

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

C203119

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C203119

WBS

8.106211, 8CR.10621.18, 8CR.20621.18, 8CR.20761.18 STATE FUNDED

COUNTY OF MONTGOMERY, RANDOLPH  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER NC 731 LENGTH 6.755 MILES  
LOCATION NC-731 FROM MT GILEAD CITY LIMITS TO C&G, NC-24/27 FROM N OF  
SR-1615 TO SR-1137 AND 5 SECTIONS OF SECONDARY ROADS.

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

BIDS OPENED JULY 17, 2012

CONTRACT EXECUTION AUG 08 2012

**Vendor 2 of 3: RILEY PAVING INC (3419)  
Call Order 012 (Proposal: C203119)**

**Bid Information**

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**County:** RANDOLPH  
**Address:** P.O. Box 10  
Carthage , NC , 28327  
**Signature Check:** James\_L\_Riley\_Jr.\_3419  
**Time Bid Received:** July 17, 2012 01:46 PM  
**Amendment Count:** 0

**Bid Checksum:** 0031CB98  
**Bid Total:** \$1,279,864.62  
**Items Total:** \$1,279,864.62 ✓  
**Time Total:** \$0.00

**Bidding Errors:**

None.	MBE GOAL SET	4.0	WBE GOAL SET	5.0
	MBE GOAL MET	4.0	WBE GOAL MET	5.0

Vendor 2 of 3: RILEY PAVING INC (3419)  
Call Order 012 (Proposal: C203119)

**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> SNC12602250	<b>Agency Execution Date:</b> 7/10/2012 8
<b>Paid by Check:</b> No	<b>Surety Name:</b> surety2000
<b>Bond Percent:</b> 5%	<b>Bond Agency Name:</b> Hartford Fire Insurance Company

Vendor 3419's Bid Information for Call 012, Letting L120717, 07/17/12

Riley Paving, Inc. (3419)  
Call Order 012 (Proposal ID C203119)

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
2832	MB RANKIN GRADING INC 821 N. ENGLISH ST. , GREENSBORO, NC 27405		Sub 28,002.00	committed
5938	MB WALTER STANCIL ENTERPRISE, INC. 127 STANCIL DRIVE , ELLERBE, NC 28338		Sub 8,008.00	committed
10102	MB K & N TRUCKING 2312 BOONE TRAIL ROAD , SANFORD, NC 27330		Sub 12,038.00	committed
3876	MB MARVIN DOWDY DBA DOWDY'S AUTO S P.O. BOX 964 , CARTHAGE, NC 28327		Sub 7,501.00	committed
			TOTAL:	\$55,549.00
				4.34%

Vendor 3419's Bid Information for Call 012, Letting L120717, 07/17/12

Riley Paving, Inc. (3419)  
Call Order 012 (Proposal ID C203119)

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
1018	WB SLM CONSTRUCTION, INC. 513 WHITE SMITH ROAD , PITTSBORO, NC 27312		Sub 12,480.00	committed
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub 4,480.00	committed
3346	WB LINEBERRY, INC. POST OFFICE BOX 307 , CLIMAX, NC 27233		Sub 2,660.41	committed
4434	WB LONG BROTHERS OF SUMMERFIELD, I PO BOX 35048 , GREENSBORO, NC 27425		Sub 9,674.80	committed
12843	WB PAMELA STALEY GUNTER DBA GUNTER 2512 WOODFIELD DRIVE , SOPHIA, NC 27350		Sub 35,919.00	committed
			TOTAL:	\$65,214.21
				5.10%

Vendor 3419's Bid Information for Call 012, Letting L120717, 07/17/12

Riley Paving, Inc. (3419)  
Call Order 012 (Proposal ID C203119)

Miscellaneous Data Info - Contractor Responses:  
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NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED

NOT ANSWERED  
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

Bid Bond Data Info - Contractor Responses:

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BondID: SNC12602250  
 Surety Registry Agency: surety2000  
 Verified?: Yes  
 Surety Agency: Hartford Fire Insurance Company  
 Bond Execution Date: 7/10/2012 8  
 Bond Amount: \$63,993.23 (Five Percent of Bid)

