

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

C202785

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202785

WBS 40461.3.1 BRZ-1326(3)

T.I.P NO. B-4989

COUNTY OF TRANSYLVANIA

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1326 LENGTH 0.057 MILES

LOCATION BRIDGE OVER LAMANCE CREEK AND APPROACHES ON SR-1326
(MACEDONIA CHURCH RD).

CONTRACTOR TENNOCA CONSTRUCTION CO., INC.

ADDRESS P.O. BOX 2379

CANDLER, NC 287152379

BIDS OPENED MARCH 20, 2012

CONTRACT EXECUTION APR 24 2012

**Vendor 1 of 3: TENNOCA CONSTRUCTION CO., INC. (3181)
Call Order 030 (Proposal: C202785)**

Bid Information

County: TRANSYLVANIA
Address: PO Box 2379
Candler, NC, 28715
Signature Check: Bradley_Valdo_Goodson_3181
Time Bid Received: March 20, 2012 10:04 AM
Amendment Count: 0

Bid Checksum: 7738645C
Bid Total: \$198,135.90 ✓
Items Total: \$198,135.90
Time Total: \$0.00

Bidding Errors:	DBE GOAL SET	6.0
None.	DBE GOAL MET	6.0

Vendor 1 of 3: TENNOCA CONSTRUCTION CO., INC. (3181)
Call Order 030 (Proposal: C202785)

Bid Bond Information

Projects:	Bond Maximum:
Counties:	State of Incorporation:
Bond ID: SNC12485864	Agency Execution Date: 3/19/2012 10
Paid by Check: No	Surety Name: surety2000
Bond Percent: 5%	Bond Agency Name: Travelers Casualty and Surety Company of America

Vendor 3181's Bid Information for Call 030, Letting L120320, 03/20/12

Tennoca Construction Company (3181)
Call Order 030 (Proposal ID C202785)

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
5534	WB HIGH COUNTRY HYDROSEEDING INCOR 276 SWEETWATER DRIVE , CANTON, NC 28716		Sub 15,402.50	✓	arm committed
			TOTAL: \$15,402.50	✓	arm
			7.77%	✓	arm

Vendor 3181's Bid Information for Call 030, Letting L120320, 03/20/12

Tennoca Construction Company (3181)
Call Order 030 (Proposal ID C202785)

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:

BondID: SNC12485864
Surety Registry Agency: surety2000
Verified?: Yes

Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 3/19/2012 10
Bond Amount: \$9,906.80 (Five Percent of Bid)

Contract ID: C202785 Project(s): BRZ-1326(3)
Letting Date: 03-20-12 Call Order: 030
Bidder: 3181 - Tennoca Construction Company

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			9,800.00
0002	0043000000-N GRADING	LUMP	LUMP			26,000.00
0003	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	1.000 ACR	1.00000			1.00
0004	0057000000-E UNDERCUT EXCAVATION	220.000 CY	6.00000			1,320.00
0005	0195000000-E SELECT GRANULAR MATERIAL	100.000 CY	40.38000			4,038.00
0006	0196000000-E GEOTEXTILE FOR SOIL STABILIZA-TION	800.000 SY	2.00000			1,600.00
0007	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRUCTURES	10.000 TON	29.00000			290.00
0008	0320000000-E FOUNDATION CONDITIONING GEO- TEXTILE	30.000 SY	2.00000			60.00
0009	0343000000-E 15" SIDE DRAIN PIPE	68.000 LF	30.00000			2,040.00
0010	0995000000-E PIPE REMOVAL	41.000 LF	2.00000			82.00
0011	1099500000-E SHALLOW UNDERCUT	70.000 CY	6.00000			420.00

Contract ID: C202785

Project(s): BRZ-1326(3)

