalified

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

Chris Ferebee  
Print or type Signer's name

*Affix Corporate Seal*

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

David B Ferebee  
Print or type Signer's name

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. 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 610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

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, Angela D. Ramsey its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any location within the United States, the following surety bond:

Principal Name: Ferebee Corporation

Obligee Name: NC DOT

LMS Surety Bond Number: 018025414

Bond Amount: See Bond Form

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 28<sup>th</sup> day of MARCH, 2009.



LIBERTY MUTUAL INSURANCE COMPANY

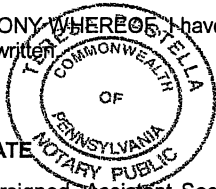
*Garnet W. Elliott*

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

COMMONWEALTH OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 28<sup>th</sup> day of MARCH, 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.



COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Teresa Pastella, Notary Public  
Plymouth Twp., Montgomery County  
My Commission Expires March 28, 2013

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 27<sup>th</sup> day of September, 2011.



By *David M. Carey*  
David M. Carey, Assistant Secretary