

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

C201811

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201811

WBS 33370.3.1 BRZ-2116(1)

T.I.P NO. B-4002

COUNTY OF ALAMANCE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 2116 LENGTH 0.142 MILES

LOCATION BRIDGE OVER VARNELS CREEK AND APPROACHES ON SR-2116.

CONTRACTOR R.E. BURNS & SONS CO., INC.

ADDRESS P.O. BOX 7168
STATESVILLE, NC 286877168

BIDS OPENED APRIL 15, 2008

CONTRACT EXECUTION MAY 15 2008

R. E. Burns & Sons Co., Inc. (3481).

Vendor 4 of 9 Vendors for Call Order 012 (Proposal ID C201811).

County: ALAMANCE
Address: P. O. B ox 7168
Statesville, NC 28687

Phone Number: 704-924-8646

Signature Check: This bid has been properly signed by Kevin_C._Burns_3481.

Time Bid Received: Tue Apr 15 12:43:59 2008

Bid Checksum: 635A9BDC

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$976,027.10 ✓

Bond ID: SNC08393387

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$48,801.36

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 4/4/2008

Surety Name: LIBERTY MUTUAL

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

OBE GOAL SET 7.0 %
OBE GOAL MET 7.1 %

NCDOT/berc

Vendor 3481's Load Output for Call 012, Letting L080415, 2008-04-15

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC08393387
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: LIBERTY MUTUAL
Bond Execution Date: 4/4/2008
Bond Amount: \$48,801.36 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 03-18-08
Revised:

Contract ID: C201811 Project(s): BRZ-2116(1)
Letting Date: 04-15-08 Call Order: 012
Bidder: 3481 - R. E. Burns & Sons 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 MOBILIZATIO N	LUMP	LUMP			47,000.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (18+77.50)	LUMP	LUMP			19,000.00
0003	0043000000-N GRADING	LUMP	LUMP			66,000.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	1.00000		1.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	800.000	5.00000		4,000.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON	100.000	18.50000		1,850.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	150.000	10.00000		1,500.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	200.000	25.00000		5,000.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	200.000	2.00000		400.00
0010	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	40.000	27.00000		1,080.00
0011	0995000000-E PIPE REMOVAL	LF	52.000	13.00000		676.00

State of NC
Dept of Transportation

Date: 03-18-08
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Contract ID: C201811 Project(s): BRZ-2116(1)
Letting Date: 04-15-08 Call Order: 012
Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1121000000-E AGGREGATE BASE COURSE	54.000 TON	44.00000		2,376.00	
0013	1220000000-E INCIDENTAL STONE BASE	250.000 TON	40.00000		10,000.00	
0014	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	290.000 TON	71.00000		20,590.00	
0015	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	190.000 TON	74.00000		14,060.00	
0016	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	280.000 TON	73.00000		20,440.00	
0017	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	40.000 TON	505.00000		20,200.00	
0018	2000000000-N RIGHT OF WAY MARKERS	8.000 EA	150.00000		1,200.00	
0019	2022000000-E SUBDRAIN EXCAVATION	90.000 CY	10.00000		900.00	
0020	2033000000-E SUBDRAIN FINE AGGREGATE	70.000 CY	15.00000		1,050.00	
0021	2044000000-E 6" PERFORATED SUBDRAIN PIPE	400.000 LF	2.00000		800.00	
0022	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	12.000 EA	15.00000		180.00	
0023	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	50.00000		50.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	15.00000		90.00	
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	5.000 EA	1,855.00000		9,275.00	
0026	2367000000-N FRAME WITH TWO GRATES, STD 840.29	5.000 EA	600.00000		3,000.00	
0027	2556000000-E SHOULDER BERM GUTTER	38.000 LF	44.00000		1,672.00	
0028	3030000000-E STEEL BM GUARDRAIL	231.250 LF	13.75000		3,179.69	
0029	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	43.750 LF	14.25000		623.44	
0030	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	40.00000		200.00	
0031	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	1.000 EA	450.00000		450.00	
0032	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	4.000 EA	1,050.00000		4,200.00	
0033	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	3.000 EA	1,675.00000		5,025.00	
0034	3628000000-E RIP RAP, CLASS I	185.000 TON	45.00000		8,325.00	
0035	3649000000-E RIP RAP, CLASS B	16.000 TON	65.00000		1,040.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3656000000-E FILTER FABRIC FOR DRAINAGE	860.000 SY	2.00000		1,720.00	
0037	4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (E)	11.250 SF	13.50000		151.88	
0038	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	27.000 LF	4.95000		133.65	
0039	4102000000-N SIGN ERECTION, TYPE E	2.000 EA	95.00000		190.00	
0040	4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL	10.000 EA	5.00000		50.00	
0041	4400000000-E WORK ZONE SIGNS (STATIONARY)	302.000 SF	6.00000		1,812.00	
0042	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	94.000 SF	6.15000		578.10	
0043	4430000000-N DRUMS	10.000 EA	65.00000		650.00	
0044	4435000000-N CONES	10.000 EA	10.00000		100.00	
0045	4445000000-E BARRICADES (TYPE III)	80.000 LF	26.00000		2,080.00	
0046	4810000000-E PAINT PAVEMENT MARKING LINES (4")	6,560.000 LF	0.31000		2,033.60	
0047	6000000000-E TEMPORARY SILT FENCE	350.000 LF	3.00000		1,050.00	

