

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

C202841

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202841

WBS 33473.2.2 BRSTP-1905(2)

T.I.P NO. B-4118

COUNTY OF GASTON  
THIS IS THE ROADWAY & STRUCTURE CONTRACT  
ROUTE NUMBER SR 1905 LENGTH 0.095 MILES  
LOCATION BRIDGE OVER STANLEY CREEK AND APPROACHES ON SR-1905.

CONTRACTOR APPLE TUCK & ASSOCIATES, INC.  
ADDRESS P.O. BOX 904  
RUTHERFORDTON, NC 28139

BIDS OPENED JULY 17, 2012  
CONTRACT EXECUTION AUG 22 2012

## Vendor 4 of 4: APPLE TUCK & ASSOCIATES, INC. (3534) Call Order 017 (Proposal: C202841)

### Bid Information

---

<b>County:</b> GASTON	<b>Bid Checksum:</b> 3EC7FCD3
<b>Address:</b> POB 904 200 US Hwy 221 South Rutherfordton , NC , 28139	<b>Bid Total:</b> \$600,195.63 ✓
<b>Signature Check:</b> David_Charles_Bare_3534	<b>Items Total:</b> \$600,195.63
<b>Time Bid Received:</b> July 17, 2012 01:54 PM	<b>Time Total:</b> \$0.00
<b>Amendment Count:</b> 0	

**Bidding Errors:**

None.	DBE GOAL SET	7.0
	DBE GOAL MET	7.0

Vendor 4 of 4: APPLE TUCK & ASSOCIATES, INC. (3534)  
Call Order 017 (Proposal: C202841)

Bid Bond Information

---

<b>Projects:</b>	<b>Bond Maximum:</b>
<b>Counties:</b>	<b>State of Incorporation:</b>
<b>Bond ID:</b> AXA7-BXEX-GJEW-2FMP	<b>Agency Execution Date:</b> 7/17/2012
<b>Paid by Check:</b> No	<b>Surety Name:</b> SurePathNetwork
<b>Bond Percent:</b> 5%	<b>Bond Agency Name:</b> Fidelity and Deposit Company of Maryland

Vendor 3534's Bid Information for Call 017, Letting L120717, 07/17/12

Apple Tuck & Assoc Inc (3534)  
 Call Order 017 (Proposal ID C202841)

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub 13,317.50	committed
4898	WB BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub 12,868.00	committed
8262	WB MUGO GRAVEL & GRADING INC P.O. BOX 1961 , CONCORD, NC 28026		Sub 43,955.00	committed
			TOTAL: \$70,140.50	
				11.69%

Vendor 3534's Bid Information for Call 017, Letting L120717, 07/17/12

Apple Tuck & Assoc Inc (3534)  
 Call Order 017 (Proposal ID C202841)

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: AXA7-BXEX-GJEW-2FMP  
Surety Registry Agency: SurePathNetwork  
Verified?: Yes  
Surety Agency: Fidelity and Deposit Company of Maryland  
Bond Execution Date: 7/17/2012  
Bond Amount: \$30,009.78 (Five Percent of Bid)

Contract ID: C202841 Project(s): BRSTP-1905(2)  
Letting Date: 07-17-12 Call Order: 017  
Bidder: 3534 - Apple Tuck & Assoc 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	30,000.00
0002	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (12+32.50)	LUMP	LUMP	7,500.00
0003	0043000000-N GRADING	LUMP	LUMP	40,000.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	1.000 ACR	1.00000	1.00
0005	0057000000-E UNDERCUT EXCAVATION	200.000 CY	10.00000	2,000.00
0006	0196000000-E GEOTEXTILE FOR SOIL STABILIZA-TION	350.000 SY	1.60000	560.00
0007	0223000000-E ROCK PLATING	65.000 SY	65.00000	4,225.00
0008	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRUCTURES	10.000 TON	30.00000	300.00
0009	0320000000-E FOUNDATION CONDITIONING GEO- TEXTILE	20.000 SY	2.25000	45.00
0010	0335200000-E 15" DRAINAGE PIPE	48.000 LF	30.00000	1,440.00

