

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

C201867

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C201867

WBS 33108.2.2 BRZ-1763(1)

T.I.P NO. B-3492

COUNTY OF MCDOWELL

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1763 LENGTH 0.170 MILES

LOCATION BRIDGE OVER NORTH MUDDY CREEK AND APPROACHES ON SR-1763.

CONTRACTOR DANE CONSTRUCTION, INC.

ADDRESS P.O. BOX 800
MOORESVILLE, NC 28115

BIDS OPENED JULY 15, 2008

CONTRACT EXECUTION AUG 22 2008

Dane Construction, Inc. (3377).

Vendor 2 of 5 Vendors for Call Order 028 (Proposal ID C201867).

County: MCDOWELL
Address: PO Box 800
Moore'sville, NC 28115

Phone Number: 704-664-5042

Signature Check: This bid has been properly signed by Michael_E._Dane_3377.

Time Bid Received: Tue Jul 15 11:42:15 2008

Bid Checksum: F0EF8FCD

Amendment Count: 0

Bidding Errors: No bidding errors

Bid Total: \$1,021,044.40 ✓

Bond ID: SNC08330778

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$51,052.22

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 7/10/2008 11:17:18 AM

Surety Name: Travelers Casualty and Surety Company of Ame

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET - 7.1%
DBE GOAL MET - 7.1%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	11,010.50
2976	WB CAROLINA ENVIRONMENTAL CONTRACT POST OFFICE BOX 1905 , MT. AIRY, NC 27030		Sub	8,760.00
2117	WB VALDESE CONCRETE WORKS, INC POST OFFICE BOX 698 , VALDESE, NC 286900698		Sub	11,841.00
4898	WB BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub	16,450.00
2432	WB ACE STEEL, INC. POST OFFICE BOX 296 , MT. AIRY, NC 27030		Sub	24,220.94
			TOTAL:	\$72,282.44 7.08%

Miscellaneous Data Info - Contractor Responses:
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

- Explanation:
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:
=====

BondID: SNC08330778
Surety Registry Agency: surety2000

NCDOT/berc

Vendor 3377's Load Output for Call 028, Letting L080715, 2008-07-15

Verified?: Yes

Surety Agency: Travelers Casualty and Surety Company of America

Bond Execution Date: 7/10/2008 11:17:18 AM

Bond Amount: \$51,052.22 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201867 Project(s): BRZ-1763(1)
Letting Date: 07-15-08 Call Order: 028
Bidder: 3377 - Dane Construction, 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			51,180.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (13+44)	LUMP	LUMP			19,075.00
0003	0043000000-N GRADING	LUMP	LUMP			69,500.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	100.00000		100.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	10.000	25.00000		250.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON	250.000	25.00000		6,250.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	30.000	15.00000		450.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	250.000	30.00000		7,500.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	3.00000		1,500.00
0010	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	40.000	35.00000		1,400.00
0011	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF	44.000	50.00000		2,200.00

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0582000000-E 15" CS PIPE CULVERTS, 0.064" THICK	20.000 LF	40.00000		800.00	
0013	0995000000-E PIPE REMOVAL	20.000 LF	15.00000		300.00	
0014	1220000000-E INCIDENTAL STONE BASE	25.000 TON	30.00000		750.00	
0015	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	360.000 TON	70.00000		25,200.00	
0016	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	220.000 TON	82.00000		18,040.00	
0017	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	240.000 TON	78.00000		18,720.00	
0018	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	42.000 TON	722.00000		30,324.00	
0019	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	20.000 TON	250.00000		5,000.00	
0020	2000000000-N RIGHT OF WAY MARKERS	30.000 EA	150.00000		4,500.00	
0021	2022000000-E SUBDRAIN EXCAVATION	25.000 CY	15.00000		375.00	
0022	2033000000-E SUBDRAIN FINE AGGREGATE	20.000 CY	40.00000		800.00	
0023	2044000000-E 6" PERFORATED SUBDRAIN PIPE	100.000 LF	15.00000		1,500.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 3.000	30.00000		90.00	
0025	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 1.000	250.00000		250.00	
0026	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 6.000	20.00000		120.00	
0027	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 5.000	1,750.00000		8,750.00	
0028	2367000000-N FRAME WITH TWO GRATES, STD 840.29	EA 5.000	525.00000		2,625.00	
0029	2556000000-E SHOULDER BERM GUTTER	LF 40.000	56.25000		2,250.00	
0030	2577000000-E CONCRETE EXPRESSWAY GUTTER	LF 230.000	41.70000		9,591.00	
0031	3030000000-E STEEL BM GUARDRAIL	LF 100.000	21.00000		2,100.00	
0032	3105000000-N STEEL BM GUARDRAIL TERMINAL SECTIONS	EA 2.000	100.00000		200.00	
0033	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	10.00000		50.00	
0034	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 4.000	2,000.00000		8,000.00	
0035	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	EA 4.000	1,525.00000		6,100.00	

