

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

C201496

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C201496

WBS 33389.3.1 BRZ-1414(2)

T.I.P NO. B-4022

COUNTY OF BEAUFORT, PITT

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1414 LENGTH 0.161 MILES

LOCATION BRIDGE OVER TRANTER'S CREEK AND APPROACHES ON SR-1414 AND SR-1556.

CONTRACTOR ATWELL CONSTRUCTION CO INC

ADDRESS 305 AIRPORT RD  
GREENVILLE, NC 278341408

BIDS OPENED JANUARY 15, 2008

CONTRACT EXECUTION FEB 21 2008

**Atwell Construction (12479).**

**Vendor 1 of 7 Vendors for Call Order 004 (Proposal ID C201496).**

County: BEAUFORT  
Address: 305 Airport Rd.  
Greenville, NC 27834

Phone Number: 2523417903

Signature Check: This bid has been properly signed by Timothy\_A.\_Meyer\_12479.

Time Bid Received: Tue Jan 15 13:26:18 2008

Bid Checksum: 406D3187

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$914,215.00 ✓

Bond ID: S5PA-3DAQ-55KQ-YRK3

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$45,710.75

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 01/15/2008

Surety Name: Rutherford

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET - 4.0%  
DBE GOAL MET - 4.3% ✓

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
3145	WATTS BARRIER WALLS 55 MUSCADINE LANE , MOUNTVILLE, SC 29370		Sub 15,869.62
5279	GUARDRAIL OF GREENSBORO LLC P.O. BOX 19232 , GREENSBORO, NC 27419		Sub 18,895.00
4761	TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub 4,789.20
TOTAL:			\$39,553.82 4.33%

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: S5PA-3DAQ-55KQ-YRK3  
 Surety Registry Agency: SurePathNetwork  
 Verified?: Yes  
 Surety Agency: Rutherford  
 Bond Execution Date: 01/15/2008  
 Bond Amount: \$45,710.75 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 12-18-07  
Revised:

Contract ID: C201496  
Letting Date: 01-15-08 Call Order: 004  
Bidder: 12479 - Atwell Construction

Project(s): BRZ-1414(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			49,000.00
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP	LUMP			15,400.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (17+34 -L-)	LUMP	LUMP			9,200.00
0004	0043000000-N GRADING	LUMP	LUMP			22,000.00
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	100.00000		100.00
0006	0057000000-E UNDERCUT EXCAVATION	CY	200.000	14.00000		2,800.00
0007	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	100.000	2.50000		250.00
0008	0234000000-E GENERIC GRADING ITEM SELECT GRANULAR MATERIAL	CY	100.000	47.00000		4,700.00
0009	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	14.000	40.00000		560.00
0010	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF	92.000	35.50000		3,266.00
0011	0660000000-E ***"BIT COAT CS PIPE CULVERTS, TYPE A *****" THICK (15", 0.064")	LF	40.000	35.00000		1,400.00

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Project(s): BRZ-1414(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0680000000-E *** BIT COAT CS PIPE ELBOWS, TYPE A ***** THICK (15", 0.064")	4.000 EA	393.00000		1,572.00	
0013	1220000000-E INCIDENTAL STONE BASE	100.000 TON	29.00000		2,900.00	
0014	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	270.000 TON	60.00000		16,200.00	
0015	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	410.000 TON	57.00000		23,370.00	
0016	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	39.000 TON	400.00000		15,600.00	
0017	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	20.000 TON	275.00000		5,500.00	
0018	2286000000-N MASONRY DRAINAGE STRUCTURES	5.000 EA	1,400.00000		7,000.00	
0019	2367000000-N FRAME WITH TWO GRATES, STD 840.29	5.000 EA	290.00000		1,450.00	
0020	2556000000-E SHOULDER BERM GUTTER	110.000 LF	28.50000		3,135.00	
0021	3030000000-E STEEL BM GUARDRAIL	550.000 LF	13.50000		7,425.00	
0022	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	14.00000		70.00	
0023	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	4.000 EA	1,650.00000		6,600.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	4.000 EA	1,200.00000		4,800.00	
0025	3649000000-E RIP RAP, CLASS B	2.000 TON	100.00000		200.00	
0026	3656000000-E FILTER FABRIC FOR DRAINAGE	195.000 SY	1.85000		360.75	
0027	4400000000-E WORK ZONE SIGNS (STATIONARY)	440.000 SF	5.85000		2,574.00	
0028	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	96.000 SF	7.95000		763.20	
0029	4445000000-E BARRICADES (TYPE III)	48.000 LF	30.25000		1,452.00	
0030	4810000000-E PAINT PAVEMENT MARKING LINES (4")	6,800.000 LF	0.33000		2,244.00	
0031	6000000000-E TEMPORARY SILT FENCE	1,125.000 LF	1.70000		1,912.50	
0032	6006000000-E STONE FOR EROSION CONTROL, CLASS A	50.000 TON	42.50000		2,125.00	
0033	6009000000-E STONE FOR EROSION CONTROL, CLASS B	40.000 TON	45.00000		1,800.00	
0034	6012000000-E SEDIMENT CONTROL STONE	80.000 TON	34.00000		2,720.00	
0035	6015000000-E TEMPORARY MULCHING	1.000 ACR	532.00000		532.00	

