

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

C201996

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201996

WBS 7C.068081, 7CR.10681.14, 7CR.20681.14 STATE FUNDED

COUNTY OF ORANGE
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER NC 54 LENGTH 15.437 MILES
LOCATION NC-54 FROM JONES FERRY BRIDGE TO PVT JOINT W OF SR-1107
(OLD FAYETTEVILLE RD) & 5 SECTIONS OF SECONDARY ROADS.

CONTRACTOR S. T. WOOTEN CORPORATION
ADDRESS P.O. BOX 2408
WILSON, NC 278942408

BIDS OPENED JANUARY 15, 2008

CONTRACT EXECUTION FEB 18 2008

S. T. Wooten Corporation (3760).

Vendor 3 of 4 Vendors for Call Order 012 (Proposal ID C201996).

County: ORANGE

Address: PO Box 2408

Wilson, NC 27894

Phone Number: 252-291-5165

Signature Check: This bid has been properly signed by Richard_E._Vick_3760.

Time Bid Received: Tue Jan 15 12:39:20 2008

Bid Checksum: EED27BEC

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$2,158,167.98

Bond ID: WC23-XVJ8-4BK2-FYL3

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$107,908.40

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 1/15/08

Surety Name: Safeco Insurance Company of America

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

MBE GOAL SET - 3.0%
 MBE GOAL MET - 3.1% ✓
 WBE GOAL SET - 4.0%
 WBE GOAL MET - 3.8% ✓

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
4765	ALSTON'S HAULING, INC 5441 RIVES CHAPEL CHURCH ROAD , SILER CITY, NC 27344		Sub	24,265.00
6922	FIRST STEP TRUCKING INC 2415 LEMON SPRINGS , SANFORD, NC 27332		Sub	14,000.00
6920	M & W OLIVAR TRUCKING INC 2415 LEMON SPRINGS RD , SANFORD, NC 27332		Sub	14,000.00
6197	PRINCE INC 4233 NEW BRIGHTON DR , APEX, NC 27539		Sub	14,000.00
			TOTAL:	\$66,265.00 3.07%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
4761	TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub	4,950.00
2653	BROWE CONSTRUCTION CO., INC. POST OFFICE BOX 1499 , CLAYTON, NC 27520		Sub	28,050.00
2446	HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub	37,254.00
1968	MURRAY ENTERPRISES, INC. 1231 SHAMROCK DRIVE , BURLINGTON, NC 27215		Sub	12,595.00
			TOTAL:	\$82,849.00 3.84%

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	

Bid Bond Data Info - Contractor Responses:

=====

BondID: WC23-XVJ8-4BK2-FYL3
 Surety Registry Agency: SurePathNetwork
 Verified?: Yes
 Surety Agency: Safeco Insurance Company of America
 Bond Execution Date: 1/15/08
 Bond Amount: \$107,908.40 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 12-18-07
Revised:

Contract ID: C201996
Letting Date: 01-15-08 Call Order: 012
Bidder: 3760 - S. T. Wooten Corporation

Project(s): STATE FUNDED

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATIO N	LUMP		LUMP		40,000.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	653.000	25.00000		16,325.00
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	20.840	3,300.00000		68,772.00
0004	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	17,818.000	2.25000		40,090.50
0005	1330000000-E INCIDENTAL MILLING	SY	525.000	8.00000		4,200.00
0006	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	10,276.000	38.00000		390,488.00
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	6,096.000	34.00000		207,264.00
0008	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	14,826.000	34.00000		504,084.00
0009	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	1,774.000	335.00000		594,290.00
0010	1775000000-E ASPHALT SURFACE TREATMENT, MATCOAT, #78M STONE	SY	182,350.000	0.73000		133,115.50
0011	2600000000-N RETROFIT EXISTING WHEELCHAIR RAMPS	EA	15.000	550.00000		8,250.00

State of NC
Dept of Transportation

Date: 12-18-07
Revised:

Contract ID: C201996
Letting Date: 01-15-08 Call Order: 012
Bidder: 3760 - S. T. Wooten Corporation

