

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

C202725

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202725

WBS 33632.3.1 BRZ-1113(3)

T.I.P NO. B-4294

COUNTY OF UNION  
THIS IS THE ROADWAY & STRUCTURE CONTRACT  
ROUTE NUMBER SR 1113 LENGTH 0.157 MILES  
LOCATION BRIDGE OVER WAXHAW CREEK AND APPROACHES ON SR-1113.

CONTRACTOR R.E. BURNS & SONS CO., INC.  
ADDRESS P.O. BOX 7168  
STATESVILLE, NC 28687

BIDS OPENED JANUARY 17, 2012  
CONTRACT EXECUTION FEB 14 2012

**Vendor 4 of 12: R.E. BURNS & SONS CO., INC. (3481)  
Call Order 037 (Proposal: C202725)**

**Bid Information**

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**County:** UNION

**Address:** P. O. B ox 7168  
Statesville , NC , 28687

**Signature Check:** Kevin\_C.\_Burns\_3481

**Time Bid Received:** January 17, 2012 10:36 AM

**Amendment Count:** 0

**Bid Checksum:** 2E55AADC

**Bid Total:** \$663,792.82

**Items Total:** \$663,792.82 ✓

**Time Total:** \$0.00

**Bidding Errors:**

None.

DBE GOAL SET 10.0

DBE GOAL MET 10.0

**Vendor 4 of 12: R.E. BURNS & SONS CO., INC. (3481)  
Call Order 037 (Proposal: C202725)**

**Bid Bond Information**

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<b>Projects:</b>	<b>Bond Maximum:</b>
<b>Counties:</b>	<b>State of Incorporation:</b>
<b>Bond ID:</b> SNC12986058	<b>Agency Execution Date:</b> 1/4/2012
<b>Paid by Check:</b> No	<b>Surety Name:</b> surety2000
<b>Bond Percent:</b>	<b>Bond Agency Name:</b> Liberty Mutual Insurance Company

Vendor 3481's Bid Information for Call 037, Letting L120117, 01/17/12

R. E. Burns & Sons Co., Inc. (3481)  
 Call Order 037 (Proposal ID C202725)

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
3792	MB SOUTH EAST GROUP, P. A. POST OFFICE BOX 2483 , CORNELIUS, NC 28031		Sub 3,475.00	✓	arm
3376	WB REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub 22,250.00	✓	arm
3269	WB GML CONTRACTORS, INC.. P O BOX 702 , MONROE, NC 28111		Sub 21,546.00	✓	arm
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub 7,820.00	✓	arm
4761	WB TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub 4,176.42	✓	arm
4247	WB SEAL BROTHERS CONTRACTING LLC 131 W. CLEVE STREET , MOUNT AIRY, NC 27030		Sub 7,687.50	✓	arm
			TOTAL: \$66,954.92	✓	arm
			10.09%		

Vendor 3481's Bid Information for Call 037, Letting L120117, 01/17/12

R. E. Burns & Sons Co., Inc. (3481)  
 Call Order 037 (Proposal ID C202725)

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: SNC12986058  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Liberty Mutual Insurance Company  
Bond Execution Date: 1/4/2012  
Bond Amount: \$33,189.64 (Five Percent of Bid)

Contract ID: C202725 Project(s): BRZ-1113(3)  
Letting Date: 01-17-12 Call Order: 037  
Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars   Cts	Bid Amount Dollars   Ct
Section 0001 ROADWAY ITEMS				
Alt Group				
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP	33,000.00
0002	0000400000-N CONSTRUCTIO N SURVEYING	LUMP	LUMP	4,000.00
0003	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (18+79.00-L-)	LUMP	LUMP	6,600.00
0004	0038000000-E SHALLOW UNDERCUT	CY 175.000	5.00000	875.00
0005	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR 1.000	1.00000	1.00
0006	0057000000-E UNDERCUT EXCAVATION	CY 250.000	8.00000	2,000.00
0007	0063000000-N GRADING	LUMP	LUMP	33,470.00
0008	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON 350.000	25.00000	8,750.00
0009	0106000000-E BORROW EXCAVATION	CY 3,075.000	10.00000	30,750.00
0010	0134000000-E DRAINAGE DITCH EXCAVATION	CY 35.000	2.00000	70.00