Contract ID: C203119 Project(s): STATE FUNDED  
Letting Date: 07-17-12 Call Order: 012  
Bidder: 3419 - Riley Paving, 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	9,000.00
0002	0106000000-E BORROW EXCAVATION	160.000 CY	28.00000	4,480.00
0003	0255000000-E GENERIC GRADING ITEM AGGREGATE SHOULDER BORROW	546.480 TON	28.00000	15,301.44
0004	1220000000-E INCIDENTAL STONE BASE	291.000 TON	25.00000	7,275.00
0005	1245000000-E SHOULDER RECONSTRUCTION	7.760 SMI	1,200.00000	9,312.00
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	58,435.000 SY	1.25000	73,043.75
0007	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (2")	13,600.000 SY	1.50000	20,400.00
0008	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (4")	1,765.000 SY	3.00000	5,295.00
0009	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" (2" TO 4")	550.000 SY	6.75000	3,712.50
0010	1330000000-E INCIDENTAL MILLING	3,520.000 SY	4.75000	16,720.00
0011	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	2,350.000 TON	36.00000	84,600.00

Dept of Transportation

Revised:

Contract ID: C203119

Project(s): STATE FUNDED

Letting Date: 07-17-12 Call Order: 012

Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	9,210.000 TON	35.00000		322,350.00	
0013	1520000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	300.000 TON	36.00000		10,800.00	
0014	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	1,145.000 TON	36.00000		41,220.00	
0015	1575000000-E ASPHALT BINDER FOR PLANT MIX	760.000 TON	642.00000		487,920.00	
0016	1704000000-E PATCHING EXISTING PAVEMENT	670.000 TON	115.00000		77,050.00	
0017	2830000000-N ADJUSTMENT OF MANHOLES	16.000 EA	780.00000		12,480.00	
0018	4399000000-N TEMPORARY TRAFFIC CONTROL	LUMP	LUMP		3,000.00	
0019	4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	32,050.000 LF	0.44000		14,102.00	
0020	4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	37,866.000 LF	0.52000		19,690.32	
0021	4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	1,770.000 LF	1.60000		2,832.00	
0022	4710000000-E THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	114.000 LF	6.50000		741.00	

Dept of Transportation

Revised:

Contract ID: C203119

Project(s): STATE FUNDED

Letting Date: 07-17-12 Call Order: 012

Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	4725000000-E THERMOPLASTIC PAVEMENT MARKINGSYMBOL (90 MILS)	40.000 EA	100.00000		4,000.00	
0024	4810000000-E PAINT PAVEMENT MARKING LINES (4")	264,095.000 LF	0.11000		29,050.45	
0025	4820000000-E PAINT PAVEMENT MARKING LINES (8")	300.000 LF	1.00000		300.00	
0026	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	595.000 EA	4.25000		2,528.75	
0027	6071010000-E WATTLE	60.000 LF	9.20000		552.00	
0028	6084000000-E SEEDING & MULCHING	1.030 ACR	2,047.00000		2,108.41	
	Section 0001 Total				1,279,864.62	
	Bid Total				1,279,864.62	



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.

MBE COMMITMENT ITEMS

PROPOSAL: C203119  
 LETTING: L120717 CALL: 012  
 VENDOR: 3419 Riley Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
MBE SUBCONTRACTOR: 2832 RANKIN GRADING INC						
Will Use Quote: Yes						
0012	1519000000-E	ASP CONC SUR	TON	2154.000	13.00000	28002.00
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						28,002.00 committed
MBE SUBCONTRACTOR: 5938 WALTER STANCIL ENTERPRISE, INC. DBA STANCIL HAULIN						
Will Use Quote: Yes						
0011	1498000000-E	ASP CONC INT	TON	616.000	13.00000	8008.00
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						8,008.00 committed
MBE SUBCONTRACTOR: 10102 K & N TRUCKING						
Will Use Quote: Yes						
0012	1519000000-E	ASP CONC SUR	TON	926.000	13.00000	12038.00
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						12,038.00 committed
MBE SUBCONTRACTOR: 3876 MARVIN DOWDY DBA DOWDY'S AUTO SALVAGE						
Will Use Quote: Yes						
0011	1498000000-E	ASP CONC INT	TON	577.000	13.00000	7501.00
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						7,501.00 committed
TOTAL MBE COMMITMENT FOR VENDOR:				Entered:	4.34% or	55549.00
				Required:	4.00% or	51194.58
						<GOAL MET>

WBE COMMITMENT ITEMS

PAGE: 7

PROPOSAL: C203119  
 LETTING: L120717 CALL: 012  
 VENDOR: 3419 Riley Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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 WBE SUBCONTRACTOR: 10186 SLM CONSTRUCTION, INC.  
 Will Use Quote: Yes

0017	2830000000-N	ADJ MANHOLES	EA	16.000	780.00000	12480.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 12,480.00 committed

WBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC  
 Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION	LS	1.000	4480.00000	4480.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 4,480.00 committed