Letting Date: 03-20-12 Call Order: 030

Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1099700000-E CLASS IV SUBGRADE STABILIZATION	125.000 TON	28.00000		3,500.00	
0013	1220000000-E INCIDENTAL STONE BASE	20.000 TON	28.00000		560.00	
0014	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	170.000 TON	100.00000		17,000.00	
0015	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	160.000 TON	104.00000		16,640.00	
0016	1575000000-E ASPHALT BINDER FOR PLANT MIX	20.000 TON	700.00000		14,000.00	
0017	2022000000-E SUBDRAIN EXCAVATION	22.400 CY	1.00000		22.40	
0018	2033000000-E SUBDRAIN FINE AGGREGATE	16.800 CY	40.00000		672.00	
0019	2044000000-E 6" PERFORATED SUBDRAIN PIPE	100.000 LF	6.00000		600.00	
0020	2070000000-N SUBDRAIN PIPE OUTLET	1.000 EA	300.00000		300.00	
0021	2077000000-E 6" OUTLET PIPE	6.000 LF	6.00000		36.00	
0022	3628000000-E RIP RAP, CLASS I	10.000 TON	37.00000		370.00	
0023	3656000000-E GEOTEXTILE FOR DRAINAGE	450.000 SY	2.00000		900.00	

Dept of Transportation

Revised:

Contract ID: C202785

Project(s): BRZ-1326(3)

Letting Date: 03-20-12 Call Order: 030

Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	4400000000-E WORK ZONE SIGNS (STATIONARY)	469.000 SF	5.00000		2,345.00	
0025	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	141.000 SF	6.00000		846.00	
0026	4430000000-N DRUMS	6.000 EA	20.00000		120.00	
0027	4445000000-E BARRICADES (TYPE III)	96.000 LF	20.00000		1,920.00	
0028	6000000000-E TEMPORARY SILT FENCE	455.000 LF	2.00000		910.00	
0029	6006000000-E STONE FOR EROSION CONTROL, CLASS A	225.000 TON	30.00000		6,750.00	
0030	6009000000-E STONE FOR EROSION CONTROL, CLASS B	50.000 TON	30.00000		1,500.00	
0031	6012000000-E SEDIMENT CONTROL STONE	160.000 TON	30.00000		4,800.00	
0032	6015000000-E TEMPORARY MULCHING	1.000 ACR	1,500.00000		1,500.00	
0033	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	5.00000		250.00	
0034	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.250 TON	1,250.00000		1,562.50	
0035	6024000000-E TEMPORARY SLOPE DRAINS	200.000 LF	2.00000		400.00	

Dept of Transportation

Revised:

Contract ID: C202785

Project(s): BRZ-1326(3)

Letting Date: 03-20-12 Call Order: 030

Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	6029000000-E SAFETY FENCE	400.000 LF	2.00000		800.00	
0037	6030000000-E SILT EXCAVATION	100.000 CY	5.00000		500.00	
0038	6036000000-E MATTING FOR EROSION CONTROL	2,500.000 SY	2.50000		6,250.00	
0039	6037000000-E COIR FIBER MAT	50.000 SY	8.00000		400.00	
0040	6042000000-E 1/4" HARDWARE CLOTH	270.000 LF	4.00000		1,080.00	
0041	6070000000-N SPECIAL STILLING BASINS	4.000 EA	200.00000		800.00	
0042	6071010000-E WATTLE	55.000 LF	8.00000		440.00	
0043	6071020000-E POLYACRYLAMIDE (PAM)	15.000 LB	8.00000		120.00	
0044	6071030000-E COIR FIBER BAFFLE	25.000 LF	8.00000		200.00	
0045	6071050000-E **" SKIMMER (1-1/2")	1.000 EA	900.00000		900.00	
0046	6084000000-E SEEDING & MULCHING	1.000 ACR	5,000.00000		5,000.00	
0047	6087000000-E MOWING	0.500 ACR	2.00000		1.00	

Contract ID: C202785

Project(s): BRZ-1326(3)

Letting Date: 03-20-12 Call Order: 030

Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	7.00000		350.00	
0049	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,200.00000		300.00	
0050	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	7.00000		350.00	
0051	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	2,000.00000		1,500.00	
0052	6111000000-E IMPERVIOUS DIKE	75.000 LF	10.00000		750.00	
0053	6114500000-N SPECIALIZED HAND MOWING	10.000 MHR	15.00000		150.00	
0054	6117000000-N RESPONSE FOR EROSION CONTROL	18.000 EA	1.00000		18.00	
0055	6120000000-E CULVERT DIVERSION CHANNEL	450.000 CY	6.00000		2,700.00	
0056	6123000000-E REFORESTATION	0.100 ACR	2,500.00000		250.00	
Section 0001 Total						146,013.90