Dept of Transportation

Revised:

Contract ID: C202725

Project(s): BRZ-1113(3)

Letting Date: 01-17-12 Call Order: 037

Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0196000000-E FABRIC FOR SOIL STABILIZATION	600.000 SY	2.00000		1,200.00	
0012	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	3.000 TON	50.00000		150.00	
0013	0320000000-E FOUNDATION CONDITIONING FABRIC	10.000 SY	4.00000		40.00	
0014	0335200000-E 15" DRAINAGE PIPE	24.000 LF	29.00000		696.00	
0015	0335850000-E **" DRAINAGE PIPE ELBOWS (15")	2.000 EA	200.00000		400.00	
0016	1220000000-E INCIDENTAL STONE BASE	100.000 TON	28.00000		2,800.00	
0017	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	420.000 TON	50.00000		21,000.00	
0018	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	470.000 TON	50.00000		23,500.00	
0019	1575000000-E ASPHALT BINDER FOR PLANT MIX	50.000 TON	700.00000		35,000.00	
0020	2022000000-E SUBDRAIN EXCAVATION	56.000 CY	0.25000		14.00	
0021	2033000000-E SUBDRAIN FINE AGGREGATE	42.000 CY	1.00000		42.00	
0022	2044000000-E 6" PERFORATED SUBDRAIN PIPE	250.000 LF	4.00000		1,000.00	

Dept of Transportation

Revised:

Contract ID: C202725

Project(s): BRZ-1113(3)

Letting Date: 01-17-12 Call Order: 037

Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2070000000-N SUBDRAIN PIPE OUTLETS	1.000 EA	175.00000		175.00	
0024	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	4.00000		24.00	
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	1.000 EA	1,200.00000		1,200.00	
0026	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	800.00000		800.00	
0027	2556000000-E SHOULDER BERM GUTTER	30.000 LF	57.78000		1,733.40	
0028	3030000000-E STEEL BM GUARDRAIL	600.000 LF	14.75000		8,850.00	
0029	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	10.00000		50.00	
0030	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	6.000 EA	1,425.00000		8,550.00	
0031	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	4.000 EA	1,200.00000		4,800.00	
0032	3628000000-E RIP RAP, CLASS I	75.000 TON	32.00000		2,400.00	
0033	3656000000-E FILTER FABRIC FOR DRAINAGE	610.000 SY	1.50000		915.00	
0034	3659000000-N PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1.000 EA	500.00000		500.00	



Dept of Transportation

Revised:

Contract ID: C202725

Project(s): BRZ-1113(3)

Letting Date: 01-17-12 Call Order: 037

Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	4400000000-E WORK ZONE SIGNS (STATIONARY)	356.000 SF	3.77000		1,342.12	
0036	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	114.000 SF	5.95000		678.30	
0037	4445000000-E BARRICADES (TYPE III)	112.000 LF	19.25000		2,156.00	
0038	6000000000-E TEMPORARY SILT FENCE	1,400.000 LF	2.00000		2,800.00	
0039	6006000000-E STONE FOR EROSION CONTROL, CLASS A	225.000 TON	24.00000		5,400.00	
0040	6009000000-E STONE FOR EROSION CONTROL, CLASS B	205.000 TON	25.00000		5,125.00	
0041	6012000000-E SEDIMENT CONTROL STONE	125.000 TON	31.00000		3,875.00	
0042	6015000000-E TEMPORARY MULCHING	3.000 ACR	425.00000		1,275.00	
0043	6018000000-E SEED FOR TEMPORARY SEEDING	100.000 LB	2.00000		200.00	
0044	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.500 TON	800.00000		1,200.00	
0045	6024000000-E TEMPORARY SLOPE DRAINS	350.000 LF	4.00000		1,400.00	
0046	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	5.000 EA	50.00000		250.00	

