

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

C201765

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C201765

WBS 33159.3.1 BRZ-1366(1)

T.I.P NO. B-3606

COUNTY OF ASHE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1366 LENGTH 0.069 MILES

LOCATION BRIDGE OVER BIG HORSE CREEK & APPROACHES ON SR-1366.

CONTRACTOR JAMES R. VANNOY AND SONS CONSTRUCTION CO., INC.

ADDRESS P.O. BOX 635  
JEFFERSON, NC 286400635

BIDS OPENED FEBRUARY 19, 2008

CONTRACT EXECUTION MAR 17 2008

**James R. Vannoy & Sons Const. Co., Inc. (3687).**  
**Vendor 3 of 6 Vendors for Call Order 019 (Proposal ID C201765).**

County: ASHE  
Address: 1608 US Hwy 221 N  
PO Box 635  
Jefferson, NC 28640

Phone Number: 336-846-7191

Signature Check: This bid has been properly signed by J\_M\_Vannoy\_3687.

Time Bid Received: Tue Feb 19 13:31:03 2008

Bid Checksum: 93BD46CE

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$804,548.96 ✓

Bond ID: SNC08555160

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$40,227.45

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 02/07/08

Surety Name: TRAVLER'S CAUSALTY & SURETY CO OF AMERICA

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

*DBE GOAL SET - 3.0 %*  
*DBE GOAL MET - 5.0 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
2432	ACE STEEL, INC. POST OFFICE BOX 296 , MT. AIRY, NC 27030		Sub 2,854.55
2976	CAROLINA ENVIRONMENTAL CONTRACT POST OFFICE BOX 1905 , MT. AIRY, NC 27030		Sub 0.00
4388	FOOTHILLS CONSTRUCTION SERV INC 6081 PEA RIDGE PASS , HAMPTONVILLE, NC 27020		Sub 13,962.25
5279	GUARDRAIL OF GREENSBORO LLC P.O. BOX 19232 , GREENSBORO, NC 27419		Sub 0.00
1991	MCCAIN STRIPING SERVICE, INC. 5711 CRAVEN ROAD , BROWNS SUMMIT, NC 27214		Sub 3,282.00
5266	NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101		Sub 0.00
4898	BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub 9,662.50
2759	SUPERIOR SEEDING, INC. POST OFFICE BOX 12642 , GASTONIA, NC 280520010		Sub 150.00
3765	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub 4,002.20
4247	SEAL BROTHERS CONTRACTING LLC 131 W. CLEVE STREET , MOUNT AIRY, NC 27030		Sub 1,230.00
2855	BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub 9,555.00
TOTAL:			\$40,036.50 4.98%

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	

NCDOT/berc

Vendor 3687's Load Output for Call 019, Letting L080219, 2008-02-19

NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC08555160  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: TRAVLER'S CAUSALTY & SURETY CO OF AMERICA  
Bond Execution Date: 02/07/08  
Bond Amount: \$40,227.45 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 01-22-08  
Revised:

Contract ID: C201765 Project(s): BRZ-1366(1)  
Letting Date: 02-19-08 Call Order: 019  
Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

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			52,600.00
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP	LUMP			6,730.00
0003	0015000000-N SEALING ABANDONED WELLS	EA	1.000	3,920.00000		3,920.00
0004	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (11+65.00)	LUMP	LUMP			18,550.00
0005	0043000000-N GRADING	LUMP	LUMP			78,750.00
0006	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	7.00000		7.00
0007	0057000000-E UNDERCUT EXCAVATION	CY	200.000	15.00000		3,000.00
0008	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	350.000	24.00000		8,400.00
0009	0195000000-E SELECT GRANULAR MATERIAL	CY	300.000	52.00000		15,600.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	300.000	2.00000		600.00
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	12.000	32.50000		390.00

