

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

C202056

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202056

WBS 3CR.10101.53, 3CR.10651.53, 3CR.20101.53, 41380.3 STATE FUNDED

COUNTY OF BRUNSWICK, NEW HANOVER
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 17 LENGTH 8.340 MILES
LOCATION 1 SECTION OF US-17, 2 SECTIONS OF US-17 BUS, 2 SECTIONS OF
US-117 AND 3 SECTIONS OF SECONDARY ROADS.

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

BIDS OPENED APRIL 15, 2008
CONTRACT EXECUTION MAY 08 2008

S. T. Wooten Corporation (3760).

Vendor 2 of 2 Vendors for Call Order 005 (Proposal ID C202056).

County: BRUNSWICK, NEW HANOVER

Address: PO Box 2408

Wilson, NC 27894

Phone Number: 252-291-5165

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

Time Bid Received: Tue Apr 15 10:19:58 2008

Bid Checksum: B4D698E0

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,988,396.48

Bond ID: MHPH-SKFX-N4L4-2YFJ

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$99,419.82

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 4/15/08

Surety Name: Safeco Insurance Company of America

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

*MBE GOAL SET 3.0 %
WBE GOAL SET 4.0 %*

*MBE GOAL OBT 1.7 %
WBE GOAL MET 10.6 %*

NCDOT/berc

Vendor 3760's Load Output for Call 005, Letting L080415, 2008-04-15

Bid Bond Data Info - Contractor Responses:

=====

BondID: MHPH-SKFX-N4L4-2YFJ
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Safeco InsuranceCompany of America
Bond Execution Date: 4/15/08
Bond Amount: \$99,419.82 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 03-18-08
Revised:

Contract ID: C202056 Project(s): STATE FUNDED
Letting Date: 04-15-08 Call Order: 005
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			40,000.00
0002	0036000000-E UNDERCUT EXCAVATION	CY	100.000	40.00000		4,000.00
0003	0106000000-E BORROW EXCAVATION	CY	2,976.000	25.00000		74,400.00
0004	0264000000-E GENERIC GRADING ITEM GRADING PER SHOULDER MILE	SMI	0.450	50,000.00000		22,500.00
0005	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF	20.000	35.00000		700.00
0006	0995000000-E PIPE REMOVAL	LF	8.000	60.00000		480.00
0007	1220000000-E INCIDENTAL STONE BASE	TON	253.000	50.00000		12,650.00
0008	1245000000-E SHOULDER RECONSTRUCTION	SMI	4.560	3,900.00000		17,784.00
0009	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (4-1/2")	SY	904.000	4.85000		4,384.40
0010	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (6-1/2")	SY	2,370.000	5.85000		13,864.50
0011	1330000000-E INCIDENTAL MILLING	SY	475.000	9.00000		4,275.00

State of NC
Dept of Transportation

Date: 03-18-08
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	1,035.000 TON	70.00000		72,450.00	
0013	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	1,375.000 TON	58.00000		79,750.00	
0014	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	3,604.000 TON	52.00000		187,408.00	
0015	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	4,984.000 TON	52.00000		259,168.00	
0016	1539000000-E ASPHALT CONC SURFACE COURSE, TYPE S12.5C	2,858.000 TON	52.00000		148,616.00	
0017	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	579.000 TON	400.00000		231,600.00	
0018	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	156.000 TON	415.00000		64,740.00	
0019	1880000000-E GENERIC PAVING ITEM PATCHING EXISTING PAVEMENT (FULL DEPTH)	505.000 TON	140.00000		70,700.00	
0020	1880000000-E GENERIC PAVING ITEM PATCHING EXISTING PAVEMENT (MILL)	2,750.000 TON	150.00000		412,500.00	
0021	2286000000-N MASONRY DRAINAGE STRUCTURES	2.000 EA	1,500.00000		3,000.00	
0022	2364000000-N FRAME WITH TWO GRATES, STD 840.16	1.000 EA	535.00000		535.00	
0023	2396000000-N FRAME WITH COVER, STD 840.54	2.000 EA	400.00000		800.00	

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
0024	2591000000-E 4" CONCRETE SIDEWALK	45.000 SY	59.00000		2,655.00	
0025	2605000000-N CONCRETE WHEELCHAIR RAMPS	1.000 EA	1,265.00000		1,265.00	
0026	2612000000-E 6" CONCRETE DRIVEWAY	1,125.000 SY	66.00000		74,250.00	
0027	2647000000-E 5" MONOLITHIC CONCRETE ISLANDS (SURFACE MOUNTED)	485.000 SY	74.00000		35,890.00	
0028	2752000000-E GENERIC PAVING ITEM CURB & GUTTER, REMOVE AND REPLACE	85.000 LF	53.00000		4,505.00	
0029	2800000000-N ADJUSTMENT OF CATCH BASINS	1.000 EA	750.00000		750.00	
0030	2830000000-N ADJUSTMENT OF MANHOLES	3.000 EA	500.00000		1,500.00	
0031	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	8.000 EA	500.00000		4,000.00	
0032	2905000000-N CONVERT EXISTING DROP INLET TO JUNCTION BOX	1.000 EA	975.00000		975.00	
0033	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	16,968.000 LF	0.45000		7,635.60	
0034	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	2,910.000 LF	0.55000		1,600.50	
0035	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	1,155.000 LF	1.50000		1,732.50	