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			Dollars	Cts	Dollars	Ct
0036	3635000000-E RIP RAP, CLASS II	55.000 TON	50.00000		2,750.00	
0037	3649000000-E RIP RAP, CLASS B	8.000 TON	45.00000		360.00	
0038	3656000000-E FILTER FABRIC FOR DRAINAGE	560.000 SY	3.00000		1,680.00	
0039	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	58.000 LF	4.95000		287.10	
0040	4078000000-E SUPPORTS, 2-LB STEEL U-CHANNEL	3.000 EA	17.80000		53.40	
0041	4102000000-N SIGN ERECTION, TYPE E	9.000 EA	65.00000		585.00	
0042	4155000000-N DISPOSAL OF SIGN SYSTEM, U-CHANNEL	8.000 EA	7.50000		60.00	
0043	4400000000-E WORK ZONE SIGNS (STATIONARY)	407.000 SF	4.20000		1,709.40	
0044	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	94.000 SF	5.30000		498.20	
0045	4445000000-E BARRICADES (TYPE III)	96.000 LF	26.80000		2,572.80	
0046	4810000000-E PAINT PAVEMENT MARKING LINES (4")	7,480.000 LF	0.44000		3,291.20	
0047	6000000000-E TEMPORARY SILT FENCE	1,170.000 LF	3.00000		3,510.00	

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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	135.000 TON	35.00000		4,725.00	
0049	6009000000-E STONE FOR EROSION CONTROL, CLASS B	165.000 TON	35.00000		5,775.00	
0050	6012000000-E SEDIMENT CONTROL STONE	290.000 TON	30.00000		8,700.00	
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	2,000.00000		500.00	
0054	6029000000-E SAFETY FENCE	250.000 LF	3.00000		750.00	
0055	6030000000-E SILT EXCAVATION	660.000 CY	10.00000		6,600.00	
0056	6036000000-E MATTING FOR EROSION CONTROL	720.000 SY	4.00000		2,880.00	
0057	6042000000-E 1/4" HARDWARE CLOTH	100.000 LF	7.00000		700.00	
0058	6070000000-N SPECIAL STILLING BASINS	8.000 EA	475.00000		3,800.00	
0059	6071030000-E COIR FIBER BAFFLES	260.000 LF	7.50000		1,950.00	

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			Dollars	Cts	Dollars	Ct
0060	6084000000-E SEEDING & MULCHING	1.500 ACR	5,000.00000		7,500.00	
0061	6087000000-E MOWING	1.000 ACR	50.00000		50.00	
0062	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	1.00000		50.00	
0063	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0064	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	1.00000		50.00	
0065	6108000000-E FERTILIZER TOPDRESSING	1.250 TON	500.00000		625.00	
0066	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	25.00000		50.00	
0067	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	1.00000		12.00	
0068 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	320.000 LF	45.00000		14,400.00	
0069 AA2	0366000000-E 15" RC PIPE CULVERTS, CLASS III	248.000 LF				
0070 AA2	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ***** THICK (15", 0.064")	72.000 LF				
0071 AA3	0366000000-E 15" RC PIPE CULVERTS, CLASS III	248.000 LF				