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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	150.000 TON	37.00000		5,550.00	
0049	6009000000-E STONE FOR EROSION CONTROL, CLASS B	125.000 TON	37.00000		4,625.00	
0050	6012000000-E SEDIMENT CONTROL STONE	280.000 TON	37.00000		10,360.00	
0051	6015000000-E TEMPORARY MULCHING	1.500 ACR	1,000.00000		1,500.00	
0052	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	10.00000		500.00	
0053	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	1,000.00000		250.00	
0054	6024000000-E TEMPORARY SLOPE DRAINS	65.000 LF	15.00000		975.00	
0055	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1.000 EA	175.00000		175.00	
0056	6029000000-E SAFETY FENCE	285.000 LF	3.30000		940.50	
0057	6030000000-E SILT EXCAVATION	940.000 CY	3.50000		3,290.00	
0058	6036000000-E MATTING FOR EROSION CONTROL	1,200.000 SY	3.00000		3,600.00	
0059	6037000000-E COIR FIBER MAT	45.000 SY	10.00000		450.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6042000000-E 1/4" HARDWARE CLOTH	50.000 LF	4.00000		200.00	
0061	6070000000-N SPECIAL STILLING BASINS	8.000 EA	175.00000		1,400.00	
0062	6071030000-E COIR FIBER BAFFLES	300.000 LF	5.50000		1,650.00	
0063	6071050000-E *** SKIMMER (1-1/2")	4.000 EA	1,200.00000		4,800.00	
0064	6071050000-E *** SKIMMER (2-1/2")	1.000 EA	1,300.00000		1,300.00	
0065	6084000000-E SEEDING & MULCHING	1.500 ACR	2,000.00000		3,000.00	
0066	6087000000-E MOWING	1.000 ACR	50.00000		50.00	
0067	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	1.00000		50.00	
0068	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0069	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	1.00000		50.00	
0070	6108000000-E FERTILIZER TOPDRESSING	1.250 TON	500.00000		625.00	
0071	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	25.00000		50.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6117000000-N RESPONSE FOR EROSION CONTROL	EA 12.000	1.00000		12.00	
0073 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 204.000	40.00000		8,160.00	
0074 AA1	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 120.000	45.00000		5,400.00	
0075 AA2	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 32.000				
0076 AA2	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 48.000				
0077 AA2	0536000000-E ***" HDPE PIPE CULVERTS (15")	LF 172.000				
0078 AA2	0536000000-E ***" HDPE PIPE CULVERTS (18")	LF 72.000				
0079 AA3	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF 32.000				
0080 AA3	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 48.000				
0081 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ***" THICK (15", 0.064")	LF 172.000				
0082 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ***" THICK (18", 0.064")	LF 72.000				
Section 0001 Total						345,194.86