Dept of Transportation

Revised:

Contract ID: C202725

Project(s): BRZ-1113(3)

Letting Date: 01-17-12 Call Order: 037

Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	6029000000-E SAFETY FENCE	400.000 LF	2.00000		800.00	
0048	6030000000-E SILT EXCAVATION	330.000 CY	6.00000		1,980.00	
0049	6036000000-E MATTING FOR EROSION CONTROL	7,500.000 SY	1.12000		8,400.00	
0050	6037000000-E COIR FIBER MAT	200.000 SY	4.75000		950.00	
0051	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	530.000 SY	4.95000		2,623.50	
0052	6042000000-E 1/4" HARDWARE CLOTH	350.000 LF	10.00000		3,500.00	
0053	6048000000-E FLOATING TURBIDITY CURTAIN	110.000 SY	10.00000		1,100.00	
0054	6071010000-E WATTLE	150.000 LF	10.00000		1,500.00	
0055	6071020000-E POLYACRYLAMIDE (PAM)	70.000 LB	15.00000		1,050.00	
0056	6071030000-E COIR FIBER BAFFLE	80.000 LF	10.00000		800.00	
0057	6071050000-E *** SKIMMER (1-1/2")	1.000 EA	750.00000		750.00	
0058	6084000000-E SEEDING & MULCHING	3.000 ACR	1,495.00000		4,485.00	

Contract ID: C202725

Project(s): BRZ-1113(3)

Letting Date: 01-17-12 Call Order: 037

Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6087000000-E MOWING	3.000 ACR	10.00000		30.00	
0060	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	8.00000		400.00	
0061	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	900.00000		225.00	
0062	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	75.000 LB	2.50000		187.50	
0063	6108000000-E FERTILIZER TOPDRESSING	2.000 TON	800.00000		1,600.00	
0064	6114500000-N SPECIALIZED HAND MOWING	10.000 MHR	10.00000		100.00	
0065	6117000000-N RESPONSE FOR EROSION CONTROL	18.000 EA	1.00000		18.00	
Section 0001 Total						291,555.82

Section 0004 STRUCTURE ITEMS

Alt Group

0066	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+79.00-L-)	LUMP	LUMP		10,000.00	
0067	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (18+79.00-L-)	LUMP	LUMP		4,500.00	

Contract ID: C202725

Project(s): BRZ-1113(3)

Letting Date: 01-17-12 Call Order: 037

Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0068	8182000000-E CLASS A CONCRETE (BRIDGE)	34.400 CY	1,145.00000		39,388.00	
0069	8210000000-N BRIDGE APPROACH SLABS, STATION***** (18+79.00-L-)	LUMP	LUMP		16,000.00	
0070	8217000000-E REINFORCING STEEL (BRIDGE)	5,076.000 LB	1.50000		7,614.00	
0071	8364000000-E HP12X53 STEEL PILES	360.000 LF	25.00000		9,000.00	
0072	8505000000-E VERTICAL CONCRETE BARRIER RAIL	195.500 LF	70.00000		13,685.00	
0073	8608000000-E RIP RAP CLASS II (2'-0" THICK)	460.000 TON	44.00000		20,240.00	
0074	8622000000-E FILTER FABRIC FOR DRAINAGE	510.000 SY	2.00000		1,020.00	
0075	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		4,460.00	
0076	8753200000-E 3'-0" X 3'-3" PRESTRESSED CONCBOX BEAMS	977.500 LF	252.00000		246,330.00	
	Section 0004 Total				372,237.00	
	Bid Total				663,792.82	

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.