WBE SUBCONTRACTOR: 3346 LINEBERRY, INC.  
 Will Use Quote: Yes

0027	6071010000-E	WATTLE	LF	60.000	9.20000	552.00
0028	6084000000-E	SEEDING AND	ACR	1.030	2047.00000	2108.41

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 2,660.41 committed

WBE SUBCONTRACTOR: 4434 LONG BROTHERS OF SUMMERFIELD, INC.  
 Will Use Quote: Yes

0015	1575000000-E	ASP FOR PLAN	TON	760.000	12.73000	9674.80
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,674.80 committed

WBE SUBCONTRACTOR: 12843 PAMELA STALEY GUNTER DBA GUNTER TRUCKING CO  
 Will Use Quote: Yes

0012	1519000000-E	ASP CONC SUR	TON	2763.000	13.00000	35919.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 35,919.00 committed

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 5.10% or 65214.21  
 Required: 5.00% or 63993.23  
 <GOAL MET>

## Contract Item Sheets For C203119

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	9,000.00	9,000.00
0002	0106000000-E	230	BORROW EXCAVATION	160 CY	28.00	4,480.00
0003	0255000000-E	SP	GENERIC GRADING ITEM AGGREGATE SHOULDER BORROW	546.48 TON	28.00	15,301.44
0004	1220000000-E	545	INCIDENTAL STONE BASE	291 TON	25.00	7,275.00
0005	1245000000-E	SP	SHOULDER RECONSTRUCTION	7.76 SMI	1,200.00	9,312.00
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	58,435 SY	1.25	73,043.75
0007	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (2")	13,600 SY	1.50	20,400.00
0008	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (4")	1,765 SY	3.00	5,295.00
0009	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** (2" TO 4")	550 SY	6.75	3,712.50
0010	1330000000-E	607	INCIDENTAL MILLING	3,520 SY	4.75	16,720.00
0011	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	2,350 TON	36.00	84,600.00
0012	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	9,210 TON	35.00	322,350.00
0013	1520000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	300 TON	36.00	10,800.00
0014	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	1,145 TON	36.00	41,220.00
0015	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	760 TON	642.00	487,920.00
0016	1704000000-E	SP	PATCHING EXISTING PAVEMENT	670 TON	115.00	77,050.00
0017	2830000000-N	858	ADJUSTMENT OF MANHOLES	16 EA	780.00	12,480.00

## Contract Item Sheets For C203119

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4399000000-N	1105	TEMPORARY TRAFFIC CONTROL	Lump Sum LS	3,000.00	3,000.00
0019	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	32,050 LF	0.44	14,102.00
0020	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	37,866 LF	0.52	19,690.32
0021	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	1,770 LF	1.60	2,832.00
0022	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	114 LF	6.50	741.00
0023	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	40 EA	100.00	4,000.00
0024	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	264,095 LF	0.11	29,050.45
0025	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	300 LF	1.00	300.00
0026	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	595 EA	4.25	2,528.75
0027	6071010000-E	SP	WATTLE	60 LF	9.20	552.00
0028	6084000000-E	1660	SEEDING & MULCHING	1.03 ACR	2,047.00	2,108.41

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,279,864.62

C203119

Contract No. \_\_\_\_\_

Rev. 5-19-11

County Montgomery, Randolph

**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**


Riley Paving, Inc.

Full name of Corporation

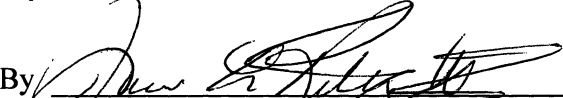
P.O. Box 10, Carthage, NC 28327

Address as Prequalified

Attest

  
Secretary/Assistant Secretary  
Select appropriate title

By

  
President/Vice President/Assistant Vice President  
Select appropriate title

Debbie Riley

Print or type Signer's name

James L. Riley, III


Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

3<sup>rd</sup> day of August 2012.

  
Signature of Notary Public

**NOTARY SEAL**

of Moore County

State of North Carolina

My Commission Expires: 10/08/2013

## 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.**     **C203119**

**County (ies):**    **Montgomery-Randolph**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:

  
\_\_\_\_\_  
Asst. Attorney General

Contract No. C203119  
County Montgomery, Randolph

**CONTRACT PAYMENT BOND**

Date of Payment Bond Execution July 30, 2012

Name of Principal Contractor Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

**Raleigh, North Carolina**

Amount of Bond: One Million Two Hundred Seventy Nine (\$1,279,864.62 ) Thousand Eight Hundred Sixty Four Dollars and 62/100

Contract ID No.: C203119

County Name: Montgomery, Randolph

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. C203119  
County Montgomery, Randolph