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0004 STRUCTURE ITEMS						
0083	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+77.50-L-)	LUMP	LUMP			17,500.00
0084	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	LF	31.500	440.00000		13,860.00
0085	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	LF	28.000	2,000.00000		56,000.00
0086	8113000000-N SID INSPECTION	EA	1.000	1,000.00000		1,000.00
0087	8115000000-N CROSSHOLE SONIC LOGGING	EA	1.000	2,500.00000		2,500.00
0088	8119000000-E UNCLASSIFIED STRUCTURE EXCAVATION	CY	530.000	8.00000		4,240.00
0089	8147000000-E REINFORCED CONCRETE DECK SLAB	SF	5,531.000	32.00000		176,992.00
0090	8161000000-E GROOVING BRIDGE FLOORS	SF	5,709.000	0.60000		3,425.40
0091	8182000000-E CLASS A CONCRETE (BRIDGE)	CY	77.600	700.00000		54,320.00
0092	8210000000-N BRIDGE APPROACH SLABS, STATION***** (18+77.50-L-)	LUMP	LUMP			27,000.00
0093	8217000000-E REINFORCING STEEL (BRIDGE)	LB	19,031.000	1.50000		28,546.50

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Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0094	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,976.000 LB	4.00000		7,904.00	
0095	8259000000-E 36" PRESTRESSED CONCRETE GIRDERS	707.090 LF	174.00000		123,033.66	
0096	8364000000-E HP12X53 STEEL PILES	265.000 LF	100.00000		26,500.00	
0097	8475000000-E TWO BAR METAL RAIL	271.670 LF	130.00000		35,317.10	
0098	8517000000-E 1'-***"X ***** CONCRETE PARA- PET (1'-2"x2'-6")	286.670 LF	74.00000		21,213.58	
0099	8608000000-E RIP RAP CLASS II (2'-0" THICK)	370.000 TON	45.00000		16,650.00	
0100	8622000000-E FILTER FABRIC FOR DRAINAGE	412.000 SY	2.50000		1,030.00	
0101	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		5,800.00	
0102	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		8,000.00	
	Section 0004 Total				630,832.24	
	Bid Total				976,027.10	

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.

X 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:03-18-08
PAGE: 13

PROPOSAL: C201811
LETTING: L080415 CALL: 012
VENDOR: 3481 R. E. Burns & Sons Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 2724 MACE TRUCKING INC
Will Use Quote: Yes

0014	1489000000-E	ASP CONC BAS HAUL	TON	290.000	4.00000	1160.00
0015	1498000000-E	ASP CONC INT HAUL	TON	190.000	4.00000	760.00
0016	1525000000-E	ASP CONC SUR HAUL	TON	280.000	4.00000	1120.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,040.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 3,040.00 ✓

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

0037	4025000000-E	CONTR FURN, SF		11.250	13.50000	151.88
0038	4072000000-E	SUPPORT, 3-L LF		27.000	4.95000	133.65
0039	4102000000-N	SIGN ERECTIO EA		2.000	95.00000	190.00
0041	4400000000-E	WORK ZONE SI SF		302.000	5.75000	1736.50
0042	4410000000-E	WORK ZONE SI SF		94.000	6.15000	578.10
0045	4445000000-E	BARRICADES (LF		80.000	25.05000	2004.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 4,794.13
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 4,794.13 ✓

DBE SUBCONTRACTOR: 1991 MCCAIN STRIPING SERVICE, INC.
Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION LS		1.000	500.00000	500.00
0046	4810000000-E	PAINT PVMT M LF		6560.000	0.31000	2033.60

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 2,533.60
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 2,533.60 ✓

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

0098	8517000000-E	1'-***"X***** SLIPFORM	LF	286.670	37.25000	10678.46
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 10,678.46
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 10,678.46 ✓

DBE SUBCONTRACTOR: 4247 SEAL BROTHERS CONTRACTING LLC
Will Use Quote: Yes

0018	2000000000-N	RIGHT OF WAY EA		8.000	150.00000	1200.00
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Check: 635A9BDC Page 13

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:03-18-08
PAGE: 14

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
0047	6000000000-E	TEMPORARY SI	LF	350.000	2.50000	875.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						2,075.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						2,075.00 ✓

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

0028	3030000000-E	STL BM GUARD	LF	231.250	13.75000	3179.69
0029	3045000000-E	SBGR SHOP CU	LF	43.750	14.25000	623.44
0030	3150000000-N	ADDIT GUARDR	EA	5.000	40.00000	200.00
0031	3195000000-N	GR ANCHOR TY	EA	1.000	450.00000	450.00
0032	3215000000-N	GR ANCHOR TY	EA	4.000	1050.00000	4200.00
0033	3270000000-N	GR ANCHOR TY	EA	3.000	1675.00000	5025.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						13,678.13
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						13,678.13 ✓