DBE COMMITMENT ITEMS

PROPOSAL: C202725  
 LETTING: L120117 CALL: 037  
 VENDOR: 3481 R. E. Burns & Sons Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 3792 SOUTH EAST GROUP, P. A.  
 Will Use Quote: Yes

0002	0000400000-N	CONSTRUCTION	LS	1.000	3475.00000	3475.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ am						3,475.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						3,475.0

DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC  
 Will Use Quote: Yes

0028	3030000000-E	STL BM GUARD	LF	600.000	14.75000	8850.00
0029	3150000000-N	ADDIT GUARDR	EA	5.000	10.00000	50.00
0030	3165000000-N	GR ANCHOR TY	EA	6.000	1425.00000	8550.00
0031	3215000000-N	GR ANCHOR TY	EA	4.000	1200.00000	4800.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ am						22,250.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						22,250.

DBE SUBCONTRACTOR: 3269 GML CONTRACTORS, INC.  
 Will Use Quote: Yes

0042	6015000000-E	TEMPORARY MU	ACR	3.000	425.00000	1275.00
0043	6018000000-E	SEED FOR TEM	LB	100.000	2.00000	200.00
0044	6021000000-E	FERT FOR TEM	TON	1.500	800.00000	1200.00
0049	6036000000-E	MATTING FOR	SY	7500.000	1.12000	8400.00
0050	6037000000-E	COIR FIBER M	SY	200.000	4.75000	950.00
0051	6038000000-E	PERM SOIL RE	SY	530.000	4.95000	2623.50
0058	6084000000-E	SEEDING AND	ACR	3.000	1495.00000	4485.00
0060	6090000000-E	SEED FOR REP	LB	50.000	8.00000	400.00
0061	6093000000-E	FERT FOR REP	TON	0.250	900.00000	225.00
0062	6096000000-E	SEED FOR SUP	LB	75.000	2.50000	187.50
0063	6108000000-E	FERTILIZER T	TON	2.000	800.00000	1600.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ am						21,546.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						21,546.

DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.  
 Will Use Quote: Yes

0072	8505000000-E	VERT CONC BA	LF	195.500	40.00000	7820.00
slipform						
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ am						7,820.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						7,820.0

DBE COMMITMENT ITEMS

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC. Will Use Quote: Yes						
0035	4400000000-E	WORK ZONE SI	SF	356.000	3.77000	1342.12
0036	4410000000-E	WORK ZONE SI	SF	114.000	5.95000	678.30
0037	4445000000-E	BARRICADES ( LF		112.000	19.25000	2156.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						4,176.42
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						4,176.4
DBE SUBCONTRACTOR: 4247 SEAL BROTHERS CONTRACTING LLC Will Use Quote: Yes						
0038	6000000000-E	TEMPORARY SI	LF	1400.000	2.00000	2800.00
0047	6029000000-E	SAFETY FENCE	LF	400.000	2.00000	800.00
0052	6042000000-E	1/4" HARDWAR	LF	350.000	4.25000	1487.50
0056	6071030000-E	COIR FIBER B	LF	80.000	10.00000	800.00
0065	6117000000-N	RESPONSE FOR	EA	18.000	100.00000	1800.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						7,687.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						7,687.5
TOTAL DBE COMMITMENT FOR VENDOR:						
				Entered:	10.09% or	66954.92
				Required:	10.00% or	66379.28
						<GOAL MET>



## Contract Item Sheets For C202725

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	33,000.00	33,000.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	4,000.00	4,000.00
0003	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (18 + 79.00-L-)	Lump Sum LS	6,600.00	6,600.00
0004	0038000000-E	SP	SHALLOW UNDERCUT	175 CY	5.00	875.00
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	250 CY	8.00	2,000.00
0007	0063000000-N	SP	GRADING	Lump Sum LS	33,470.00	33,470.00
0008	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	350 TON	25.00	8,750.00
0009	0106000000-E	230	BORROW EXCAVATION	3,075 CY	10.00	30,750.00
0010	0134000000-E	240	DRAINAGE DITCH EXCAVATION	35 CY	2.00	70.00
0011	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	600 SY	2.00	1,200.00
0012	0318000000-E	SP	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	3 TON	50.00	150.00
0013	0320000000-E	SP	FOUNDATION CONDITIONING FABRIC	10 SY	4.00	40.00
0014	0335200000-E	SP	15" DRAINAGE PIPE	24 LF	29.00	696.00
0015	0335850000-E	SP	*** DRAINAGE PIPE ELBOWS (15")	2 EA	200.00	400.00
0016	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	28.00	2,800.00
0017	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	420 TON	50.00	21,000.00
0018	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	470 TON	50.00	23,500.00