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Project(s): BRZ-1414(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	5.70000		285.00	
0037	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	2,010.00000		502.50	
0038	6024000000-E TEMPORARY SLOPE DRAINS	50.000 LF	16.50000		825.00	
0039	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	2.000 EA	225.00000		450.00	
0040	6029000000-E SAFETY FENCE	160.000 LF	1.50000		240.00	
0041	6030000000-E SILT EXCAVATION	55.000 CY	25.00000		1,375.00	
0042	6036000000-E MATTING FOR EROSION CONTROL	175.000 SY	1.50000		262.50	
0043	6042000000-E 1/4" HARDWARE CLOTH	350.000 LF	5.50000		1,925.00	
0044	6084000000-E SEEDING & MULCHING	1.000 ACR	1,725.00000		1,725.00	
0045	6087000000-E MOWING	1.000 ACR	150.00000		150.00	
0046	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	8.15000		407.50	
0047	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,664.00000		416.00	

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Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	5.50000		275.00	
0049	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	1,633.00000		1,224.75	
0050	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	20.65000		41.30	
0051	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	202.00000		2,424.00	
0052	6123000000-E REFORESTATION	0.100 ACR	2,800.00000		280.00	
Section 0001 Total						233,790.00
Section 0004 STRUCTURE ITEMS						
0053	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (17+34.00 -L-)	LUMP	LUMP		35,000.26	
0054	8112730000-N PDA TESTING	2.000 EA	2,860.00000		5,720.00	
0055	8112740000-N PDA ASSISTANCE	2.000 EA	1,034.00000		2,068.00	
0056	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (17+34.00 -L-)	LUMP	LUMP		7,100.00	
0057	8182000000-E CLASS A CONCRETE (BRIDGE)	63.800 CY	825.00000		52,635.00	



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Dept of Transportation

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Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	8210000000-N BRIDGE APPROACH SLABS, STATION***** (17+34.00 -L-)	LUMP	LUMP			26,700.00
0059	8217000000-E REINFORCING STEEL (BRIDGE)	LB	11,818.000	1.25000		14,772.50
0060	8364000000-E HP12X53 STEEL PILES	LF	700.000	52.28000		36,596.00
0061	8387000000-E PP 18 X 0.50 GALVANIZED STEEL PILES	LF	1,050.000	115.00000		120,750.00
0062	8392000000-N PIPE PILE PLATES	EA	21.000	145.00000		3,045.00
0063	8393000000-N PILE REDRIVES	EA	20.000	105.00000		2,100.00
0064	8503000000-E CONCRETE BARRIER RAIL	LF	435.500	36.44000		15,869.62
0065	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON	798.000	45.00000		35,910.00
0066	8622000000-E FILTER FABRIC FOR DRAINAGE	SY	887.000	1.00000		887.00
0067	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP			3,250.00
0068	8753000000-E 3'-0" X 2'-3" PRESTRESSED CONCBOX BEAMS	LF	2,391.140	133.00000		318,021.62
	Section 0004 Total					680,425.00

State of NC  
 Dept of Transportation

Date: 12-18-07  
 Revised:

Contract ID: C201496 Project(s): BRZ-1414(2)  
 Letting Date: 01-15-08 Call Order: 004  
 Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Bid Total				914,215.00	

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.