DBE SUBCONTRACTOR: 12814 GARNER-MURPHY CONSTRUCTION, INC.
Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION	LS	1.000	3400.00000	3400.00
0010	0318000000-E	FND CONDIR	M TON	40.000	27.07000	1082.80
0011	0995000000-E	PIPE REMOVAL	LF	52.000	9.36000	486.72
0025	2286000000-N	MASNRY DRAIN	EA	5.000	1492.70000	7463.50
0026	2367000000-N	FRAME W/2GRT	EA	5.000	512.33000	2561.65
0073	0366000000-E	15" RC PIPE	LF	204.000	26.19000	5342.76
0074	0372000000-E	18" RC PIPE	LF	120.000	30.99000	3718.80
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						24,056.23
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						24,056.23 ✓

DBE SUBCONTRACTOR: 3230 HIATT & MASON ENTERPRISES, INC
Will Use Quote: Yes

0089	8147000000-E	REINF CONCRE	SF	5531.000	1.53400	8484.55
INSTALL SIP FORMS AND REBAR						
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						8,484.55
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						8,484.55 ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 7.10% or 69340.10
Required: 7.00% or 68321.90
<GOAL MET>

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	47,000.00	47,000.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (18+77.50)	Lump Sum LS	19,000.00	19,000.00
0003	0043000000-N	226	GRADING	Lump Sum LS	66,000.00	66,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	800 CY	5.00	4,000.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	100 TON	18.50	1,850.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	150 CY	10.00	1,500.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	200 CY	25.00	5,000.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	200 SY	2.00	400.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	40 TON	27.00	1,080.00
0011	0995000000-E	340	PIPE REMOVAL	52 LF	13.00	676.00
0012	1121000000-E	520	AGGREGATE BASE COURSE	54 TON	44.00	2,376.00
0013	1220000000-E	545	INCIDENTAL STONE BASE	250 TON	40.00	10,000.00
0014	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	290 TON	71.00	20,590.00
0015	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	190 TON	74.00	14,060.00
0016	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	280 TON	73.00	20,440.00
0017	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	40 TON	505.00	20,200.00
0018	2000000000-N	806	RIGHT OF WAY MARKERS	8 EA	150.00	1,200.00

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2022000000-E	815	SUBDRAIN EXCAVATION	90 CY	10.00	900.00
0020	2033000000-E	815	SUBDRAIN FINE AGGREGATE	70 CY	15.00	1,050.00
0021	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	400 LF	2.00	800.00
0022	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	12 EA	15.00	180.00
0023	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	50.00	50.00
0024	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	15.00	90.00
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	5 EA	1,855.00	9,275.00
0026	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	5 EA	600.00	3,000.00
0027	2556000000-E	846	SHOULDER BERM GUTTER	38 LF	44.00	1,672.00
0028	3030000000-E	862	STEEL BM GUARDRAIL	231.25 LF	13.75	3,179.69
0029	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	43.75 LF	14.25	623.44
0030	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	40.00	200.00
0031	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	450.00	450.00
0032	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,050.00	4,200.00
0033	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	1,675.00	5,025.00
0034	3628000000-E	876	RIP RAP, CLASS I	185 TON	45.00	8,325.00
0035	3649000000-E	876	RIP RAP, CLASS B	16 TON	65.00	1,040.00
0036	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	860 SY	2.00	1,720.00

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	4025000000-E	901	CONTRACTOR FURNISHED, TYPE *** SIGN (E)	11.25 SF	13.50	151.88
0038	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	27 LF	4.95	133.65
0039	4102000000-N	904	SIGN ERECTION, TYPE E	2 EA	95.00	190.00
0040	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U- CHANNEL	10 EA	5.00	50.00
0041	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	302 SF	6.00	1,812.00
0042	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	94 SF	6.15	578.10
0043	4430000000-N	1130	DRUMS	10 EA	65.00	650.00
0044	4435000000-N	1135	CONES	10 EA	10.00	100.00
0045	4445000000-E	1145	BARRICADES (TYPE III)	80 LF	26.00	2,080.00
0046	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	6,560 LF	0.31	2,033.60
0047	6000000000-E	1605	TEMPORARY SILT FENCE	350 LF	3.00	1,050.00
0048	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	150 TON	37.00	5,550.00
0049	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	125 TON	37.00	4,625.00
0050	6012000000-E	1610	SEDIMENT CONTROL STONE	280 TON	37.00	10,360.00
0051	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	1,000.00	1,500.00
0052	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	10.00	500.00
0053	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.25 TON	1,000.00	250.00
0054	6024000000-E	1622	TEMPORARY SLOPE DRAINS	65 LF	15.00	975.00