Dept of Transportation

Revised:

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck & Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1099500000-E SHALLOW UNDERCUT	85.000 CY	10.00000		850.00	
0012	1099700000-E CLASS IV SUBGRADE STABILIZATION	160.000 TON	24.00000		3,840.00	
0013	1220000000-E INCIDENTAL STONE BASE	200.000 TON	24.00000		4,800.00	
0014	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	310.000 TON	50.00000		15,500.00	
0015	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	270.000 TON	66.00000		17,820.00	
0016	1575000000-E ASPHALT BINDER FOR PLANT MIX	30.000 TON	700.00000		21,000.00	
0017	2022000000-E SUBDRAIN EXCAVATION	44.800 CY	7.55000		338.24	
0018	2033000000-E SUBDRAIN FINE AGGREGATE	33.600 CY	48.00000		1,612.80	
0019	2044000000-E 6" PERFORATED SUBDRAIN PIPE	200.000 LF	1.00000		200.00	
0020	2070000000-N SUBDRAIN PIPE OUTLET	1.000 EA	150.00000		150.00	
0021	2077000000-E 6" OUTLET PIPE	6.000 LF	10.00000		60.00	
0022	2286000000-N MASONRY DRAINAGE STRUCTURES	1.000 EA	1,300.00000		1,300.00	

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck & Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	500.00000		500.00	
0024	2556000000-E SHOULDER BERM GUTTER	16.000 LF	100.00000		1,600.00	
0025	3030000000-E STEEL BM GUARDRAIL	25.000 LF	18.00000		450.00	
0026	3150000000-N ADDITIONAL GUARDRAIL POSTS	2.000 EA	9.00000		18.00	
0027	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (350 TL-2)	4.000 EA	1,700.00000		6,800.00	
0028	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	4.000 EA	1,400.00000		5,600.00	
0029	3656000000-E GEOTEXTILE FOR DRAINAGE	860.000 SY	2.20000		1,892.00	
0030	3659000000-N PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1.000 EA	500.00000		500.00	
0031	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	379.000 LF	0.01000		3.79	
0032	4102000000-N SIGN ERECTION, TYPE E	2.000 EA	750.00000		1,500.00	
0033	4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL	8.000 EA	1.00000		8.00	
0034	4400000000-E WORK ZONE SIGNS (STATIONARY)	393.000 SF	3.95000		1,552.35	



## Dept of Transportation

Revised:

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck &amp; Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	269.000 SF	5.95000		1,600.55	
0036	4445000000-E BARRICADES (TYPE III)	176.000 LF	30.00000		5,280.00	
0037	4810000000-E PAINT PAVEMENT MARKING LINES (4")	3,840.000 LF	0.55000		2,112.00	
0038	6000000000-E TEMPORARY SILT FENCE	1,200.000 LF	3.00000		3,600.00	
0039	6006000000-E STONE FOR EROSION CONTROL, CLASS A	225.000 TON	35.00000		7,875.00	
0040	6009000000-E STONE FOR EROSION CONTROL, CLASS B	25.000 TON	35.00000		875.00	
0041	6012000000-E SEDIMENT CONTROL STONE	160.000 TON	30.00000		4,800.00	
0042	6015000000-E TEMPORARY MULCHING	1.000 ACR	1,000.00000		1,000.00	
0043	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	5.00000		250.00	
0044	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.250 TON	1,000.00000		1,250.00	
0045	6024000000-E TEMPORARY SLOPE DRAINS	200.000 LF	5.00000		1,000.00	
0046	6029000000-E SAFETY FENCE	300.000 LF	3.50000		1,050.00	

Dept of Transportation

Revised:

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck & Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	6030000000-E SILT EXCAVATION	60.000 CY	5.75000		345.00	
0048	6036000000-E MATTING FOR EROSION CONTROL	2,500.000 SY	1.17000		2,925.00	
0049	6037000000-E COIR FIBER MAT	200.000 SY	5.00000		1,000.00	
0050	6042000000-E 1/4" HARDWARE CLOTH	100.000 LF	4.00000		400.00	
0051	6070000000-N SPECIAL STILLING BASINS	6.000 EA	300.00000		1,800.00	
0052	6071010000-E WATTLE	50.000 LF	10.00000		500.00	
0053	6071030000-E COIR FIBER BAFFLE	70.000 LF	9.25000		647.50	
0054	6071050000-E **" SKIMMER (1-1/2")	2.000 EA	835.00000		1,670.00	
0055	6084000000-E SEEDING & MULCHING	1.000 ACR	2,200.00000		2,200.00	
0056	6087000000-E MOWING	0.500 ACR	100.00000		50.00	
0057	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	10.00000		500.00	
0058	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	2,110.00000		527.50	

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck & Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	10.00000		500.00	
0060	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	1,900.00000		1,425.00	
0061	6114500000-N SPECIALIZED HAND MOWING	10.000 MHR	15.00000		150.00	
0062	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	200.00000		2,400.00	
Section 0001 Total						221,698.73

Section 0004 STRUCTURE ITEMS

Alt Group

0063	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (12+32.50-L-)	LUMP	LUMP		22,500.00	
0064	8105520000-E 3'-0" DIA DRILLED PIERS IN SOIL	34.000 LF	850.00000		28,900.00	
0065	8105620000-E 3'-0" DIA DRILLED PIERS NOT IN SOIL	26.000 LF	850.00000		22,100.00	
0066	8111200000-E PERMANENT STEEL CASING FOR 3'-0" DIA DRILLED PIER	30.000 LF	50.00000		1,500.00	
0067	8113000000-N SID INSPECTIONS	1.000 EA	500.00000		500.00	
0068	8115000000-N CSL TESTING	1.000 EA	1,500.00000		1,500.00	

Dept of Transportation

Revised:

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck & Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0069	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (12+32.50-L-)	LUMP	LUMP			15,000.00
0070	8182000000-E CLASS A CONCRETE (BRIDGE)	CY 44.600	1,000.00000			44,600.00
0071	8210000000-N BRIDGE APPROACH SLABS, STATION***** (12+32.50-L-)	LUMP	LUMP			20,000.00
0072	8217000000-E REINFORCING STEEL (BRIDGE)	LB 12,403.000	1.05000			13,023.15
0073	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	LB 1,375.000	3.00000			4,125.00
0074	8364000000-E HP12X53 STEEL PILES	LF 340.000	40.00000			13,600.00
0075	8475000000-E TWO BAR METAL RAIL	LF 175.250	125.00000			21,906.25
0076	8517000000-E 1'-**"X ***** CONCRETE PARAPET (1'-2" X 2'-9 3/4")	LF 190.250	70.00000			13,317.50
0077	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON 290.000	40.00000			11,600.00
0078	8622000000-E GEOTEXTILE FOR DRAINAGE	SY 325.000	3.00000			975.00
0079	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP			7,500.00

Dept of Transportation

Revised:

Contract ID: C202841

Project(s): BRSTP-1905(2)

Letting Date: 07-17-12 Call Order: 017

Bidder: 3534 - Apple Tuck & Assoc Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0080	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	1,045.000 LF	130.00000		135,850.00	
	Section 0004 Total				378,496.90	
	Bid Total				600,195.63	

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.