Section 0002 CULVERT ITEMS

Alt Group

0057	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (11+70.24-L-)	LUMP	LUMP		2,500.00	
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Dept of Transportation

Revised:

Contract ID: C202785

Project(s): BRZ-1326(3)

Letting Date: 03-20-12 Call Order: 030

Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	8126000000-N CULVERT EXCAVATION, STA ***** (11+70.24-L-)	LUMP	LUMP			2,000.00
0059	8133000000-E FOUNDATION CONDITIONING MATER-IAL, BOX CULVERT	55.000 TON	30.00000			1,650.00
0060	8196000000-E CLASS A CONCRETE (CULVERT)	84.500 CY	400.00000			33,800.00
0061	8245000000-E REINFORCING STEEL (CULVERT)	12,172.000 LB	1.00000			12,172.00
	Section 0002 Total					52,122.00
	Bid Total					198,135.90

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

PAGE: 9

PROPOSAL: C202785
 LETTING: L120320 CALL: 030
 VENDOR: 3181 Tennoca Construction Company

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 5534 HIGH COUNTRY HYDROSEEDING INCORPORATED						
Will Use Quote: Yes						
0032	6015000000-E	TEMPORARY MU	ACR	1.000	1500.00000	1500.00
0033	6018000000-E	SEED FOR TEM	LB	50.000	5.00000	250.00
0034	6021000000-E	FERT FOR TEM	TON	1.250	1250.00000	1562.50
0038	6036000000-E	MATTING FOR	SY	2500.000	2.00000	5000.00
0039	6037000000-E	COIR FIBER M	SY	50.000	8.00000	400.00
0042	6071010000-E	WATTLE	LF	55.000	8.00000	440.00
0046	6084000000-E	SEEDING AND	ACR	1.000	3500.00000	3500.00
0048	6090000000-E	SEED FOR REP	LB	50.000	7.00000	350.00
0049	6093000000-E	FERT FOR REP	TON	0.250	1200.00000	300.00
0050	6096000000-E	SEED FOR SUP	LB	50.000	7.00000	350.00
0051	6108000000-E	FERTILIZER T	TON	0.750	2000.00000	1500.00
0056	6123000000-E	REFORESTATIO	ACR	0.100	2500.00000	250.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: am 15,402.50
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 15,402.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 7.77% or 15402.50 am
 Required: 6.00% or 11888.15
 <GOAL MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	9,800.00	9,800.00
0002	0043000000-N	226	GRADING	Lump Sum LS	26,000.00	26,000.00
0003	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB-BING	1 ACR	1.00	1.00
0004	0057000000-E	226	UNDERCUT EXCAVATION	220 CY	6.00	1,320.00
0005	0195000000-E	265	SELECT GRANULAR MATERIAL	100 CY	40.38	4,038.00
0006	0196000000-E	270	GEOTEXTILE FOR SOIL STABILIZATION	800 SY	2.00	1,600.00
0007	0318000000-E	300	FOUNDATION CONDITIONING MATERIAL, MINOR STRUCTURES	10 TON	29.00	290.00
0008	0320000000-E	300	FOUNDATION CONDITIONING GEOTEXTILE	30 SY	2.00	60.00
0009	0343000000-E	310	15" SIDE DRAIN PIPE	68 LF	30.00	2,040.00
0010	0995000000-E	340	PIPE REMOVAL	41 LF	2.00	82.00
0011	1099500000-E	505	SHALLOW UNDERCUT	70 CY	6.00	420.00
0012	1099700000-E	505	CLASS IV SUBGRADE STABILIZATION	125 TON	28.00	3,500.00
0013	1220000000-E	545	INCIDENTAL STONE BASE	20 TON	28.00	560.00
0014	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	170 TON	100.00	17,000.00
0015	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	160 TON	104.00	16,640.00
0016	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	20 TON	700.00	14,000.00
0017	2022000000-E	815	SUBDRAIN EXCAVATION	22.4 CY	1.00	22.40
0018	2033000000-E	815	SUBDRAIN FINE AGGREGATE	16.8 CY	40.00	672.00
0019	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	100 LF	6.00	600.00