State of NC  
Dept of Transportation

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Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0372000000-E 18" RC PIPE CULVERTS, CLASS III	36.000 LF	44.00000		1,584.00	
0013	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	16.000 LF	36.00000		576.00	
0014	0726000000-E 30" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	48.000 LF	61.00000		2,928.00	
0015	0807000000-E 18" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2.000 EA	265.00000		530.00	
0016	0809000000-E 30" BIT COAT CS PIPE ELBOWS, TYPE B 0.079" THICK	1.000 EA	538.00000		538.00	
0017	0995000000-E PIPE REMOVAL	48.000 LF	5.00000		240.00	
0018	1121000000-E AGGREGATE BASE COURSE	180.000 TON	32.00000		5,760.00	
0019	1220000000-E INCIDENTAL STONE BASE	100.000 TON	32.00000		3,200.00	
0020	1275000000-E PRIME COAT	185.000 GAL	17.50000		3,237.50	
0021	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	80.000 TON	160.00000		12,800.00	
0022	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	120.000 TON	173.00000		20,760.00	
0023	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	12.000 TON	465.00000		5,580.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2000000000-N RIGHT OF WAY MARKERS	EA 5.000	207.25000		1,036.25	
0025	2022000000-E SUBDRAIN EXCAVATION	CY 45.000	5.50000		247.50	
0026	2033000000-E SUBDRAIN FINE AGGREGATE	CY 34.000	61.00000		2,074.00	
0027	2044000000-E 6" PERFORATED SUBDRAIN PIPE	LF 200.000	5.00000		1,000.00	
0028	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 6.000	36.00000		216.00	
0029	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 1.000	269.00000		269.00	
0030	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 6.000	30.00000		180.00	
0031	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 1.000	1,960.00000		1,960.00	
0032	2367000000-N FRAME WITH TWO GRATES, STD 840.29	EA 1.000	400.00000		400.00	
0033	2556000000-E SHOULDER BERM GUTTER	LF 27.000	40.00000		1,080.00	
0034	3030000000-E STEEL BM GUARDRAIL	LF 25.000	18.50000		462.50	
0035	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	12.00000		60.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	EA 3.000	2,128.50000		6,385.50	
0037	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 1.000	1,680.00000		1,680.00	
0038	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 1.000	2,240.00000		2,240.00	
0039	3635000000-E RIP RAP, CLASS II	TON 25.000	31.50000		787.50	
0040	3649000000-E RIP RAP, CLASS B	TON 13.000	38.50000		500.50	
0041	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 430.000	2.15000		924.50	
0042	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 223.000	5.30000		1,181.90	
0043	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 69.000	8.00000		552.00	
0044	4445000000-E BARRICADES (TYPE III)	LF 96.000	28.00000		2,688.00	
0045	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 3,000.000	0.67000		2,010.00	
0046	4835000000-E PAINT PAVEMENT MARKING LINES (24")	LF 32.000	11.20000		358.40	
0047	6000000000-E TEMPORARY SILT FENCE	LF 440.000	3.00000		1,320.00	



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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	6006000000-E STONE FOR EROSION CONTROL, CLASS A	75.000 TON	49.00000		3,675.00	
0049	6009000000-E STONE FOR EROSION CONTROL, CLASS B	135.000 TON	52.00000		7,020.00	
0050	6012000000-E SEDIMENT CONTROL STONE	135.000 TON	40.00000		5,400.00	
0051	6015000000-E TEMPORARY MULCHING	1.000 ACR	672.00000		672.00	
0052	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	5.00000		250.00	
0053	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	672.00000		168.00	
0054	6024000000-E TEMPORARY SLOPE DRAINS	40.000 LF	22.00000		880.00	
0055	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1.000 EA	265.00000		265.00	
0056	6029000000-E SAFETY FENCE	410.000 LF	2.50000		1,025.00	
0057	6030000000-E SILT EXCAVATION	225.000 CY	9.00000		2,025.00	
0058	6036000000-E MATTING FOR EROSION CONTROL	500.000 SY	2.40000		1,200.00	
0059	6037000000-E COIR FIBER MAT	10.000 SY	7.00000		70.00	