State of NC
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Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	50.000 LF	5.00000		250.00	
0037	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	61.000 LF	10.00000		610.00	
0038	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	2.000 EA	125.00000		250.00	
0039	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	20.000 EA	100.00000		2,000.00	
0040	4810000000-E PAINT PAVEMENT MARKING LINES (4")	209,503.000 LF	0.24000		50,280.72	
0041	4820000000-E PAINT PAVEMENT MARKING LINES (8")	2,370.000 LF	0.50000		1,185.00	
0042	4830000000-E PAINT PAVEMENT MARKING LINES (16")	50.000 LF	2.00000		100.00	
0043	4835000000-E PAINT PAVEMENT MARKING LINES (24")	420.000 LF	2.50000		1,050.00	
0044	4840000000-N PAINT PAVEMENT MARKING CHARAC-TER	2.000 EA	80.00000		160.00	
0045	4845000000-N PAINT PAVEMENT MARKING SYMBOL	135.000 EA	60.00000		8,100.00	
0046	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	3,029.000 LF	0.75000		2,271.75	
0047	4870000000-E REMOVAL OF PAVEMENT MARKING LINES (24")	32.000 LF	5.00000		160.00	

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Dept of Transportation

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	4875000000-N REMOVAL OF PAVEMENT MARKING SYMBOLS & CHARACTERS	6.000 EA	50.00000		300.00	
0049	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,180.000 EA	4.50000		5,310.00	
0050	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	185.000 EA	32.00000		5,920.00	
0051	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		5,000.00	
0052	6000000000-E TEMPORARY SILT FENCE	2,297.000 LF	2.19000		5,030.43	
0053	6009000000-E STONE FOR EROSION CONTROL, CLASS B	93.000 TON	70.00000		6,510.00	
0054	6012000000-E SEDIMENT CONTROL STONE	106.000 TON	70.00000		7,420.00	
0055	6015000000-E TEMPORARY MULCHING	3.000 ACR	1,200.00000		3,600.00	
0056	6018000000-E SEED FOR TEMPORARY SEEDING	169.000 LB	6.00000		1,014.00	
0057	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.190 TON	600.00000		114.00	
0058	6042000000-E 1/4" HARDWARE CLOTH	282.000 LF	8.94000		2,521.08	
0059	6084000000-E SEEDING & MULCHING	6.530 ACR	1,700.00000		11,101.00	

State of NC
 Dept of Transportation

Date: 03-18-08
 Revised:

Contract ID: C202056 Project(s): STATE FUNDED
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 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	7324000000-N JUNCTION BOX (STANDARD SIZE)	1.000 EA	275.00000		275.00	
0061	7444000000-E INDUCTIVE LOOP SAWCUT	1,000.000 LF	4.25000		4,250.00	
0062	7456000000-E LEAD-IN CABLE (***** (18-4)	200.000 LF	2.75000		550.00	
Section 0001 Total						1,988,396.48
Bid Total						1,988,396.48

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
 MBE COMMITMENT ITEMS

DATE: 03-18-08
 PAGE: 10

PROPOSAL: C202056
 LETTING: L080415 CALL: 005
 VENDOR: 3760 S. T. Wooten Corporation

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

MBE SUBCONTRACTOR: 2676 PAUL D. WILLIAMS DBA PAUL D. WILLIAMS HAULING						
Will Use Quote: Yes						
0012	1489000000-E	ASP CONC BAS	TON	700.000	3.50000	2450.00
		Haul stockpile to plant.				
0013	1498000000-E	ASP CONC INT	TON	900.000	3.50000	3150.00
		Haul stockpile to plant.				
0014	1503000000-E	ASP CONC INT	TON	2400.000	3.50000	8400.00
		Haul stockpile to plant.				
0015	1519000000-E	ASP CONC SUR	TON	3400.000	3.50000	11900.00
		Haul stockpile to plant.				
0016	1539000000-E	ASP CONC SUR	TON	2000.000	3.50000	7000.00
		Haul stockpile to plant.				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						32,900.00
MBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						32,900.00 ✓

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 1.65% or 32900.00
 Required: 3.00% or 59651.89
 <GOAL NOT MET>