Contract Item Sheets For C202785

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0020	2070000000-N	815	SUBDRAIN PIPE OUTLET	1 EA	300.00	300.00
0021	2077000000-E	815	6" OUTLET PIPE	6 LF	6.00	36.00
0022	3628000000-E	876	RIP RAP, CLASS I	10 TON	37.00	370.00
0023	3656000000-E	876	GEOTEXTILE FOR DRAINAGE	450 SY	2.00	900.00
0024	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	469 SF	5.00	2,345.00
0025	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	141 SF	6.00	846.00
0026	4430000000-N	1130	DRUMS	6 EA	20.00	120.00
0027	4445000000-E	1145	BARRICADES (TYPE III)	96 LF	20.00	1,920.00
0028	6000000000-E	1605	TEMPORARY SILT FENCE	455 LF	2.00	910.00
0029	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	225 TON	30.00	6,750.00
0030	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	50 TON	30.00	1,500.00
0031	6012000000-E	1610	SEDIMENT CONTROL STONE	160 TON	30.00	4,800.00
0032	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	1,500.00	1,500.00
0033	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	5.00	250.00
0034	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.25 TON	1,250.00	1,562.50
0035	6024000000-E	1622	TEMPORARY SLOPE DRAINS	200 LF	2.00	400.00
0036	6029000000-E	SP	SAFETY FENCE	400 LF	2.00	800.00
0037	6030000000-E	1630	SILT EXCAVATION	100 CY	5.00	500.00
0038	6036000000-E	1631	MATTING FOR EROSION CONTROL	2,500 SY	2.50	6,250.00
0039	6037000000-E	SP	COIR FIBER MAT	50 SY	8.00	400.00

Contract Item Sheets For C202785

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0040	6042000000-E	1632	1/4" HARDWARE CLOTH	270 LF	4.00	1,080.00
0041	6070000000-N	1639	SPECIAL STILLING BASINS	4 EA	200.00	800.00
0042	6071010000-E	SP	WATTLE	55 LF	8.00	440.00
0043	6071020000-E	SP	POLYACRYLAMIDE (PAM)	15 LB	8.00	120.00
0044	6071030000-E	1640	COIR FIBER BAFFLE	25 LF	8.00	200.00
0045	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	900.00	900.00
0046	6084000000-E	1660	SEEDING & MULCHING	1 ACR	5,000.00	5,000.00
0047	6087000000-E	1660	MOWING	0.5 ACR	2.00	1.00
0048	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	7.00	350.00
0049	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,200.00	300.00
0050	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	7.00	350.00
0051	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	2,000.00	1,500.00
0052	6111000000-E	SP	IMPERVIOUS DIKE	75 LF	10.00	750.00
0053	6114500000-N	1667	SPECIALIZED HAND MOWING	10 MHR	15.00	150.00
0054	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	18 EA	1.00	18.00
0055	6120000000-E	SP	CULVERT DIVERSION CHANNEL	450 CY	6.00	2,700.00
0056	6123000000-E	1670	REFORESTATION	0.1 ACR	2,500.00	250.00

Contract Item Sheets For C202785

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (11+70.24-L-)	Lump Sum LS	2,500.00	2,500.00
0058	8126000000-N	414	CULVERT EXCAVATION, STA ***** (11+70.24-L-)	Lump Sum LS	2,000.00	2,000.00
0059	8133000000-E	414	FOUNDATION CONDITIONING MATER- IAL, BOX CULVERT	55 TON	30.00	1,650.00
0060	8196000000-E	420	CLASS A CONCRETE (CULVERT)	84.5 CY	400.00	33,800.00
0061	8245000000-E	425	REINFORCING STEEL (CULVERT)	12,172 LB	1.00	12,172.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$198,135.90

0942/Mar30/Q20686.55/D262253910000/E61

Contract No. C202785
County Transylvania

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

Tennoca Construction Company

Full name of Corporation

P.O. Box 2379, Candler, NC 28715

Address as Prequalified

Attest

Secretary/Assistant Secretary
Select appropriate title

By

President/Vice President/Assistant Vice President
Select appropriate title

Tim M. Goodson

Print or type Signer's name

Russell V. Goodson

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

16th day of April 2012.