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Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	6.00000		120.00	
0061	6070000000-N SPECIAL STILLING BASINS	4.000 EA	313.00000		1,252.00	
0062	6071030000-E COIR FIBER BAFFLES	25.000 LF	9.25000		231.25	
0063	6071050000-E *** SKIMMER (1-1/2")	1.000 EA	1,232.00000		1,232.00	
0064	6084000000-E SEEDING & MULCHING	1.000 ACR	2,073.00000		2,073.00	
0065	6087000000-E MOWING	0.500 ACR	336.00000		168.00	
0066	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	6.00000		300.00	
0067	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	672.00000		168.00	
0068	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	6.00000		300.00	
0069	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	672.00000		504.00	
0070	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	34.00000		68.00	
0071	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	500.00000		6,000.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6123000000-E REFORESTATION	0.150 ACR	6,161.00000		924.15	
Section 0001 Total						311,884.45
Section 0004 STRUCTURE ITEMS						
0073	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (11+65.00-L-)	LUMP	LUMP		34,100.00	
0074	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (11+65.00-L-)	LUMP	LUMP		20,400.00	
0075	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	15.000 LF	1,120.25000		16,803.75	
0076	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	13.000 LF	1,308.00000		17,004.00	
0077	8111400000-E PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	14.000 LF	280.00000		3,920.00	
0078	8113000000-N SID INSPECTION	1.000 EA	1,120.00000		1,120.00	
0079	8114000000-N SPT TESTING	1.000 EA	896.00000		896.00	
0080	8115000000-N CROSSHOLE SONIC LOGGING	1.000 EA	3,361.00000		3,361.00	
0081	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (11+65.00-L-)	LUMP	LUMP		1,630.00	

State of NC  
Dept of Transportation

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	8182000000-E CLASS A CONCRETE (BRIDGE)	56.000 CY	807.00000		45,192.00	
0083	8210000000-N BRIDGE APPROACH SLABS, STATION***** (11+65.00-L-)	LUMP	LUMP		23,400.00	
0084	8217000000-E REINFORCING STEEL (BRIDGE)	10,384.000 LB	0.88000		9,137.92	
0085	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	823.000 LB	1.62000		1,333.26	
0086	8364000000-E HP12X53 STEEL PILES	225.000 LF	76.50000		17,212.50	
0087	8433000000-E *** STEEL SHEET PILES (18")	515.000 SF	42.00000		21,630.00	
0088	8468000000-E ONE BAR METAL RAIL	238.650 LF	102.00000		24,342.30	
0089	8517000000-E 1'-***"X ***** CONCRETE PARA- PET (1'-0"X1'-11")	254.800 LF	74.00000		18,855.20	
0090	8608000000-E RIP RAP CLASS II (2'-0" THICK)	253.000 TON	54.00000		13,662.00	
0091	8622000000-E FILTER FABRIC FOR DRAINAGE	281.000 SY	6.00000		1,686.00	
0092	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		2,800.00	
0093	8753000000-E 3'-0" X 2'-3" PRESTRESSED CONCBOX BEAMS	1,145.340 LF	187.00000		214,178.58	

State of NC  
 Dept of Transportation

Date: 01-22-08  
 Revised:

Contract ID: C201765 Project(s): BRZ-1366(1)  
 Letting Date: 02-19-08 Call Order: 019  
 Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
	Section 0004 Total				492,664.51	
	Bid Total				804,548.96	

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: 01-22-08  
PAGE: 13

PROPOSAL: C201765  
LETTING: L080219 CALL: 019  
VENDOR: 3687 James R. Vannoy & Sons Const. Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 2432 ACE STEEL, INC. Will Use Quote: Yes						
0083	8210000000-N	BRG APPR SLA LS		1.000	857.55000	857.55
		Tie-Steel only				
0084	8217000000-E	REINF STEEL LB		10384.000	0.15000	1557.60
0085	8238000000-E	SPIRAL COL R LB		823.000	0.15000	123.45
0089	8517000000-E	1'-**"X***** LF		254.800	1.24000	315.95
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						2,854.55
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						2,854.55 ✓

DBE SUBCONTRACTOR: 2976 CAROLINA ENVIRONMENTAL CONTRACTING,  
Will Use Quote: No

0024	2000000000-N	RIGHT OF WAY EA		0.000	300.00000	0.00
0047	6000000000-E	TEMPORARY SI LF		0.000	5.00000	0.00
0056	6029000000-E	SAFETY FENCE LF		0.000	5.00000	0.00
0071	6117000000-N	RESPONSE FOR EA		0.000	400.00000	0.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						0.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						0.00 ✓