Rev 5-17-11

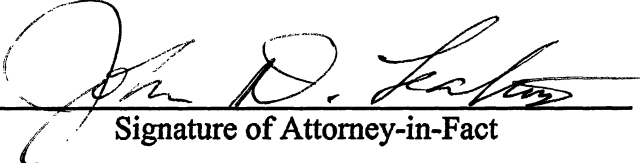
**CONTRACT PAYMENT BOND**


*Affix Seal of Surety Company*

Hartford Fire Insurance Company  
Print or type Surety Company Name



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

  
Signature of Attorney-in-Fact

  
Signature of Witness

Wendy E. Lahm  
Print or type Signer's name

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

Contract No. C203119  
County Montgomery, Randolph

Rev 5-17-11

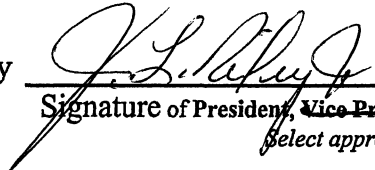
**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

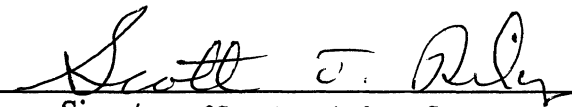
Riley Paving, Inc.  
Full name of Corporation

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

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

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

*Affix Corporate Seal*

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

Scott J. Riley  
Print or type Signer's name

C 203119

# POWER OF ATTORNEY

Direct Inquiries/Claims to:

**THE HARTFORD**

Bond T-4

One Hartford Plaza

Hartford, Connecticut 06155

call: 888-266-3488 or fax: 860-757-5835)

KNOW ALL PERSONS BY THESE PRESENTS THAT:

Agency Code: SurePath

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

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

**John D. Leak, III of Charlotte, NC**

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

Bond No. 22BCSGF7412 on behalf of Riley Paving, Inc.

naming

North Carolina Department of Transportation

as Oblige in the amount of See Bond Form

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

**In Witness Whereof**, and as authorized by a Resolution of the Board of Directors of the Companies on August 1, 2009, the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*Wesley W. Cowling*

Wesley W. Cowling, Assistant Secretary

*M. Ross Fisher*

M. Ross Fisher, Vice President

STATE OF CONNECTICUT }  
COUNTY OF HARTFORD } ss. Hartford

On this 12th day of July, 2012, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

*Kathleen T. Maynard*

Kathleen T. Maynard  
Notary Public

My Commission Expires July 31, 2016

I, the undersigned, Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of July 30, 2012

Signed and sealed at the City of Hartford.



*Gary W. Stumper*

Gary W. Stumper, Vice President

Contract No. C203119  
County Montgomery, Randolph

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: July 30, 2012

Name of Principal Contractor: Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: One Million Two Hundred Seventy Nine (\$1,279,864.62 ) Thousand Eight Hundred Sixty Four Dollars and 62/100

Contract ID No.: C203119

County Name: Montgomery, Randolph

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. C203119  
County Montgomery, Randolph

Rev 5-17-11

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*



Hartford Fire Insurance Company  
Print or type Surety Company Name

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

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

*Wendy E. Lahm*  
Signature of Witness

Wendy E. Lahm  
Print or type Signer's name

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



Contract No. C203119  
County Montgomery, Randolph

Rev 5-17-11

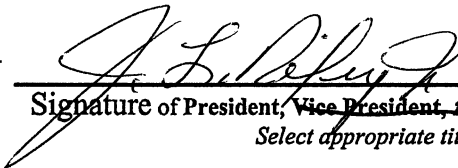
**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

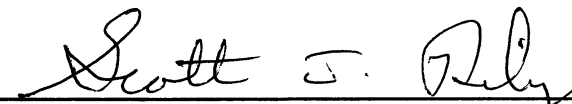
Riley Paving, Inc.  
Full name of Corporation

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

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

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

*Affix Corporate Seal*

Attest   
Signature of Secretary, Assistant Secretary  
Select appropriate title

Scott J. Riley  
Print or type Signer's name

C 203119

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

**John D. Leak, III of Charlotte, NC**

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Bond No. 22BCSGF7412 on behalf of Riley Paving, Inc. naming  
North Carolina Department of Transportation as Obligee in the amount of See Bond Form  
on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or  
guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on August 1, 2009, the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*Wesley W. Cowling*

Wesley W. Cowling, Assistant Secretary

*M. Ross Fisher*

M. Ross Fisher, Vice President

STATE OF CONNECTICUT }  
COUNTY OF HARTFORD } ss. Hartford

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CERTIFICATE

*Kathleen T. Maynard*

Kathleen T. Maynard  
Notary Public

My Commission Expires July 31, 2016

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Signed and sealed at the City of Hartford.



*Gary W. Stumper*

Gary W. Stumper, Vice President