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 12-18-07  
PAGE: 11

PROPOSAL: C201496  
LETTING: L080115 CALL: 004  
VENDOR: 12479 Atwell Construction

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

DBE SUBCONTRACTOR: 3145 WATTS BARRIER WALLS  
Will Use Quote: Yes

0064	8503000000-E	CONCRETE BAR LF		435.500	36.44000	15869.62
						-----
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				15,869.62
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )				15,869.62✓

DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC  
Will Use Quote: Yes

0021	3030000000-E	STL BM GUARD LF		550.000	13.50000	7425.00
0022	3150000000-N	ADDIT GUARDR EA		5.000	14.00000	70.00
0023	3270000000-N	GR ANCHOR TY EA		4.000	1650.00000	6600.00
0024	3317000000-N	GR ANCHOR TY EA		4.000	1200.00000	4800.00
						-----
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				18,895.00
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )				18,895.00✓

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.  
Will Use Quote: Yes

0027	4400000000-E	WORK ZONE SI SF		440.000	5.85000	2574.00
0028	4410000000-E	WORK ZONE SI SF		96.000	7.95000	763.20
0029	4445000000-E	BARRICADES ( LF		48.000	30.25000	1452.00
						-----
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				4,789.20
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )				4,789.20✓

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	4.33% or	39553.82
	Required:	4.00% or	36568.60
			<GOAL MET>

## Contract Item Sheets For C201496

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	49,000.00	49,000.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	15,400.00	15,400.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (17+34 -L-)	Lump Sum LS	9,200.00	9,200.00
0004	0043000000-N	226	GRADING	Lump Sum LS	22,000.00	22,000.00
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	100.00	100.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	200 CY	14.00	2,800.00
0007	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	100 SY	2.50	250.00
0008	0234000000-E	SP	GENERIC GRADING ITEM SELECT GRANULAR MATERIAL	100 CY	47.00	4,700.00
0009	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	14 TON	40.00	560.00
0010	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	92 LF	35.50	3,266.00
0011	0660000000-E	310	****BIT COAT CS PIPE CULVERTS, TYPE A ***** THICK (15", 0.064")	40 LF	35.00	1,400.00
0012	0680000000-E	310	*** BIT COAT CS PIPE ELBOWS, TYPE A ***** THICK (15", 0.064")	4 EA	393.00	1,572.00
0013	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	29.00	2,900.00
0014	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	270 TON	60.00	16,200.00
0015	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	410 TON	57.00	23,370.00
0016	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	39 TON	400.00	15,600.00
0017	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	20 TON	275.00	5,500.00

## Contract Item Sheets For C201496

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	5 EA	1,400.00	7,000.00
0019	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	5 EA	290.00	1,450.00
0020	2556000000-E	846	SHOULDER BERM GUTTER	110 LF	28.50	3,135.00
0021	3030000000-E	862	STEEL BM GUARDRAIL	550 LF	13.50	7,425.00
0022	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	14.00	70.00
0023	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,650.00	6,600.00
0024	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,200.00	4,800.00
0025	3649000000-E	876	RIP RAP, CLASS B	2 TON	100.00	200.00
0026	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	195 SY	1.85	360.75
0027	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	440 SF	5.85	2,574.00
0028	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	96 SF	7.95	763.20
0029	4445000000-E	1145	BARRICADES (TYPE III)	48 LF	30.25	1,452.00
0030	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	6,800 LF	0.33	2,244.00
0031	6000000000-E	1605	TEMPORARY SILT FENCE	1,125 LF	1.70	1,912.50
0032	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	50 TON	42.50	2,125.00
0033	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	40 TON	45.00	1,800.00
0034	6012000000-E	1610	SEDIMENT CONTROL STONE	80 TON	34.00	2,720.00
0035	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	532.00	532.00
0036	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	5.70	285.00