Victoria M. Redwine

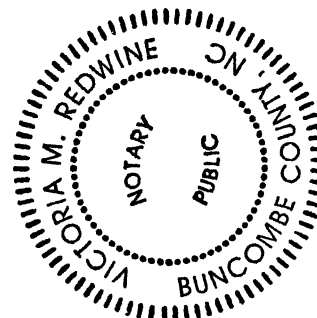
Signature of Notary Public

of Buncombe County

State of NC

My Commission Expires: 2-25-2016

NOTARY SEAL



DEBARMENT CERTIFICATION

Conditions for certification:

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

DEBARMENT CERTIFICATION

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

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

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

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

Check here if an explanation is attached to this certification.

Contract No. C202785

County (ies): Transylvania

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

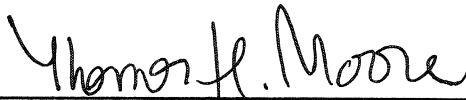


Contract Officer



Date

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



Attorney General

Contract No. C202785
County Transylvania

Rev 2-1-10

CONTRACT PAYMENT BOND

Date of Payment Bond Execution April 9, 2012

Name of Principal Contractor Tennoca Construction Company.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$198,135.90

Contract ID No.: C202785

County Name: Transylvania

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. C202785
County Transylvania

Rev 2 -1 -1 0

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By Amy M. Tayler
Print, stamp or type name of Attorney-in-Fact

Amy M. Tayler, Attorney-in-Fact
Signature of Attorney-in-Fact

Fay Ryan
Signature of Witness

Fay Ryan
Print or type Signer's name

PO Box 1109 Hendersonville, NC 28793
Address of Attorney-in-Fact

Contract No.
County

C202785
Transylvania

Rev 2-1 - 10

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Tennoca Construction Company.

Full name of Corporation

Po Box 2379 Candler, NC 28715

Address as prequalified

By



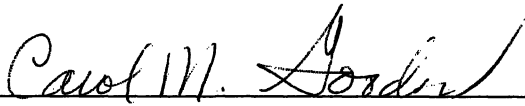
Signature of President, Vice President, Assistant Vice President
Select appropriate title

Tim M. Goodson

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

Carol M. Goodson

Print or type Signer's name

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: April 9, 2012

Name of Principal Contractor: Tennoca Construction Company.

Name Of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$198,135.90

Contract ID No.: C202785

County Name: Transylvania

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. C202785
County Transylvania

Rev 2-1-10

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By Amy M. Taylor
Print, stamp or type name of Attorney-in-Fact

Amy M. Tayler, Attorney-in-Fact
Signature of Attorney-in-Fact

Fay Ryan
Signature of Witness

Fay Ryan
Print or type Signer's name

PO Box 1109, Hendersonville, NC 28793
Address of Attorney-In-Fact

Contract No. C202785
County Transylvania

Rev 2-1 -10

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

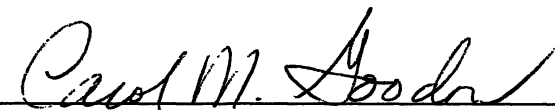
Tennoca Construction Company.
Full name of Corporation

Po Box 2379 Candler, NC 28715
Address as prequalified

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

T. M. GOODSON
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Carol M. Goodson
Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 222789

Certificate No. 004583463

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Carolyn B. Wilson, David G. Shaffer, Jennifer L. Gordon, Amy M. Tayler, Joyce C. Biddix, David Brett Shaffer, and Spencer L. Clendenin

of the City of Hendersonville, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof 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, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 12th day of October, 2011.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 12th day of October, 2011, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2016.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company 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 in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 9th day of April, 20 12.

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kevin E. Hughes
Kevin E. Hughes, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.