DBE SUBCONTRACTOR: 4388 FOOTHILLS CONSTRUCTION SERV INC  
Will Use Quote: Yes

0024	2000000000-N	RIGHT OF WAY EA		5.000	185.00000	925.00
0047	6000000000-E	TEMPORARY SI LF		440.000	2.35000	1034.00
0051	6015000000-E	TEMPORARY MU ACR		1.000	600.00000	600.00
0052	6018000000-E	SEED FOR TEM LB		50.000	3.50000	175.00
0053	6021000000-E	FERT FOR TEM TON		0.250	600.00000	150.00
0056	6029000000-E	SAFETY FENCE LF		410.000	2.25000	922.50
0058	6036000000-E	MATTING FOR SY		500.000	2.15000	1075.00
0059	6037000000-E	COIR FIBER M SY		10.000	5.95000	59.50
0060	6042000000-E	1/4" HARDWAR LF		20.000	5.25000	105.00
0062	6071030000-E	COIR FIBER B LF		25.000	8.25000	206.25
0063	6071050000-E	**" SKIMMER EA		1.000	1100.00000	1100.00
0064	6084000000-E	SEEDING AND ACR		1.000	1850.00000	1850.00
0065	6087000000-E	MOWING ACR		0.500	300.00000	150.00
0066	6090000000-E	SEED FOR REP LB		50.000	5.25000	262.50
0067	6093000000-E	FERT FOR REP TON		0.250	600.00000	150.00
0068	6096000000-E	SEED FOR SUP LB		50.000	5.25000	262.50
0069	6108000000-E	FERTILIZER T TON		0.750	600.00000	450.00
0070	6114000000-N	SPECIALIZED HR		2.000	30.00000	60.00
0071	6117000000-N	RESPONSE FOR EA		12.000	300.00000	3600.00
0072	6123000000-E	REFORESTATIO ACR		0.150	5500.00000	825.00

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 01-22-08  
PAGE: 14

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 13,962.25  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 13,962.25 ✓

DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC  
Will Use Quote: No

0034	3030000000-E	STL BM GUARD LF		0.000	13.50000	0.00
0035	3150000000-N	ADDIT GUARDR EA		0.000	35.00000	0.00
0036	3165000000-N	GR ANCHOR TY EA		0.000	2325.00000	0.00
0037	3215000000-N	GR ANCHOR TY EA		0.000	975.00000	0.00
0038	3270000000-N	GR ANCHOR TY EA		0.000	1650.00000	0.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 0.00  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 0.00 ✓

DBE SUBCONTRACTOR: 1991 MCCAIN STRIPING SERVICE, INC.  
Will Use Quote: No

0001	0000100000-N	MOBILIZATION LS		1.000	250.00000	250.00
0045	4810000000-E	PAINT PVMT M LF		3000.000	1.00000	3000.00
0046	4835000000-E	PAINT PVT MK LF		32.000	1.00000	32.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,282.00  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 3,282.00 ✓

DBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC  
Will Use Quote: No

0047	6000000000-E	TEMPORARY SI LF		0.000	3.10000	0.00
0060	6042000000-E	1/4" HARDWAR LF		0.000	35.00000	0.00
0056	6029000000-E	SAFETY FENCE LF		0.000	2.40000	0.00
0059	6037000000-E	COIR FIBER M SY		0.000	20.00000	0.00
0062	6071030000-E	COIR FIBER B LF		0.000	14.00000	0.00
0024	2000000000-N	RIGHT OF WAY EA		0.000	325.00000	0.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 0.00  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 0.00 ✓

DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC  
Will Use Quote: Yes

0034	3030000000-E	STL BM GUARD LF		25.000	16.50000	412.50
0035	3150000000-N	ADDIT GUARDR EA		5.000	10.00000	50.00
0036	3165000000-N	GR ANCHOR TY EA		3.000	1900.00000	5700.00
0037	3215000000-N	GR ANCHOR TY EA		1.000	1500.00000	1500.00
0038	3270000000-N	GR ANCHOR TY EA		1.000	2000.00000	2000.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,662.50  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 9,662.50 ✓

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 01-22-08  
PAGE: 15

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 2759 SUPERIOR SEEDING, INC.  
Will Use Quote: No