## Contract Item Sheets For C202841

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	30,000.00	30,000.00
0002	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (12 + 32.50)	Lump Sum LS	7,500.00	7,500.00
0003	0043000000-N	226	GRADING	Lump Sum LS	40,000.00	40,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	200 CY	10.00	2,000.00
0006	0196000000-E	270	GEOTEXTILE FOR SOIL STABILIZA- TION	350 SY	1.60	560.00
0007	0223000000-E	275	ROCK PLATING	65 SY	65.00	4,225.00
0008	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRUCTURES	10 TON	30.00	300.00
0009	0320000000-E	300	FOUNDATION CONDITIONING GEO- TEXTILE	20 SY	2.25	45.00
0010	0335200000-E	305	15" DRAINAGE PIPE	48 LF	30.00	1,440.00
0011	1099500000-E	505	SHALLOW UNDERCUT	85 CY	10.00	850.00
0012	1099700000-E	505	CLASS IV SUBGRADE STABILIZA- TION	160 TON	24.00	3,840.00
0013	1220000000-E	545	INCIDENTAL STONE BASE	200 TON	24.00	4,800.00
0014	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	310 TON	50.00	15,500.00
0015	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	270 TON	66.00	17,820.00
0016	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	30 TON	700.00	21,000.00
0017	2022000000-E	815	SUBDRAIN EXCAVATION	44.8 CY	7.55	338.24
0018	2033000000-E	815	SUBDRAIN FINE AGGREGATE	33.6 CY	48.00	1,612.80

## Contract Item Sheets For C202841

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	1.00	200.00
0020	2070000000-N	815	SUBDRAIN PIPE OUTLET	1 EA	150.00	150.00
0021	2077000000-E	815	6" OUTLET PIPE	6 LF	10.00	60.00
0022	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,300.00	1,300.00
0023	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	500.00	500.00
0024	2556000000-E	846	SHOULDER BERM GUTTER	16 LF	100.00	1,600.00
0025	3030000000-E	862	STEEL BM GUARDRAIL	25 LF	18.00	450.00
0026	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	2 EA	9.00	18.00
0027	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (350 TL-2)	4 EA	1,700.00	6,800.00
0028	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,400.00	5,600.00
0029	3656000000-E	876	GEOTEXTILE FOR DRAINAGE	860 SY	2.20	1,892.00
0030	3659000000-N	SP	PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1 EA	500.00	500.00
0031	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	379 LF	0.01	3.79
0032	4102000000-N	904	SIGN ERECTION, TYPE E	2 EA	750.00	1,500.00
0033	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U- CHANNEL	8 EA	1.00	8.00
0034	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	393 SF	3.95	1,552.35
0035	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	269 SF	5.95	1,600.55
0036	4445000000-E	1145	BARRICADES (TYPE III)	176 LF	30.00	5,280.00

## Contract Item Sheets For C202841

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	3,840 LF	0.55	2,112.00
0038	6000000000-E	1605	TEMPORARY SILT FENCE	1,200 LF	3.00	3,600.00
0039	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	225 TON	35.00	7,875.00
0040	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	25 TON	35.00	875.00
0041	6012000000-E	1610	SEDIMENT CONTROL STONE	160 TON	30.00	4,800.00
0042	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	1,000.00	1,000.00
0043	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	5.00	250.00
0044	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1.25 TON	1,000.00	1,250.00
0045	6024000000-E	1622	TEMPORARY SLOPE DRAINS	200 LF	5.00	1,000.00
0046	6029000000-E	SP	SAFETY FENCE	300 LF	3.50	1,050.00
0047	6030000000-E	1630	SILT EXCAVATION	60 CY	5.75	345.00
0048	6036000000-E	1631	MATTING FOR EROSION CONTROL	2,500 SY	1.17	2,925.00
0049	6037000000-E	SP	COIR FIBER MAT	200 SY	5.00	1,000.00
0050	6042000000-E	1632	1/4" HARDWARE CLOTH	100 LF	4.00	400.00
0051	6070000000-N	1639	SPECIAL STILLING BASINS	6 EA	300.00	1,800.00
0052	6071010000-E	SP	WATTLE	50 LF	10.00	500.00
0053	6071030000-E	1640	COIR FIBER BAFFLE	70 LF	9.25	647.50
0054	6071050000-E	SP	*** SKIMMER (1-1/2")	2 EA	835.00	1,670.00
0055	6084000000-E	1660	SEEDING & MULCHING	1 ACR	2,200.00	2,200.00