Project(s): STATE FUNDED

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	2830000000-N ADJUSTMENT OF MANHOLES	EA 14.000	550.00000		7,700.00	
0013	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA 22.000	550.00000		12,100.00	
0014	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF 91,528.000	0.33000		30,204.24	
0015	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF 61,277.000	0.38000		23,285.26	
0016	4688000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 90 MILS)	LF 188.000	1.50000		282.00	
0017	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	LF 226.000	1.50000		339.00	
0018	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	LF 4,963.000	1.20000		5,955.60	
0019	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	LF 805.000	6.00000		4,830.00	
0020	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	EA 42.000	50.00000		2,100.00	
0021	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	EA 78.000	90.00000		7,020.00	
0022	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 311,186.000	0.08000		24,894.88	
0023	6084000000-E SEEDING & MULCHING	ACR 4.870	1,900.00000		9,253.00	

State of NC
 Dept of Transportation

Date: 12-18-07
 Revised:

Contract ID: C201996
 Letting Date: 01-15-08 Call Order: 012
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	6110000000-E RESIDENTIAL SEEDING	3.700 ACR	2,900.00000		10,730.00	
0025	7300000000-E UNPAVED TRENCHING (*****) (1, 2")	20.000 LF	3.50000		70.00	
0026	7312000000-N JUNCTION BOX (*****) (STANDARD)	1.000 EA	90.00000		90.00	
0027	7444000000-E INDUCTIVE LOOP SAWCUT	3,500.000 LF	3.55000		12,425.00	
0028	7456000000-E LEAD-IN CABLE (*****) (14-2)	20.000 LF	0.50000		10.00	
Section 0001 Total						2,158,167.98
Bid Total						2,158,167.98

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	

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
 MBE COMMITMENT ITEMS

DATE: 12-18-07
 PAGE: 7

PROPOSAL: C201996
 LETTING: L080115 CALL: 012
 VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE SUBCONTRACTOR: 4765 ALSTON'S HAULING, INC
 Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS	TON	6000.000	3.50000	21000.00
		Haul asphalt to various maps.				
0002	1220000000-E	INCIDENTAL S	TON	653.000	5.00000	3265.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 24,265.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 24,265.00 ✓

MBE SUBCONTRACTOR: 6922 FIRST STEP TRUCKING INC
 Will Use Quote: Yes

0008	1525000000-E	ASP CONC SUR	TON	4000.000	3.50000	14000.00
		Haul asphalt to various location.				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,000.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 14,000.00 ✓

MBE SUBCONTRACTOR: 6920 M & W OLIVAR TRUCKING INC
 Will Use Quote: Yes

0008	1525000000-E	ASP CONC SUR	TON	4000.000	3.50000	14000.00
		Haul asphalt to various locations.				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,000.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 14,000.00 ✓

MBE SUBCONTRACTOR: 6197 PRINCE INC
 Will Use Quote: Yes

0007	1519000000-E	ASP CONC SUR	TON	2000.000	3.50000	7000.00
0008	1525000000-E	ASP CONC SUR	TON	2000.000	3.50000	7000.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,000.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 14,000.00 ✓

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 3.07% or 66265.00
 Required: 3.00% or 64745.04
 <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE: 12-18-07
PAGE: 8

PROPOSAL: C201996
LETTING: L080115 CALL: 012
VENDOR: 3760 S. T. Wooten Corporation

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

WBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.						
Will Use Quote: Yes						
0001	0000100000-N	MOBILIZATION LS		1.000	4950.00000	4950.00
		Install and remove stationary construction signs.				
		WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				4,950.00
		WBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				4,950.00 ✓
WBE SUBCONTRACTOR: 2653 BROWE CONSTRUCTION CO., INC.						
Will Use Quote: Yes						
0011	2600000000-N	RETROFIT EXT EA		15.000	550.00000	8250.00
0012	2830000000-N	ADJ MANHOLES EA		14.000	550.00000	7700.00
0013	2845000000-N	ADJ METER OR EA		22.000	550.00000	12100.00
		WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				28,050.00
		WBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				28,050.00 ✓
WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.						
Will Use Quote: Yes						
0009	1560000000-E	ASP FOR PLAN TON		1774.000	21.00000	37254.00
		Haul liquid to Pittsboro, Haw River and Timberlake plants.				
		WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				37,254.00
		WBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				37,254.00 ✓
WBE SUBCONTRACTOR: 1968 MURRAY ENTERPRISES, INC.						
Will Use Quote: Yes						
0025	7300000000-E	UNPAVED TREN LF		20.000	3.50000	70.00
0026	7312000000-N	JUNCTION BOX EA		1.000	90.00000	90.00
0027	7444000000-E	INDUCTIVE LO LF		3500.000	3.55000	12425.00
0028	7456000000-E	LEAD-IN CABL LF		20.000	0.50000	10.00
		WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				12,595.00
		WBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				12,595.00 ✓
TOTAL WBE COMMITMENT FOR VENDOR:						
		Entered:		3.84% or		82849.00
		Required:		4.00% or		86326.72
						<GOAL NOT MET>