## Contract Item Sheets For C201496

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.25 TON	2,010.00	502.50
0038	6024000000-E	1622	TEMPORARY SLOPE DRAINS	50 LF	16.50	825.00
0039	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	2 EA	225.00	450.00
0040	6029000000-E	SP	SAFETY FENCE	160 LF	1.50	240.00
0041	6030000000-E	1630	SILT EXCAVATION	55 CY	25.00	1,375.00
0042	6036000000-E	1631	MATTING FOR EROSION CONTROL	175 SY	1.50	262.50
0043	6042000000-E	1632	1/4" HARDWARE CLOTH	350 LF	5.50	1,925.00
0044	6084000000-E	1660	SEEDING & MULCHING	1 ACR	1,725.00	1,725.00
0045	6087000000-E	1660	MOWING	1 ACR	150.00	150.00
0046	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	8.15	407.50
0047	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,664.00	416.00
0048	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	5.50	275.00
0049	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	1,633.00	1,224.75
0050	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	20.65	41.30
0051	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	202.00	2,424.00
0052	6123000000-E	1670	REFORESTATION	0.1 ACR	2,800.00	280.00

## Contract Item Sheets For C201496

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0053	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (17+34.00 -L-)	Lump Sum LS	35,000.26	35,000.26
0054	8112730000-N	SP	PDA TESTING	2 EA	2,860.00	5,720.00
0055	8112740000-N	SP	PDA ASSISTANCE	2 EA	1,034.00	2,068.00
0056	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (17+34.00 -L-)	Lump Sum LS	7,100.00	7,100.00
0057	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	63.8 CY	825.00	52,635.00
0058	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (17+34.00 -L-)	Lump Sum LS	26,700.00	26,700.00
0059	8217000000-E	425	REINFORCING STEEL (BRIDGE)	11,818 LB	1.25	14,772.50
0060	8364000000-E	450	HP12X53 STEEL PILES	700 LF	52.28	36,596.00
0061	8387000000-E	450	PP 18 X 0.50 GALVANIZED STEEL PILES	1,050 LF	115.00	120,750.00
0062	8392000000-N	450	PIPE PILE PLATES	21 EA	145.00	3,045.00
0063	8393000000-N	450	PILE REDRIVES	20 EA	105.00	2,100.00
0064	8503000000-E	460	CONCRETE BARRIER RAIL	435.5 LF	36.44	15,869.62
0065	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	798 TON	45.00	35,910.00
0066	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	887 SY	1.00	887.00
0067	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	3,250.00	3,250.00
0068	8753000000-E	430	3'-0" X 2'-3" PRESTRESSED CONC BOX BEAMS	2,391.14 LF	133.00	318,021.62

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$914,215.00 ✓

Contract Number C201496  
County BEAUFORT - Pitt

Rev 02-17-04

**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION  
CORPORATION**

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

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

**SIGNATURE OF CONTRACTOR**

ATWELL CONSTRUCTION Co., Inc.  
Print or type full name of Corporation

305 AIRPORT ROAD, GREENVILLE, NC 27834  
Address as Prequalified

Attest [Signature]  
~~Secretary/Assistant Secretary~~  
Delete inappropriate title

Jason L. Maas  
Print or type signer's name

By [Signature]  
~~President/Vice President/Assistant Vice President~~  
Delete inappropriate title

Timothy A. Meyer  
Print or type signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the

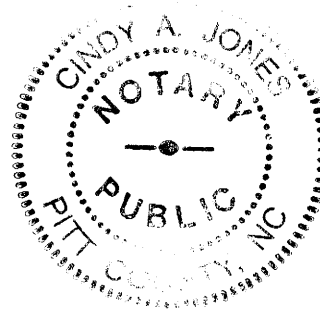
14<sup>th</sup> day of February 2008

Cindy A Jones  
Signature of Notary Public

of Pitt County

State of NC

My Commission Expires: 04/22/12



**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION**

## DEBARMENT CERTIFICATION OF CONTRACTOR

### Conditions for certification:

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

### DEBARMENT CERTIFICATION

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

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

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

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

Check here if an explanation is attached to this certification.