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			Dollars	Cts	Dollars	Ct
0072 AA3	0536000000-E ***" HDPE PIPE CULVERTS (15", 0.064")	72.000 LF				
Section 0001 Total						384,564.10
Section 0004 STRUCTURE ITEMS						
0073	8017000000-N CONSTRUCTIO N, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (13+44.00-L-)	LUMP	LUMP			46,975.00
0074	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (13+44.00-L-)	LUMP	LUMP			15,000.00
0075	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	75.000 LF	520.00000			39,000.00
0076	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	33.000 LF	2,125.00000			70,125.00
0077	8111400000-E PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	72.000 LF	275.00000			19,800.00
0078	8113000000-N SID INSPECTION	1.000 EA	800.00000			800.00
0079	8115000000-N CROSSHOLE SONIC LOGGING	2.000 EA	2,000.00000			4,000.00
0080	8121000000-N UNCLASSIFIE D STRUCTURE EXCAVA-TION AT STATION ***** (13+44.00-L-)	LUMP	LUMP			11,500.00
0081	8147000000-E REINFORCED CONCRETE DECK SLAB	4,296.000 SF	30.00000			128,880.00

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	8161000000-E GROOVING BRIDGE FLOORS	3,966.000 SF	0.51000		2,022.66	
0083	8182000000-E CLASS A CONCRETE (BRIDGE)	105.700 CY	900.00000		95,130.00	
0084	8210000000-N BRIDGE APPROACH SLABS, STATION***** (13+44.00-L-)	LUMP	LUMP		16,395.00	
0085	8217000000-E REINFORCING STEEL (BRIDGE)	21,465.000 LB	1.20000		25,758.00	
0086	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	3,077.000 LB	2.40000		7,384.80	
0087	8259000000-E 36" PRESTRESSED CONCRETE GIRDERS	569.330 LF	165.00000		93,939.45	
0088	8364000000-E HP12X53 STEEL PILES	400.000 LF	79.00000		31,600.00	
0089	8503000000-E CONCRETE BARRIER RAIL	293.770 LF	57.00000		16,744.89	
0090	8608000000-E RIP RAP CLASS II (2'-0" THICK)	509.000 TON	1.00000		509.00	
0091	8622000000-E FILTER FABRIC FOR DRAINAGE	570.000 SY	2.45000		1,396.50	
0092	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		3,500.00	
0093	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		6,020.00	

State of NC
 Dept of Transportation

Date: 06-17-08
 Revised:

Contract ID: C201867 Project(s): BRZ-1763(1)
 Letting Date: 07-15-08 Call Order: 028
 Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Section 0004 Total				636,480.30	
	Bid Total				1,021,044.40	

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: 06-17-08
PAGE: 13

PROPOSAL: C201867
LETTING: L080715 CALL: 028
VENDOR: 3377 Dane Construction, Inc.

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

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

0089 8503000000-E CONCRETE BAR LF 293.770 37.48000 11010.50
Slipform only.

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 11,010.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 11,010.50 ✓

DBE SUBCONTRACTOR: 2976 CAROLINA ENVIRONMENTAL CONTRACTING,
Will Use Quote: Yes

0020 2000000000-N RIGHT OF WAY EA 30.000 150.00000 4500.00
0047 6000000000-E TEMPORARY SI LF 1170.000 3.00000 3510.00
0054 6029000000-E SAFETY FENCE LF 250.000 3.00000 750.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 8,760.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 8,760.00 ✓

DBE SUBCONTRACTOR: 2117 VALDESE CONCRETE WORKS, INC
Will Use Quote: Yes

0029 2556000000-E SHOULDER BER LF 40.000 56.25000 2250.00
0030 2577000000-E CONC EXPRESS LF 230.000 41.70000 9591.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 11,841.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 11,841.00 ✓

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

0031 3030000000-E STL BM GUARD LF 100.000 21.00000 2100.00
0032 3105000000-N SBGR TERM SE EA 2.000 100.00000 200.00
0033 3150000000-N ADDIT GUARDR EA 5.000 10.00000 50.00
0034 3270000000-N GR ANCHOR TY EA 4.000 2000.00000 8000.00
0035 3317000000-N GR ANCHOR TY EA 4.000 1525.00000 6100.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 16,450.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 16,450.00 ✓

DBE SUBCONTRACTOR: 2432 ACE STEEL, INC.
Will Use Quote: Yes

0081 8147000000-E REINF CONCRE SF 4296.000 4.74000 20363.04
Furnish and Install SIP. Install Rebar.
0084 8210000000-N BRG APPR SLA LS 1.000 799.14000 799.14
0085 8217000000-E REINF STEEL LB 21465.000 0.14250 3058.76