## Contract Item Sheets For C202725

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1575000000-E	SP	ASPHALT BINDER FOR PLANT MIX	50 TON	700.00	35,000.00
0020	2022000000-E	SP	SUBDRAIN EXCAVATION	56 CY	0.25	14.00
0021	2033000000-E	SP	SUBDRAIN FINE AGGREGATE	42 CY	1.00	42.00
0022	2044000000-E	SP	6" PERFORATED SUBDRAIN PIPE	250 LF	4.00	1,000.00
0023	2070000000-N	SP	SUBDRAIN PIPE OUTLETS	1 EA	175.00	175.00
0024	2077000000-E	SP	6" OUTLET PIPE (SUBDRAINS)	6 LF	4.00	24.00
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,200.00	1,200.00
0026	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	800.00	800.00
0027	2556000000-E	846	SHOULDER BERM GUTTER	30 LF	57.78	1,733.40
0028	3030000000-E	862	STEEL BM GUARDRAIL	600 LF	14.75	8,850.00
0029	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0030	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	6 EA	1,425.00	8,550.00
0031	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,200.00	4,800.00
0032	3628000000-E	876	RIP RAP, CLASS I	75 TON	32.00	2,400.00
0033	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	610 SY	1.50	915.00
0034	3659000000-N	SP	PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1 EA	500.00	500.00
0035	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	356 SF	3.77	1,342.12
0036	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	114 SF	5.95	678.30
0037	4445000000-E	1145	BARRICADES (TYPE III)	112 LF	19.25	2,156.00

## Contract Item Sheets For C202725

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	6000000000-E	1605	TEMPORARY SILT FENCE	1,400 LF	2.00	2,800.00
0039	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	225 TON	24.00	5,400.00
0040	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	205 TON	25.00	5,125.00
0041	6012000000-E	1610	SEDIMENT CONTROL STONE	125 TON	31.00	3,875.00
0042	6015000000-E	1615	TEMPORARY MULCHING	3 ACR	425.00	1,275.00
0043	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	100 LB	2.00	200.00
0044	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.5 TON	800.00	1,200.00
0045	6024000000-E	1622	TEMPORARY SLOPE DRAINS	350 LF	4.00	1,400.00
0046	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	5 EA	50.00	250.00
0047	6029000000-E	SP	SAFETY FENCE	400 LF	2.00	800.00
0048	6030000000-E	1630	SILT EXCAVATION	330 CY	6.00	1,980.00
0049	6036000000-E	1631	MATTING FOR EROSION CONTROL	7,500 SY	1.12	8,400.00
0050	6037000000-E	SP	COIR FIBER MAT	200 SY	4.75	950.00
0051	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	530 SY	4.95	2,623.50
0052	6042000000-E	1632	1/4" HARDWARE CLOTH	350 LF	10.00	3,500.00
0053	6048000000-E	SP	FLOATING TURBIDITY CURTAIN	110 SY	10.00	1,100.00
0054	6071010000-E	SP	WATTLE	150 LF	10.00	1,500.00
0055	6071020000-E	SP	POLYACRYLAMIDE (PAM)	70 LB	15.00	1,050.00
0056	6071030000-E	SP	COIR FIBER BAFFLE	80 LF	10.00	800.00

## Contract Item Sheets For C202725

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	750.00	750.00
0058	6084000000-E	1660	SEEDING & MULCHING	3 ACR	1,495.00	4,485.00
0059	6087000000-E	1660	MOWING	3 ACR	10.00	30.00
0060	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	8.00	400.00
0061	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	900.00	225.00
0062	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	75 LB	2.50	187.50
0063	6108000000-E	1665	FERTILIZER TOPDRESSING	2 TON	800.00	1,600.00
0064	6114500000-N	SP	SPECIALIZED HAND MOWING	10 MHR	10.00	100.00
0065	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	18 EA	1.00	18.00