Contract Item Sheets For C201996

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	40,000.00	40,000.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	653 TON	25.00	16,325.00
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	20.84 SMI	3,300.00	68,772.00
0004	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	17,818 SY	2.25	40,090.50
0005	1330000000-E	607	INCIDENTAL MILLING	525 SY	8.00	4,200.00
0006	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	10,276 TON	38.00	390,488.00
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	6,096 TON	34.00	207,264.00
0008	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	14,826 TON	34.00	504,084.00
0009	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,774 TON	335.00	594,290.00
0010	1775000000-E	660	ASPHALT SURFACE TREATMENT, MAT COAT, #78M STONE	182,350 SY	0.73	133,115.50
0011	2600000000-N	SP	RETROFIT EXISTING WHEELCHAIR RAMPS	15 EA	550.00	8,250.00
0012	2830000000-N	858	ADJUSTMENT OF MANHOLES	14 EA	550.00	7,700.00
0013	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	22 EA	550.00	12,100.00
0014	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	91,528 LF	0.33	30,204.24
0015	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	61,277 LF	0.38	23,285.26
0016	4688000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	188 LF	1.50	282.00
0017	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	226 LF	1.50	339.00

Contract Item Sheets For C201996

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	4,963 LF	1.20	5,955.60
0019	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	805 LF	6.00	4,830.00
0020	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	42 EA	50.00	2,100.00
0021	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	78 EA	90.00	7,020.00
0022	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	311,186 LF	0.08	24,894.88
0023	6084000000-E	1660	SEEDING & MULCHING	4.87 ACR	1,900.00	9,253.00
0024	6110000000-E	SP	RESIDENTIAL SEEDING	3.7 ACR	2,900.00	10,730.00
0025	7300000000-E	1715	UNPAVED TRENCHING (*****) (1, 2")	20 LF	3.50	70.00
0026	7312000000-N	1716	JUNCTION BOX (*****) (STANDARD)	1 EA	90.00	90.00
0027	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	3,500 LF	3.55	12,425.00
0028	7456000000-E	1726	LEAD-IN CABLE (*****) (14-2)	20 LF	0.50	10.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,158,167.98

Contract Number C201996
County ORANGE

Rev 02-17-04

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

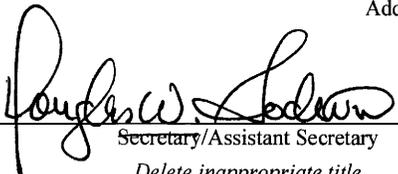
The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that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

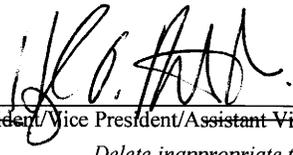
By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes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

SIGNATURE OF CONTRACTOR

S.T. Wooten Corporation
Print or type full name of Corporation

P.O. Box 2408 Wilson, NC 27894
Address as Préqualified

Attest 
Secretary/Assistant Secretary
Delete inappropriate title

By 
~~President/Vice President/Assistant Vice President~~
Delete inappropriate title

DOUGLAS W. GODWIN
Print or type signer's name

HENRY D. BUHS JR
Print or type signer's name

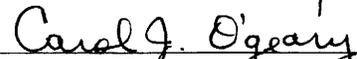
CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

8th day of FEBRUARY 2008


Signature of Notary Public

of Pitt County

State of NORTH CAROLINA

My Commission Expires: 3/3/2010

EXECUTION OF CONTRACT

NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION

Contract Number C201996
County ORANGE

Rev 02-17-04

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.