0051	6015000000-E	TEMPORARY MU ACR		0.000	1500.00000	0.00
0052	6018000000-E	SEED FOR TEM LB		0.000	12.00000	0.00
0053	6021000000-E	FERT FOR TEM TON		0.000	4000.00000	0.00
0058	6036000000-E	MATTING FOR SY		0.000	2.25000	0.00
0059	6037000000-E	COIR FIBER M SY		10.000	15.00000	150.00
0064	6084000000-E	SEEDING AND ACR		0.000	3500.00000	0.00
0065	6087000000-E	MOWING ACR		0.000	750.00000	0.00
0066	6090000000-E	SEED FOR REP LB		0.000	20.00000	0.00
0067	6093000000-E	FERT FOR REP TON		0.000	5000.00000	0.00
0068	6096000000-E	SEED FOR SUP LB		0.000	9.00000	0.00
0069	6108000000-E	FERTILIZER T TON		0.000	1500.00000	0.00
0070	6114000000-N	SPECIALIZED HR		0.000	150.00000	0.00
0071	6117000000-N	RESPONSE FOR EA		0.000	500.00000	0.00
0072	6123000000-E	REFORESTATIO ACR		0.000	4500.00000	0.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 150.00  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 150.00 ✓

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

0042	4400000000-E	WORK ZONE SI SF		223.000	4.85000	1081.55
0043	4410000000-E	WORK ZONE SI SF		69.000	6.85000	472.65
0044	4445000000-E	BARRICADES ( LF		96.000	25.50000	2448.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 4,002.20  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 4,002.20 ✓

DBE SUBCONTRACTOR: 4247 SEAL BROTHERS CONTRACTING LLC  
Will Use Quote: No

0024	2000000000-N	RIGHT OF WAY EA		0.000	300.00000	0.00
0047	6000000000-E	TEMPORARY SI LF		0.000	3.00000	0.00
0056	6029000000-E	SAFETY FENCE LF		410.000	3.00000	1230.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 1,230.00  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 1,230.00 ✓

DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.  
Will Use Quote: Yes

0089	8517000000-E	1'-***"X***** LF		254.800	37.50000	9555.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,555.00  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 9,555.00 ✓

TOTAL DBE COMMITMENT FOR VENDOR:

Entered: 4.98% or 40036.50  
Required: 3.00% or 24136.47  
<GOAL MET>

## Contract Item Sheets For C201765

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	52,600.00	52,600.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	6,730.00	6,730.00
0003	0015000000-N	205	SEALING ABANDONED WELLS	1 EA	3,920.00	3,920.00
0004	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (11+65.00)	Lump Sum LS	18,550.00	18,550.00
0005	0043000000-N	226	GRADING	Lump Sum LS	78,750.00	78,750.00
0006	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	7.00	7.00
0007	0057000000-E	226	UNDERCUT EXCAVATION	200 CY	15.00	3,000.00
0008	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	350 TON	24.00	8,400.00
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	300 CY	52.00	15,600.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	300 SY	2.00	600.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	12 TON	32.50	390.00
0012	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	36 LF	44.00	1,584.00
0013	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	16 LF	36.00	576.00
0014	0726000000-E	310	30" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	48 LF	61.00	2,928.00
0015	0807000000-E	310	18" BIT COAT CS PIPE ELBOWS, T YPE B 0.064" THICK	2 EA	265.00	530.00
0016	0809000000-E	310	30" BIT COAT CS PIPE ELBOWS, T YPE B 0.079" THICK	1 EA	538.00	538.00
0017	0995000000-E	340	PIPE REMOVAL	48 LF	5.00	240.00
0018	1121000000-E	520	AGGREGATE BASE COURSE	180 TON	32.00	5,760.00