## Contract Item Sheets For C202841

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6087000000-E	1660	MOWING	0.5 ACR	100.00	50.00
0057	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	10.00	500.00
0058	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	2,110.00	527.50
0059	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	10.00	500.00
0060	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	1,900.00	1,425.00
0061	6114500000-N	1667	SPECIALIZED HAND MOWING	10 MHR	15.00	150.00
0062	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	200.00	2,400.00

## Contract Item Sheets For C202841

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0063	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (12 + 32.50-L-)	Lump Sum LS	22,500.00	22,500.00
0064	8105520000-E	411	3'-0" DIA DRILLED PIERS IN SOIL	34 LF	850.00	28,900.00
0065	8105620000-E	411	3'-0" DIA DRILLED PIERS NOT IN SOIL	26 LF	850.00	22,100.00
0066	8111200000-E	411	PERMANENT STEEL CASING FOR 3'-0" DIA DRILLED PIER	30 LF	50.00	1,500.00
0067	8113000000-N	411	SID INSPECTIONS	1 EA	500.00	500.00
0068	8115000000-N	411	CSL TESTING	1 EA	1,500.00	1,500.00
0069	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (12 + 32.50-L-)	Lump Sum LS	15,000.00	15,000.00
0070	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	44.6 CY	1,000.00	44,600.00
0071	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (12 + 32.50-L-)	Lump Sum LS	20,000.00	20,000.00
0072	8217000000-E	425	REINFORCING STEEL (BRIDGE)	12,403 LB	1.05	13,023.15
0073	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,375 LB	3.00	4,125.00
0074	8364000000-E	450	HP12X53 STEEL PILES	340 LF	40.00	13,600.00
0075	8475000000-E	460	TWO BAR METAL RAIL	175.25 LF	125.00	21,906.25
0076	8517000000-E	460	1'-**"X ***** CONCRETE PARAPET (1'-2" X 2'-9 3/4")	190.25 LF	70.00	13,317.50
0077	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	290 TON	40.00	11,600.00
0078	8622000000-E	876	GEOTEXTILE FOR DRAINAGE	325 SY	3.00	975.00
0079	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	7,500.00	7,500.00

Contract Item Sheets For C202841

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0080	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	1,045 LF	130.00	135,850.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$600,195.63

1113/Jul27/Q29577.25/D378208430000/E80



Contract No. C202841  
County Gaston

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**

Apple Tuck & Associates, Inc.

Full name of Corporation

P O Box 904 Rutherfordton NC 28139

Address as Prequalified

Attest

Christy Bare  
Secretary/Assistant Secretary  
Select appropriate title

By

[Signature]  
President/Vice President/Assistant Vice President  
Select appropriate title

Christy Bare

Print or type Signer's name

David C Bare

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

20<sup>th</sup> day of August 2012

Deborah A. Dodson  
Signature of Notary Public

**NOTARY SEAL**

of Rutherford County

State of North Carolina

My Commission Expires: 2/26/2016

## 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.**    C202841

**County (ies):**    Gaston

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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



\_\_\_\_\_  
Date

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



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

Bond No. 9085528

Contract No. C202841  
County Gaston

Rev 5-17-11

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution July 30, 2012

Name of Principal Contractor Apple Tuck & Associates, Inc.