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 06-17-08
PAGE: 14

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						24,220.94
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						24,220.94 ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 7.08% or 72282.44 ✓
 Required: 7.00% or 71473.11
 <GOAL MET>

Contract Item Sheets For C201867

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	51,180.00	51,180.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (13+44)	Lump Sum LS	19,075.00	19,075.00
0003	0043000000-N	226	GRADING	Lump Sum LS	69,500.00	69,500.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	100.00	100.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	10 CY	25.00	250.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	250 TON	25.00	6,250.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	30 CY	15.00	450.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	250 CY	30.00	7,500.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	3.00	1,500.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	40 TON	35.00	1,400.00
0011	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	44 LF	50.00	2,200.00
0012	0582000000-E	310	15" CS PIPE CULVERTS, 0.064" THICK	20 LF	40.00	800.00
0013	0995000000-E	340	PIPE REMOVAL	20 LF	15.00	300.00
0014	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	30.00	750.00
0015	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	360 TON	70.00	25,200.00
0016	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	220 TON	82.00	18,040.00
0017	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	240 TON	78.00	18,720.00
0018	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	42 TON	722.00	30,324.00

Contract Item Sheets For C201867

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	20 TON	250.00	5,000.00
0020	2000000000-N	806	RIGHT OF WAY MARKERS	30 EA	150.00	4,500.00
0021	2022000000-E	815	SUBDRAIN EXCAVATION	25 CY	15.00	375.00
0022	2033000000-E	815	SUBDRAIN FINE AGGREGATE	20 CY	40.00	800.00
0023	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	100 LF	15.00	1,500.00
0024	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	3 EA	30.00	90.00
0025	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	250.00	250.00
0026	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	20.00	120.00
0027	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	5 EA	1,750.00	8,750.00
0028	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	5 EA	525.00	2,625.00
0029	2556000000-E	846	SHOULDER BERM GUTTER	40 LF	56.25	2,250.00
0030	2577000000-E	846	CONCRETE EXPRESSWAY GUTTER	230 LF	41.70	9,591.00
0031	3030000000-E	862	STEEL BM GUARDRAIL	100 LF	21.00	2,100.00
0032	3105000000-N	862	STEEL BM GUARDRAIL TERMINAL SECTIONS	2 EA	100.00	200.00
0033	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0034	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	2,000.00	8,000.00
0035	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,525.00	6,100.00
0036	3635000000-E	876	RIP RAP, CLASS II	55 TON	50.00	2,750.00
0037	3649000000-E	876	RIP RAP, CLASS B	8 TON	45.00	360.00

Contract Item Sheets For C201867

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	560 SY	3.00	1,680.00
0039	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	58 LF	4.95	287.10
0040	4078000000-E	903	SUPPORTS, 2-LB STEEL U-CHANNEL	3 EA	17.80	53.40
0041	4102000000-N	904	SIGN ERECTION, TYPE E	9 EA	65.00	585.00
0042	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U-CHANNEL	8 EA	7.50	60.00
0043	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	407 SF	4.20	1,709.40
0044	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	94 SF	5.30	498.20
0045	4445000000-E	1145	BARRICADES (TYPE III)	96 LF	26.80	2,572.80
0046	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	7,480 LF	0.44	3,291.20
0047	6000000000-E	1605	TEMPORARY SILT FENCE	1,170 LF	3.00	3,510.00
0048	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	135 TON	35.00	4,725.00
0049	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	165 TON	35.00	5,775.00
0050	6012000000-E	1610	SEDIMENT CONTROL STONE	290 TON	30.00	8,700.00
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 SEEDING	0.25 TON	2,000.00	500.00
0054	6029000000-E	SP	SAFETY FENCE	250 LF	3.00	750.00
0055	6030000000-E	1630	SILT EXCAVATION	660 CY	10.00	6,600.00
0056	6036000000-E	1631	MATTING FOR EROSION CONTROL	720 SY	4.00	2,880.00