## Contract Item Sheets For C201765

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	32.00	3,200.00
0020	1275000000-E	600	PRIME COAT	185 GAL	17.50	3,237.50
0021	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	80 TON	160.00	12,800.00
0022	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	120 TON	173.00	20,760.00
0023	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	12 TON	465.00	5,580.00
0024	2000000000-N	806	RIGHT OF WAY MARKERS	5 EA	207.25	1,036.25
0025	2022000000-E	815	SUBDRAIN EXCAVATION	45 CY	5.50	247.50
0026	2033000000-E	815	SUBDRAIN FINE AGGREGATE	34 CY	61.00	2,074.00
0027	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	5.00	1,000.00
0028	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	36.00	216.00
0029	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	269.00	269.00
0030	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	30.00	180.00
0031	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,960.00	1,960.00
0032	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	400.00	400.00
0033	2556000000-E	846	SHOULDER BERM GUTTER	27 LF	40.00	1,080.00
0034	3030000000-E	862	STEEL BM GUARDRAIL	25 LF	18.50	462.50
0035	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	12.00	60.00
0036	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	3 EA	2,128.50	6,385.50
0037	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	1 EA	1,680.00	1,680.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	1 EA	2,240.00	2,240.00
0039	3635000000-E	876	RIP RAP, CLASS II	25 TON	31.50	787.50
0040	3649000000-E	876	RIP RAP, CLASS B	13 TON	38.50	500.50
0041	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	430 SY	2.15	924.50
0042	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	223 SF	5.30	1,181.90
0043	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	69 SF	8.00	552.00
0044	4445000000-E	1145	BARRICADES (TYPE III)	96 LF	28.00	2,688.00
0045	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	3,000 LF	0.67	2,010.00
0046	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	32 LF	11.20	358.40
0047	6000000000-E	1605	TEMPORARY SILT FENCE	440 LF	3.00	1,320.00
0048	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	75 TON	49.00	3,675.00
0049	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	135 TON	52.00	7,020.00
0050	6012000000-E	1610	SEDIMENT CONTROL STONE	135 TON	40.00	5,400.00
0051	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	672.00	672.00
0052	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	5.00	250.00
0053	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	0.25 TON	672.00	168.00
0054	6024000000-E	1622	TEMPORARY SLOPE DRAINS	40 LF	22.00	880.00
0055	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1 EA	265.00	265.00
0056	6029000000-E	SP	SAFETY FENCE	410 LF	2.50	1,025.00

## Contract Item Sheets For C201765

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6030000000-E	1630	SILT EXCAVATION	225 CY	9.00	2,025.00
0058	6036000000-E	1631	MATTING FOR EROSION CONTROL	500 SY	2.40	1,200.00
0059	6037000000-E	SP	COIR FIBER MAT	10 SY	7.00	70.00
0060	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	6.00	120.00
0061	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	313.00	1,252.00
0062	6071030000-E	SP	COIR FIBER BAFFLES	25 LF	9.25	231.25
0063	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	1,232.00	1,232.00
0064	6084000000-E	1660	SEEDING & MULCHING	1 ACR	2,073.00	2,073.00
0065	6087000000-E	1660	MOWING	0.5 ACR	336.00	168.00
0066	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	6.00	300.00
0067	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	672.00	168.00
0068	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	6.00	300.00
0069	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	672.00	504.00
0070	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	34.00	68.00
0071	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	500.00	6,000.00
0072	6123000000-E	1670	REFORESTATION	0.15 ACR	6,161.00	924.15




## Contract Item Sheets For C201765

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0073	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (11+65.00-L-)	Lump Sum LS	34,100.00	34,100.00
0074	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (11+65.00-L-)	Lump Sum LS	20,400.00	20,400.00
0075	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	15 LF	1,120.25	16,803.75
0076	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	13 LF	1,308.00	17,004.00
0077	8111400000-E	SP	PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	14 LF	280.00	3,920.00
0078	8113000000-N	SP	SID INSPECTION	1 EA	1,120.00	1,120.00
0079	8114000000-N	SP	SPT TESTING	1 EA	896.00	896.00
0080	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	3,361.00	3,361.00
0081	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (11+65.00-L-)	Lump Sum LS	1,630.00	1,630.00
0082	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	56 CY	807.00	45,192.00
0083	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (11+65.00-L-)	Lump Sum LS	23,400.00	23,400.00
0084	8217000000-E	425	REINFORCING STEEL (BRIDGE)	10,384 LB	0.88	9,137.92
0085	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	823 LB	1.62	1,333.26
0086	8364000000-E	450	HP12X53 STEEL PILES	225 LF	76.50	17,212.50
0087	8433000000-E	SP	*** STEEL SHEET PILES (18")	515 SF	42.00	21,630.00
0088	8468000000-E	460	ONE BAR METAL RAIL	238.65 LF	102.00	24,342.30
0089	8517000000-E	460	1'***X ***** CONCRETE PARA- PET (1'-0"X1'-11")	254.8 LF	74.00	18,855.20