Name of Surety: Fidelity and Deposit Company of Maryland  
Contract Surety Bond Claims, c/o ZURICH, 1400 American Lane, Schaumburg, IL 60196-1056

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

Amount of Bond: (\$600,195.63 ) Six Hundred Thousand One Hundred Ninety Five Dollars and 63/100

Contract ID No.: C202841

County Name: Gaston

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. C202841  
County Gaston

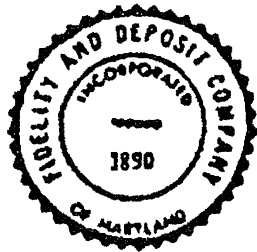
Rev 5-17-11

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Fidelity and Deposit Company of Maryland  
Print or type Surety Company Name

By Angela M. Yount  
Print, stamp or type name of Attorney-in-Fact



Angela M. Yount  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of Witness

Ramona Fewell  
Print or type Signer's name

6230 Fairview Road, Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202841  
County Gaston

Rev 5-17-11


**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

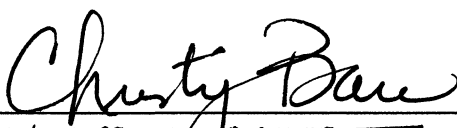
Apple Tuck & Associates, Inc.  
Full name of Corporation

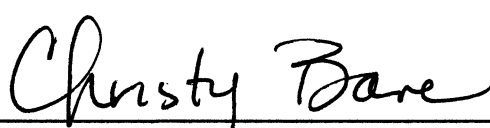
PO Box 904, Rutherfordon, NC 28139  
Address as prequalified

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

DAVID C BARE  
Print or type Signer's name

*Affix Corporate Seal*

Attest   
Signature of Secretary, Assistant Secretary  
Select appropriate title

  
Print or type Signer's name

Contract No. C202841  
County Gaston

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: July 30, 2012

Name of Principal Contractor: Apple Tuck & Associates, Inc.

Name of Surety: Fidelity and Deposit Company of Maryland  
Contract Surety Bond Claims, c/o ZURICH, 1400 American Lane, Schaumburg, IL 60196-1056

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

Amount of Bond: (\$600,195.63 ) Six Hundred Thousand One Hundred Ninety Five Dollars and 63/100

Contract ID No.: C202841

County Name: Gaston

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. C202841  
County Gaston

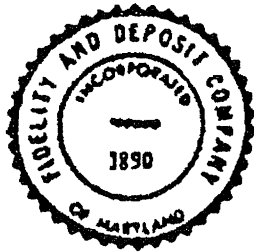
Rev 5-17-11

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Fidelity and Deposit Company of Maryland  
Print or type Surety Company Name

By Angela M. Yount  
Print, stamp or type name of Attorney-in-Fact



Angela M. Yount  
Signature of Attorney-in-Fact

[Handwritten Signature]  
Signature of Witness

Ramona Fewell  
Print or type Signer's name

6230 Fairview Road, Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202841  
County Gaston


Rev 5-17-11

**CONTRACT PERFORMANCE BOND  
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

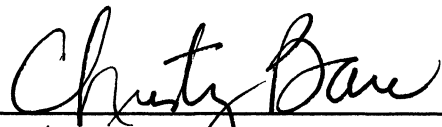
Apple Tuck & Associates, Inc.  
Full name of Corporation

PO Box 904, Rutherfordton, NC 28139  
Address as prequalified

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

DAVID C BARE  
Print or type Signer's name

*Affix Corporate Seal*

Attest   
Signature of Secretary, Assistant Secretary  
Select appropriate title

Christy Bare  
Print or type Signer's name



**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **Geoffrey Delisio, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Angela M. Yount, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland, in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 17th day of May, A.D. 2012.

ATTEST:

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



By: Gerald F. Haley  
*Gerald F. Haley*  
Assistant Secretary  
Gerald F. Haley

Geoffrey Delisio  
*Geoffrey Delisio*  
Vice President  
Geoffrey Delisio

State of Maryland  
County of Baltimore

On this 17th day of May, A.D. 2012, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Geoffrey Delisio, Vice President and Gerald F. Haley, Assistant Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

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

Constance A. Dunn  
Constance A. Dunn, Notary Public  
My Commission Expires: July 14, 2015



**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

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

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 30th day of July, 2012.



*Thomas O. McClellan*

Thomas O. McClellan, Vice President