## Contract Item Sheets For C202725

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0066	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+79.00-L-)	Lump Sum LS	10,000.00	10,000.00
0067	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (18+79.00-L-)	Lump Sum LS	4,500.00	4,500.00
0068	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	34.4 CY	1,145.00	39,388.00
0069	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (18+79.00-L-)	Lump Sum LS	16,000.00	16,000.00
0070	8217000000-E	425	REINFORCING STEEL (BRIDGE)	5,076 LB	1.50	7,614.00
0071	8364000000-E	SP	HP12X53 STEEL PILES	360 LF	25.00	9,000.00
0072	8505000000-E	SP	VERTICAL CONCRETE BARRIER RAIL	195.5 LF	70.00	13,685.00
0073	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	460 TON	44.00	20,240.00
0074	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	510 SY	2.00	1,020.00
0075	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	4,460.00	4,460.00
0076	8753200000-E	430	3'-0" X 3'-3" PRESTRESSED CONC BOX BEAMS	977.5 LF	252.00	246,330.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$663,792.82



Contract No. C202725  
County Union

Rev. 5-19-11

**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, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the Contractor intends to do the work with its own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion Affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

**SIGNATURE OF CONTRACTOR**

B.E. Burns & Sons Co., Inc.  
Full name of Corporation

P.O. Box 7168 Statesville, N.C. 28687  
Address as Prequalified

Attest Nancy L. Burns By K.C. Burns  
Secretary/Assistant Secretary President/Vice President/Assistant Vice President  
Select appropriate title Select appropriate title

Nancy L. Burns  
Print or type Signer's name

Kevin C. Burns  
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

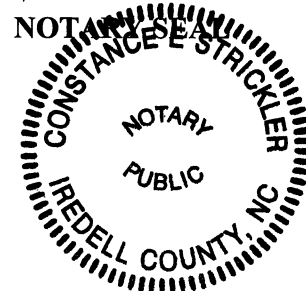
7 day of February 2012.

Constance E Strickler  
Signature of Notary Public

of Fredell County

State of North Carolina

My Commission Expires: June 28, 2014



## DEBARMENT CERTIFICATION

### Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The prequalified bidder agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the prequalified bidder further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The prequalified bidder may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The bidder may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 6 herein, the Department may terminate any contract if the bidder knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

Contract No. C202725  
County Union

Rev. 5-19-11

### DEBARMENT CERTIFICATION

The prequalified bidder certifies to the best of his knowledge and belief, that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.



**Contract No**     C202725

**County (ies):**   Union

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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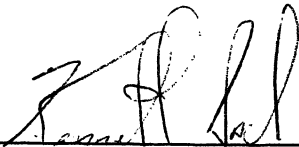
Contract Officer



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Date

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



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Attorney General

Contract No. C202725  
County Union

Rev 5-17-11

**CONTRACT PAYMENT BOND**

BOND NO. 837055193

Date of Payment Bond Execution February 2, 2012

Name of Principal Contractor R.E. Burns & Sons Co., Inc.

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: Six Hundred Sixty Three Thousand Seven Hundred Ninety Two Dollars and 82/100ths (\$663,792.82)

Contract ID No.: C202725; BRZ-1113(3); Tip #B-4294

County Name: Union County

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. C202725  
County Union

Rev 5-17-11

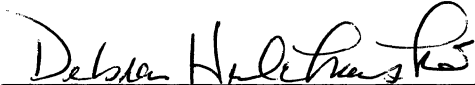
**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Katherine D. Jennison  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Debra Hulchanski  
Print or type Signer's name