## Contract Item Sheets For C201765

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0090	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	253 TON	54.00	13,662.00
0091	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	281 SY	6.00	1,686.00
0092	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	2,800.00	2,800.00
0093	8753000000-E	430	3'-0" X 2'-3" PRESTRESSED CONC BOX BEAMS	1,145.34 LF	187.00	214,178.58

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

 \$804,548.96

0941/Mar07/Q22659.69/D416318160000/E93

**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**

James R. Vannoy & Sons Construction Company, Inc.  
Print or type full name of Corporation

PO Box 635 Jefferson NC 28640  
Address as Prequalified

Attest J. Mark Vannoy  
Secretary/~~Assistant Secretary~~  
*Delete inappropriate title*

By J. Dennis Pennington  
President/Vice President/Assistant Vice President  
*Delete inappropriate title*

J. Mark Vannoy  
Print or type signer's name

J. Dennis Pennington  
Print or type signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

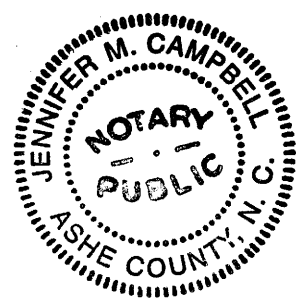
Subscribed and sworn to before me this the  
7th day of March 2008

Jennifer M. Campbell  
Signature of Notary Public

of Ashe County

State of North Carolina

My Commission Expires: 2-04-2011



## 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.

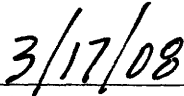
**Contract No: C201765**

**County: Ashe**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

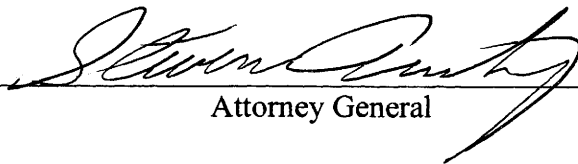


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



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

Contract No. C201765  
County Ashe

Rev 02-13-04

## CONTRACT PAYMENT BOND

Date of Payment:  
Bond Execution: March 7, 2008

Name of Principal:  
Contractor James R. Vannoy & Sons Construction Company, Inc.  
PO Box 635 Jefferson, NC 28640

Name of Surety: Traveler's Casualty & Surety Company of America  
Hartford, Connecticut

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

Amount of Bond: \$804,548.96

Contract ID No.: C201765

County Name(s): Ashe

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. C201765  
County Ashe

Rev 02-13-04

## CONTRACT PAYMENT BOND

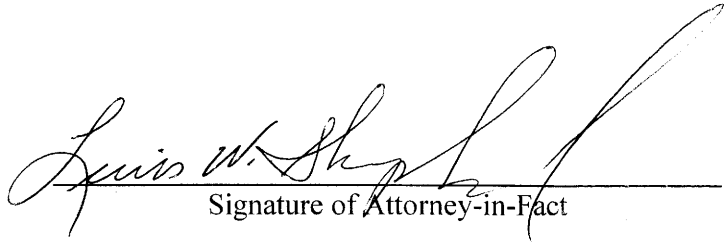
*Affix Seal of Surety Company*

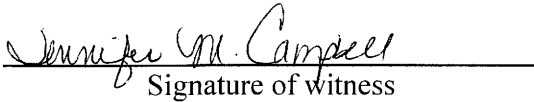
Traveler's Casualty & Surety Co. of America

Print or type Surety Company Name

By Lewis W. Shepherd

Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of witness

Jennifer M Campbell

Print or type witness' name

PO Box 390 West Jefferson, NC 28694

Address of Attorney-in-Fact



## CONTRACT PAYMENT BOND

### CORPORATION

#### SIGNATURE OF CONTRACTOR (Principal)

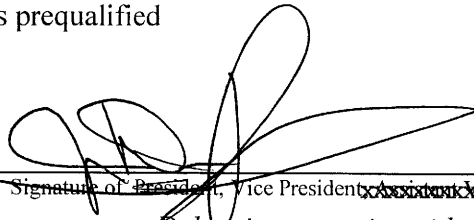
James R. Vannoy & Sons Construction Company, Inc.