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0055	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1 EA	175.00	175.00
0056	6029000000-E	SP	SAFETY FENCE	285 LF	3.30	940.50
0057	6030000000-E	1630	SILT EXCAVATION	940 CY	3.50	3,290.00
0058	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,200 SY	3.00	3,600.00
0059	6037000000-E	SP	COIR FIBER MAT	45 SY	10.00	450.00
0060	6042000000-E	1632	1/4" HARDWARE CLOTH	50 LF	4.00	200.00
0061	6070000000-N	SP	SPECIAL STILLING BASINS	8 EA	175.00	1,400.00
0062	6071030000-E	SP	COIR FIBER BAFFLES	300 LF	5.50	1,650.00
0063	6071050000-E	SP	*** SKIMMER (1-1/2")	4 EA	1,200.00	4,800.00
0064	6071050000-E	SP	*** SKIMMER (2-1/2")	1 EA	1,300.00	1,300.00
0065	6084000000-E	1660	SEEDING & MULCHING	1.5 ACR	2,000.00	3,000.00
0066	6087000000-E	1660	MOWING	1 ACR	50.00	50.00
0067	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	1.00	50.00
0068	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0069	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	1.00	50.00
0070	6108000000-E	1665	FERTILIZER TOPDRESSING	1.25 TON	500.00	625.00
0071	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	25.00	50.00
0072	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	1.00	12.00

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
***** BEGIN SCHEDULE AA ***** ***** (3 ALTERNATES) *****						
0073 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	204 LF	40.00	8,160.00
0074 AA1	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	120 LF	45.00	5,400.00
*** OR ***						
0075 AA2	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	32 LF		
0076 AA2	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	48 LF		
0077 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	172 LF		
0078 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (18")	72 LF		
*** OR ***						
0079 AA3	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	32 LF		
0080 AA3	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	48 LF		
0081 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ***** THICK (15", 0.064")	172 LF		
0082 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ***** THICK (18", 0.064")	72 LF		
***** END SCHEDULE AA *****						

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0083	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+77.50-L-)	Lump Sum LS	17,500.00	17,500.00
0084	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	31.5 LF	440.00	13,860.00
0085	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	28 LF	2,000.00	56,000.00
0086	8113000000-N	SP	SID INSPECTION	1 EA	1,000.00	1,000.00
0087	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	2,500.00	2,500.00
0088	8119000000-E	412	UNCLASSIFIED STRUCTURE EXCAVA- TION	530 CY	8.00	4,240.00
0089	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	5,531 SF	32.00	176,992.00
0090	8161000000-E	420	GROOVING BRIDGE FLOORS	5,709 SF	0.60	3,425.40
0091	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	77.6 CY	700.00	54,320.00
0092	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (18+77.50-L-)	Lump Sum LS	27,000.00	27,000.00
0093	8217000000-E	425	REINFORCING STEEL (BRIDGE)	19,031 LB	1.50	28,546.50
0094	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,976 LB	4.00	7,904.00
0095	8259000000-E	430	36" PRESTRESSED CONCRETE GIR- DERS	707.09 LF	174.00	123,033.66
0096	8364000000-E	450	HP12X53 STEEL PILES	265 LF	100.00	26,500.00
0097	8475000000-E	460	TWO BAR METAL RAIL	271.67 LF	130.00	35,317.10
0098	8517000000-E	460	1'-***X ***** CONCRETE PARA- PET (1'-2"x2'-6")	286.67 LF	74.00	21,213.58
0099	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	370 TON	45.00	16,650.00

Contract Item Sheets For C201811

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0100	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	412 SY	2.50	1,030.00
0101	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	5,800.00	5,800.00
0102	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	8,000.00	8,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$976,027.10 ✓

1455/May02/Q51918.53/D432824410000/E102

Contract Number C201811
County Alamance

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

R. E. Burns & Sons Co., Inc.

Print or type full name of Corporation

P. O. Box 7168, Statesville, N.C. 28687

Address as Prequalified

Attest

Nancy L. Burns

Secretary/Assistant Secretary

Delete inappropriate title

By

Kevin C. Burns

President/Vice President/Assistant Vice President

Delete inappropriate title

Nancy L. Burns

Print or type signer's name

KEVIN C. BURNS

Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

30 day of April 2008

Doris S. Renegar

Signature of Notary Public

of Tredell County

State of North Carolina

My Commission Expires: Sept. 13, 2009

EXECUTION OF CONTRACT

NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION

DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

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

DEBARMENT CERTIFICATION

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

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

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

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

Check here if an explanation is attached to this certification.