Contract Item Sheets For C202056

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	40,000.00	40,000.00
0002	0036000000-E	225	UNDERCUT EXCAVATION	100 CY	40.00	4,000.00
0003	0106000000-E	230	BORROW EXCAVATION	2,976 CY	25.00	74,400.00
0004	0264000000-E	SP	GENERIC GRADING ITEM GRADING PER SHOULDER MILE	0.45 SMI	50,000.00	22,500.00
0005	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	20 LF	35.00	700.00
0006	0995000000-E	340	PIPE REMOVAL	8 LF	60.00	480.00
0007	1220000000-E	545	INCIDENTAL STONE BASE	253 TON	50.00	12,650.00
0008	1245000000-E	SP	SHOULDER RECONSTRUCTION	4.56 SMI	3,900.00	17,784.00
0009	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (4-1/2")	904 SY	4.85	4,384.40
0010	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (6-1/2")	2,370 SY	5.85	13,864.50
0011	1330000000-E	607	INCIDENTAL MILLING	475 SY	9.00	4,275.00
0012	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	1,035 TON	70.00	72,450.00
0013	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	1,375 TON	58.00	79,750.00
0014	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	3,604 TON	52.00	187,408.00
0015	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	4,984 TON	52.00	259,168.00
0016	1539000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S12.5C	2,858 TON	52.00	148,616.00
0017	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	579 TON	400.00	231,600.00

Contract Item Sheets For C202056

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	156 TON	415.00	64,740.00
0019	1880000000-E	SP	GENERIC PAVING ITEM PATCHING EXISTING PAVEMENT (FULL DEPTH)	505 TON	140.00	70,700.00
0020	1880000000-E	SP	GENERIC PAVING ITEM PATCHING EXISTING PAVEMENT (MILL)	2,750 TON	150.00	412,500.00
0021	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	2 EA	1,500.00	3,000.00
0022	2364000000-N	840	FRAME WITH TWO GRATES, STD 840.16	1 EA	535.00	535.00
0023	2396000000-N	840	FRAME WITH COVER, STD 840.54	2 EA	400.00	800.00
0024	2591000000-E	848	4" CONCRETE SIDEWALK	45 SY	59.00	2,655.00
0025	2605000000-N	848	CONCRETE WHEELCHAIR RAMPS	1 EA	1,265.00	1,265.00
0026	2612000000-E	848	6" CONCRETE DRIVEWAY	1,125 SY	66.00	74,250.00
0027	2647000000-E	852	5" MONOLITHIC CONCRETE ISLANDS (SURFACE MOUNTED)	485 SY	74.00	35,890.00
0028	2752000000-E	SP	GENERIC PAVING ITEM CURB & GUTTER, REMOVE AND REPLACE	85 LF	53.00	4,505.00
0029	2800000000-N	858	ADJUSTMENT OF CATCH BASINS	1 EA	750.00	750.00
0030	2830000000-N	858	ADJUSTMENT OF MANHOLES	3 EA	500.00	1,500.00
0031	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	8 EA	500.00	4,000.00
0032	2905000000-N	859	CONVERT EXISTING DROP INLET TO JUNCTION BOX	1 EA	975.00	975.00
0033	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	16,968 LF	0.45	7,635.60
0034	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	2,910 LF	0.55	1,600.50

Contract Item Sheets For C202056

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0035	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	1,155 LF	1.50	1,732.50
0036	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	50 LF	5.00	250.00
0037	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	61 LF	10.00	610.00
0038	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	2 EA	125.00	250.00
0039	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	20 EA	100.00	2,000.00
0040	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	209,503 LF	0.24	50,280.72
0041	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	2,370 LF	0.50	1,185.00
0042	4830000000-E	1205	PAINT PAVEMENT MARKING LINES (16")	50 LF	2.00	100.00
0043	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	420 LF	2.50	1,050.00
0044	4840000000-N	1205	PAINT PAVEMENT MARKING CHARACTER	2 EA	80.00	160.00
0045	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	135 EA	60.00	8,100.00
0046	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	3,029 LF	0.75	2,271.75
0047	4870000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (24")	32 LF	5.00	160.00
0048	4875000000-N	1205	REMOVAL OF PAVEMENT MARKING SYMBOLS & CHARACTERS	6 EA	50.00	300.00
0049	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,180 EA	4.50	5,310.00
0050	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	185 EA	32.00	5,920.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0051	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	5,000.00	5,000.00
0052	6000000000-E	1605	TEMPORARY SILT FENCE	2,297 LF	2.19	5,030.43
0053	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	93 TON	70.00	6,510.00
0054	6012000000-E	1610	SEDIMENT CONTROL STONE	106 TON	70.00	7,420.00
0055	6015000000-E	1615	TEMPORARY MULCHING	3 ACR	1,200.00	3,600.00
0056	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	169 LB	6.00	1,014.00
0057	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.19 TON	600.00	114.00
0058	6042000000-E	1632	1/4" HARDWARE CLOTH	282 LF	8.94	2,521.08
0059	6084000000-E	1660	SEEDING & MULCHING	6.53 ACR	1,700.00	11,101.00
0060	7324000000-N	1716	JUNCTION BOX (STANDARD SIZE)	1 EA	275.00	275.00
0061	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	1,000 LF	4.25	4,250.00
0062	7456000000-E	1726	LEAD-IN CABLE (***** (18-4)	200 LF	2.75	550.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,988,396.48