Contract Number C201996
County ORANGE

Rev 02-17-04

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: C201996

County: Orange

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C201996
County Orange County

Rev 02-13-04

Bond No. 6547127

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: February 11, 2008

Name of Principal:
Contractor S. T. Wooten Corporation
Post Office Box 2408 Wilson, NC 27894-2408

Name of Surety: Safeco Insurance Company of America
2359 Perimeter Pte Parkway Suite 160 Charlotte, NC 28209

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

Amount of Bond: Two Million One Hundred Fifty Eight
Thousand One Hundred Sixty Seven Dollars and 98/100 (\$2,158,167.98)

Contract ID No.: C201996

County Name(s): Orange County

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. C201996
County Orange County

Rev 02-13-04

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Bobbi D. Pendleton
Print, stamp or type name of Attorney-in-Fact

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Brian P. Clair
Signature of witness

Brian P. Clair
Print or type witness' name



4000 CentreGreen Way Suite 250, Cary, NC 27513
Address of Attorney-in-Fact

Contract No.: C201996
County: ORANGE

Rev 02-12-04

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

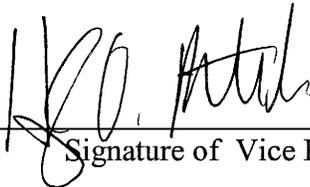
S. T. WOOTEN CORPORATION

Print or type full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By: _____



Signature of Vice President

Henry D. Butts, Jr.

Print or type signer's name

Attest: _____



Signature of Assistant Secretary

Douglas W. Godwin

Print or type signer's name

Affix Corporate Seal

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution:

February 11, 2008

Name of Principal:

S. T. Wooten Corporation

Contractor

Post Office Box 2408 Wilson, NC 27894-2408

Name of Surety:

Safeco Insurance Company of America

2359 Perimeter Pte Parkway Suite 160 Charlotte, NC 28209

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

Two Million One Hundred Fifty Eight Thousand One Hundred Sixty Seven Dollars and 98/100 (\$2,158,167.98)

Contract ID No.:

C201996

County Name(s):

Orange County

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

Safeco Insurance Company of America
Print or type Surety Company Name

By Bobbi D. Pendleton
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Brian P. Clair
Signature of witness

Brian P. Clair
Print or type witness' name



4000 CentreGreen Way Suite 250, Cary, NC 27513
Address of Attorney-in-Fact

Contract Number: C201996
County: ORANGE

Rev 02-13-04

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

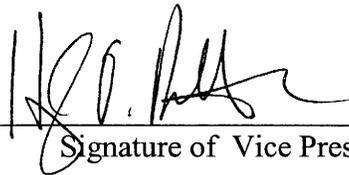
S. T. WOOTEN CORPORATION

Print full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By: _____

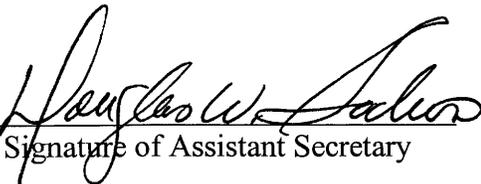


Signature of Vice President

Henry D. Butts, Jr.

Print or type signer's name

Attest: _____



Signature of Assistant Secretary

Douglas W. Godwin

Print or type signer's name

—
Affix Corporate Seal



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
Safeco Plaza
Seattle, WA 98185

No. 6547127

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

Bobbi D. Pendleton

Cary NC

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf the following surety bond:

Surety Bond Number: 6547127
Principal: S. T. Wooten Corporation
Obligee: North Carolina Department of Transportation
Amount of Bond: See Bond Form

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 11th day of February, 2008

Handwritten signature of Stephanie Daley-Watson

Handwritten signature of Tim Mikolajewski

STEPHANIE DALEY-WATSON, SECRETARY

TIM MIKOLAJEWSKI, SENIOR VICE-PRESIDENT, SURETY

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business...

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

Stephanie Daley-Watson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 11th day of February, 2008



Handwritten signature of Stephanie Daley-Watson

STEPHANIE DALEY-WATSON, SECRETARY