6315 Fly Rd., E. Syracuse NY 13057  
Address of Attorney-in-Fact

Contract No. C202725  
County Union

Rev 5-17-11

**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

R.E. Burns & Sons Co., Inc.  
Full name of Corporation

P.O. Box 7168 Statesville, N.C. 28687  
Address as prequalified

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

Kevin C. Burns  
Print or type Signer's name

*Affix Corporate Seal*

Attest Nancy L. Burns  
Signature of Secretary, ~~Assistant Secretary~~  
Select appropriate title

Nancy L. Burns  
Print or type Signer's name

Contract No. C202725  
County Union

Rev 5-17-11

**CONTRACT PERFORMANCE BOND**  
BOND NO. 837055193

Date of Performance Bond Execution: February 2, 2012

Name of Principal Contractor: R.E. Birns & Sons Co., Inc.

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: Six Hundred Sixty Three Thousand Seven Hundred  
Ninety Two Dollars and 82/100ths (\$663,792.82)

Contract ID No.: C202725; BRZ-1113(3); TIP #B-4294

County Name: Union County

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. C202725  
County Union


Rev 5-17-11

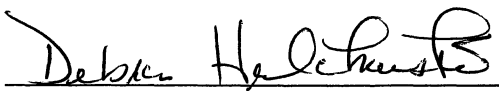
**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Katherine D. Jennison  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Debra Hulchanski  
Print or type Signer's name

6315 Fly Rd., E. Syracuse NY 13057  
Address of Attorney-in-Fact

Contract No. C202725  
County Union

Rev 5-17-11

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

SIGNATURE OF CONTRACTOR (Principal)

R.E. Burns & Sons Co., Inc.  
Full name of Corporation

P.O. Box 7168 Statesville, N.C. 28687  
Address as prequalified

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

Kevin C. Burns  
Print or type Signer's name

*Affix Corporate Seal*

Attest Nancy L. Burns  
Signature of Secretary, Assistant Secretary  
Select appropriate title

Nancy L. Burns  
Print or type Signer's name



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>	<b>Total</b> .....	<b>\$22,938,257,314</b>
<b>Total Admitted Assets</b> .....	<b><u>\$36,701,548,343</u></b>	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>Surplus to Policyholders</b> .....	<b>13,763,291,029</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

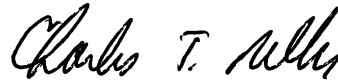


SURETY ACKNOWLEDGEMENT

STATE OF NEW YORK

COUNTY OF ONONDAGA

On this 2<sup>nd</sup> day of FEBRUARY, 2012 before me personally came  
KATHERINE D. JENNISON to me known who being by me duly sworn, did depose and say  
that he/she resides in EAST SYRACUSE, NY; that he/she is the  
ATTORNEY-IN-FACT of the LIBERTY MUTUAL INSURANCE COMPANY  
the corporation described in and which executed the within instrument; that he/she knows the  
seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was  
so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her  
name thereto by like order.



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

**Charles T. Reller # 4990791  
Notary Public, State of New York  
Qualified in Onondaga County  
My Commission Expires 01/13/2014**

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 CHARLES T. RELLER, KEITH P. BUTLER, SUZANNE H. AMO, DEBRA A. HULCHANSKI, KATHERINE D. JENNISON, KIMBERLY LOUNSBERY, ALL OF THE CITY OF EAST SYRACUSE, STATE OF NEW YORK

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 TWENTY MILLION AND 00/100 DOLLARS (\$ 20,000,000.00 ) 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, David M. Carey, 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 day of 9th day of November, 2011



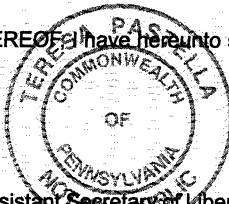
LIBERTY MUTUAL INSURANCE COMPANY

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

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 9th day of November, 2011, before me, a Notary Public, personally came David M. Carey, 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.



Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
Mv Commission Expires Mar. 28, 2013
Member, Pennsylvania Association of Notaries

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 2nd day of February, 2012.



By Gregory W. Davenport
Gregory W. Davenport, 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.