Contract Number C202056
County Brunswick, New Hanover

Rev 02-17-04

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

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

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

SIGNATURE OF CONTRACTOR

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

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

Attest

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

By

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

W. Reade Dawson
Print or type signer's name

George H. Reeves
Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the
5th day of MAY 2008.

Carol J. Ogeary
Signature of Notary Public

of Pitt County

State of NORTH CAROLINA

My Commission Expires: 3/3/2010

EXECUTION OF CONTRACT

NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION

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.

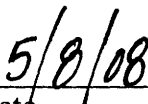
Contract No **C202056**

County (ies): **Brunswick, New Hanover**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202056
County Brunswick, New Hanover County

Rev 02-13-04

Bond No. 6547142

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: May 6, 2008

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

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

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

Amount of Bond: One Million Nine Hundred Eighty Eight Thousand Three Hundred Ninety Six Dollars and 48/100 (\$1,988,396.48)

Contract ID No.: C202056

County Name(s): Brunswick, New Hanover County

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

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

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Brian P. Clair
Signature of witness

Brian P. Clair
Print or type witness' name



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

Contract No.: C202056
County: BRUNSWICK, NEW HANOVER

REV 02-13-04

CONTRACT PAYMENT BOND

CORPORATION

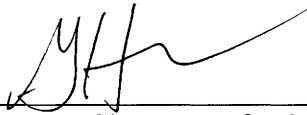
SIGNATURE OF CONTRACTOR (Principal)

S. T. WOOTEN CORPORATION

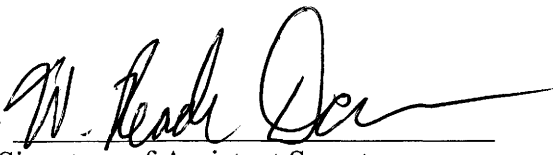
Print or type full name of Corporation

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

Address as prequalified

By:  _____
Signature of Vice President

George H. Reaves
Print or type signer's name

Attest:  _____
Signature of Assistant Secretary

W. Reade Dawson
Print or type signer's name

Affix Corporate Seal

Contract Number C202056
County Brunswick, New Hanover County

Rev 02-13-04

Bond No. 6547142

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution:

May 6, 2008

Name of Principal:

S. T. Wooten Corporation

Contractor

Post Office Box 2408 Wilson, NC 27894-2408

Name of Surety:

Safeco Insurance Company of America

2359 Perimeter Pte Parkway Suite 160 Charlotte, NC 28209

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

One Million Nine Hundred Eighty Eight Thousand Three Hundred Ninety Six Dollars and 48/100 (\$1,988,396.48)

Contract ID No.:

C202056

County Name(s):

Brunswick, New Hanover County

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

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

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Brian P. Clair
Signature of witness

Brian P. Clair
Print or type witness' name



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

Contract Number: C202056
County: BRUNSWICK, NEW HANOVER

REV 02-13-04

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

S. T. WOOTEN CORPORATION

Print full name of Corporation

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

Address as prequalified


By: 

Signature of Vice President

George H. Reaves

Print or type signer's name

Attest:


Signature of Assistant Secretary

W. Reade Dawson

Print or type signer's name

Affix Corporate Seal



POWER OF ATTORNEY

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

No. 6547142

KNOW ALL BY THESE PRESENTS:

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

Bobbi D. Pendleton

Cary NC

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

Surety Bond Number: 6547142

Principal: S. T. Wooten Corporation

Obligee: North Carolina Department of Transportation

Amount of Bond: See Bond Form

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

this 6th day of May, 2008

Handwritten signature of Stephanie Daley-Watson

Handwritten signature of Tim Mikolajewski

STEPHANIE DALEY-WATSON, SECRETARY

TIM MIKOLAJEWSKI, SENIOR VICE-PRESIDENT, SURETY

CERTIFICATE

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

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

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

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

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

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

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

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

this 6th day of May, 2008



Handwritten signature of Stephanie Daley-Watson

STEPHANIE DALEY-WATSON, SECRETARY