Print or type full name of Corporation

PO Box 635 Jefferson, NC 28640

Address as prequalified

By



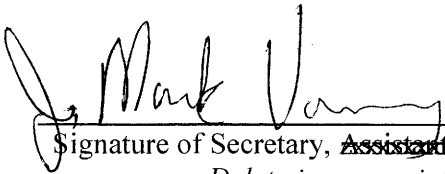
~~Signature of President, Vice President, Assistant Vice President~~

*Delete inappropriate title*

J. Dennis Pennington

Print or type signer's name

Attest



~~Signature of Secretary, Assistant Secretary~~

*Delete inappropriate title*

J. Mark Vannoy

Print or type signer's name

*Affix Corporate Seal*



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 214726

Certificate No. 000543449

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

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006.

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

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



State of Connecticut
City of Hartford ss.

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

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



[Signature]
Marie C. Tetreault, Notary Public

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

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

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

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

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

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 7<sup>th</sup> day of March, 2008

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

*Kori M. Johanson*  
Kori M. Johanson, Assistant Secretary



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

## CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution: March 7, 2008

Name of Principal:

James R. Vannoy & Sons Construction Company, Inc.

Contractor

PO Box 635 Jefferson NC 28640

Name of Surety:

Traveler's Casualty & Surety Company, Inc.

Hartford, Connecticut

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

\$804,548.96

Contract ID No.:

C201675

County Name(s):

Ashe

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 Number C201765  
County Ashe

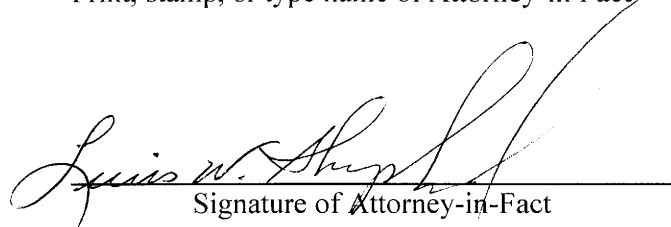
Rev 02-13-04

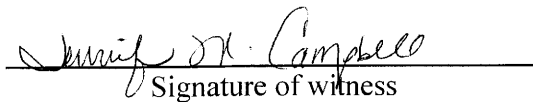
### CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

Traveler's Casualty & Surety Company of America  
Print or type Surety Company Name

By Lewis W. Shepherd  
Attorney-in-Fact  
Print, stamp, or type name of Attorney-in Fact

  
Signature of Attorney-in-Fact

  
Signature of witness

Jennifer M Campbell  
Print or type witness' name

PO Box 390 West Jefferson, NC 28694  
Address of Attorney-in-Fact

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

SIGNATURE OF CONTRACTOR (Principal)

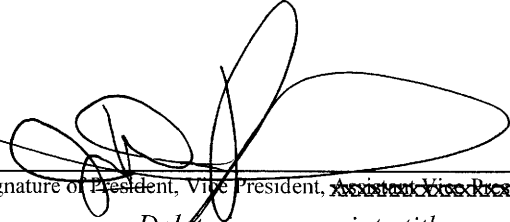
James R. Vannoy & Sons Construction Company, Inc.

Print full name of Corporation

PO Box 635 Jefferson NC 28640

Address as prequalified

By

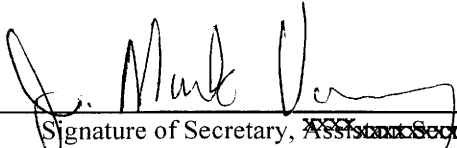
  
Signature of President, Vice President, ~~Assistant Vice President~~

Delete inappropriate title

J. Dennis Pennington

Print or type signer's name

Attest

  
Signature of Secretary, ~~Assistant Secretary~~

Delete inappropriate title

J. Mark Vannoy

Print or type signer's name

*Affix Corporate Seal*



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 214726

Certificate No. 000543450

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

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006.

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

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



State of Connecticut
City of Hartford ss.

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

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



[Signature]
Marie C. Tetreault, Notary Public

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

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

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

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

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

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 7th day of March, 2008.

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

*Kori M. Johanson*  
Kori M. Johanson, Assistant Secretary



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