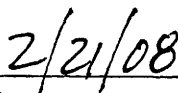
**Contract No: C201496**

**County: Pitt & Beaufort**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

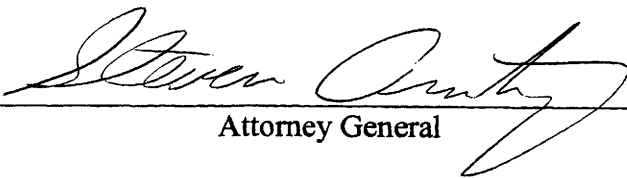


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



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

Contract No. C201496  
County Beaufort, Pitt

Rev 02-13-04

Bond No. 929445127

## CONTRACT PAYMENT BOND

Date of Payment:  
Bond Execution: February 14, 2008

Name of Principal:  
Contractor Atwell Construction Co., Inc.  
305 Airport Road Greenville, NC 27834

Name of Surety: Western Surety Company  
6230 Fairview Road, Suite 230 Charlotte, NC 28210

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

Amount of Bond: Nine Hundred Fourteen Thousand Two Hundred Fifteen Dollars and 00/100 (\$914,215.00 )

Contract ID No.: C201496

County Name(s): Beaufort, Pitt

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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. C201496  
County Beaufort, Pitt

Rev 02-13-04

### CONTRACT PAYMENT BOND

*Affix Seal of Surety Company*

Western Surety Company  
Print or type Surety Company Name

By Debra S. Ritter  
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of witness

Ramona Fewell  
Print or type witness' name



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



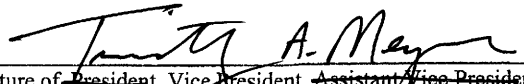
**CONTRACT PAYMENT BOND**

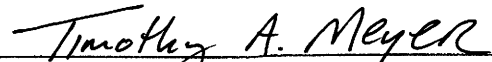
**CORPORATION**

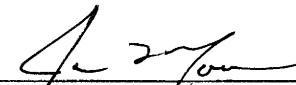
SIGNATURE OF CONTRACTOR (Principal)

Atwell Construction Co., Inc.  
Print or type full name of Corporation

305 Airport Road, Greenville, NC 27834  
Address as prequalified

By   
Signature of ~~President, Vice President, Assistant Vice President~~  
*Delete inappropriate title*

  
Print or type signer's name

Attest   
Signature of ~~Secretary, Assistant Secretary~~  
*Delete inappropriate title*

Jason L Moos  
Print or type signer's name

*Affix Corporate Seal*

### CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution:

February 14, 2008

Name of Principal:

Atwell Construction Co., Inc.

Contractor

305 Airport Road Greenville, NC 27834

Name of Surety:

Western Surety Company

6230 Fairview Road, Suite 230 Charlotte, NC 28210

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

Nine Hundred Fourteen Thousand Two Hundred Fifteen Dollars and 00/100 ( \$914,215.00 )

Contract ID No.:

C201496

County Name(s):

Beaufort, Pitt

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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 PERFORMANCE BOND

*Affix Seal of Surety Company*

Western Surety Company  
Print or type Surety Company Name

By Debra S. Ritter  
Attorney-in-Fact  
Print, stamp, or type name of Attorney-in Fact

Debra S. Ritter  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of witness

Ramona Fewell  
Print or type witness' name



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

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

SIGNATURE OF CONTRACTOR (Principal)

Atwell Construction Co., Inc.

Print full name of Corporation

305 Airport Road, Greenville, NC 27834

Address as prequalified

By

*Timothy A. Meyer*  
~~Signature of President, Vice President, Assistant Vice President~~  
*Delete inappropriate title*

Timothy A. Meyer  
Print or type signer's name

Attest

*Jason L. Moos*

Signature of Secretary, Assistant Secretary

*Delete inappropriate title*

Jason L. Moos

Print or type signer's name

*Affix Corporate Seal*

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Debra S. Ritter**

of Charlotte, NC, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

Surety Bond Number: 929445127  
Principal: Atwell Construction Co., Inc.  
Obligee: State of North Carolina, Department of Transportation  
Amount of Bond: See Bond Form

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 19th day of September, 2006



WESTERN SURETY COMPANY  
Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 19th day of September, 2006, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
November 30, 2012



D. Krell  
D. Krell, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 14th day of February, 2008



WESTERN SURETY COMPANY  
L. Nelson  
L. Nelson, Assistant Secretary

### **Authorizing By-Law**

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