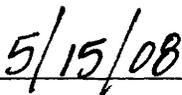
Contract No: C201811

County: Alamance

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

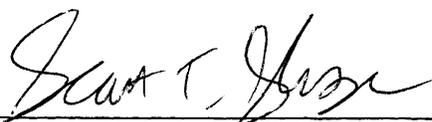


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

CONTRACT PAYMENT BOND

BOND NO. 837042296

Date of Payment:

Bond Execution: May 8, 2008

Name of Principal:

Contractor R.E. Burns & Sons Co., Inc.

PO Box 7168, Statesville NC 28687

Name of Surety:

Liberty Mutual Insurance Company

301 Plainfield Rd., Suite 250, Syracuse NY 13212

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Nine Hundred Seventy Six Thousand Twenty Seven

Amount of Bond:

Dollars and 10/100ths (\$976,027.10)

Contract ID No.:

C201811

County Name(s):

Alamance

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. C201811
County Alamance

Rev 02-13-04

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Katherine D. Jennison
Print, stamp or type name of Attorney-in-Fact

Katherine D. Jennison
Signature of Attorney-in-Fact

Debra Hulchanski
Signature of witness

Debra Hulchanski
Print or type witness' name

6315 Fly Rd., E. Syracuse NY 13057
Address of Attorney-in-Fact

Contract No. C201811
County Alamance

Rev 02-13-04

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

R.E. Burns & Sons Co., Inc.
Print or type full name of Corporation

P.O. Box 7168 Statesville, N.C. 28687
Address as prequalified

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

Kevin C. Burns
Print or type signer's name

Attest Nancy L. Burns
Signature of ~~Secretary~~, Assistant Secretary
Delete inappropriate title

Nancy L. Burns
Print or type signer's name

Affix Corporate Seal

CONTRACT PERFORMANCE BOND

BOND NO. 837042296

Date of Contract Performance

Bond Execution:

May 8, 2008

Name of Principal:

R.E. Burns & Sons Co., Inc.

Contractor

PO Box 7168, Statesville NC 28687

Name of Surety:

Liberty Mutual Insurance Company

301 Plainfield Rd., Suite 250, Syracuse NY 13212

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

Nine Hundred Seventy Six Thousand Twenty Seven
Dollars and 10/100ths (\$976,027.10)

Contract ID No.:

C201811

County Name(s):

Alamance

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 C201811
County Alamance

Rev 02-13-04

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Katherine D. Jennison
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact

Katherine D. Jennison
Signature of Attorney-in-Fact

Debra Hulchanski
Signature of witness

Debra Hulchanski
Print or type witness' name

6315 Fly Rd., E. Syracuse NY 13057
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

R.E. Burns & Sons Co., Inc.

Print full name of Corporation

P.O. Box 7168 Statesville, N.C. 28687

Address as prequalified

By

KCBurns

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

Delete inappropriate title

Kevin C. Burns

Print or type signer's name

Attest

Nancy L. Burns

Signature of ~~Secretary~~, Assistant Secretary

Delete inappropriate title

Nancy L. Burns

Print or type signer's name

Affix Corporate Seal

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint CHARLEST. RELLER, KEITH P. BUTLER, SUZANNE H. AMO, DEBRA A. HULCHANSKI, KATHERINE D. JENNISON, ALL OF THE CITY OF EAST SYRACUSE, STATE OF NEW YORK

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding TWENTY MILLION AND 00/100 DOLLARS (\$ 20,000,000.00) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 21st day of March, 2008

LIBERTY MUTUAL INSURANCE COMPANY

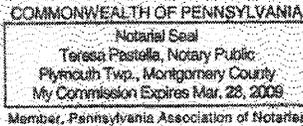
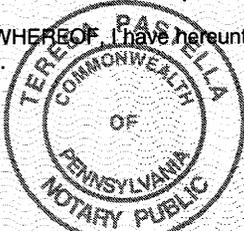
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 21st day of March, 2008, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



By Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 8th day of May, 2008



By David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