Contract Item Sheets For C201867

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6042000000-E	1632	1/4" HARDWARE CLOTH	100 LF	7.00	700.00
0058	6070000000-N	SP	SPECIAL STILLING BASINS	8 EA	475.00	3,800.00
0059	6071030000-E	SP	COIR FIBER BAFFLES	260 LF	7.50	1,950.00
0060	6084000000-E	1660	SEEDING & MULCHING	1.5 ACR	5,000.00	7,500.00
0061	6087000000-E	1660	MOWING	1 ACR	50.00	50.00
0062	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	1.00	50.00
0063	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0064	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	1.00	50.00
0065	6108000000-E	1665	FERTILIZER TOPDRESSING	1.25 TON	500.00	625.00
0066	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	25.00	50.00
0067	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	1.00	12.00

***** BEGIN SCHEDULE AA *****
 ***** (3 ALTERNATES) *****

0068 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	320 LF	45.00	14,400.00
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*** OR ***

0069 AA2	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	248 LF		
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0070 AA2	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	72 LF		
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*** OR ***

0071 AA3	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	248 LF		
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0072 AA3	0536000000-E	SP	**** HDPE PIPE CULVERTS (15", 0.064")	72 LF		
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***** END SCHEDULE AA *****

Contract Item Sheets For C201867

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0073	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (13+44.00-L-)	Lump Sum LS	46,975.00	46,975.00
0074	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (13+44.00-L-)	Lump Sum LS	15,000.00	15,000.00
0075	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	75 LF	520.00	39,000.00
0076	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	33 LF	2,125.00	70,125.00
0077	8111400000-E	SP	PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	72 LF	275.00	19,800.00
0078	8113000000-N	SP	SID INSPECTION	1 EA	800.00	800.00
0079	8115000000-N	SP	CROSSHOLE SONIC LOGGING	2 EA	2,000.00	4,000.00
0080	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (13+44.00-L-)	Lump Sum LS	11,500.00	11,500.00
0081	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	4,296 SF	30.00	128,880.00
0082	8161000000-E	420	GROOVING BRIDGE FLOORS	3,966 SF	0.51	2,022.66
0083	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	105.7 CY	900.00	95,130.00
0084	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (13+44.00-L-)	Lump Sum LS	16,395.00	16,395.00
0085	8217000000-E	425	REINFORCING STEEL (BRIDGE)	21,465 LB	1.20	25,758.00
0086	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	3,077 LB	2.40	7,384.80
0087	8259000000-E	430	36" PRESTRESSED CONCRETE GIR- DERS	569.33 LF	165.00	93,939.45
0088	8364000000-E	450	HP12X53 STEEL PILES	400 LF	79.00	31,600.00
0089	8503000000-E	460	CONCRETE BARRIER RAIL	293.77 LF	57.00	16,744.89

Contract Item Sheets For C201867

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0090	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	509 TON	1.00	509.00
0091	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	570 SY	2.45	1,396.50
0092	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	3,500.00	3,500.00
0093	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	6,020.00	6,020.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,021,044.40 ✓

0745/Aug08/Q51761.55/D400294710000/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

Dane Construction, Inc.

Print or type full name of Corporation

PO Box 800, Mooresville, NC 28115

Address as Prequalified

Attest

P. B. Weber

Assistant Secretary

By

Michael E. Dane

President

Peter B. Weber

Print or type signer's name

Michael E. Dane

Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

14th Day of August 2008

Signature of Notary Public

Amber M. Cunningham

of Iredell County

State of North Carolina

My Commission Expires: Nov. 26, 2011

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

Contract Number C201867
County McDowell County

Rev 02-17-04

DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

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

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.

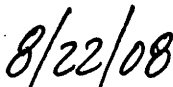
Contract No C201867

County (ies): McDowell

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

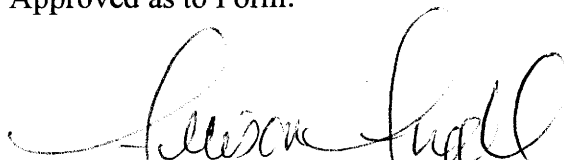


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C201867
County McDowell

Rev 02-13-04

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: August 11, 2008

Name of Principal:
Contractor Dane Construction, Inc.
P.O. Box 800, Mooresville, NC 28115

Name of Surety: Travelers Casualty and Surety Company of America
Construction Services, Travelers Bond & Financial Products
One Tower Square, Hartford, CT 06183

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

Amount of Bond: One Million Twenty-One Thousand Forty-Four Dollars &
40/100 (\$1,021,044.40)-----

Contract ID No.: C201867

County Name(s): McDowell

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. C201867
County McDowell

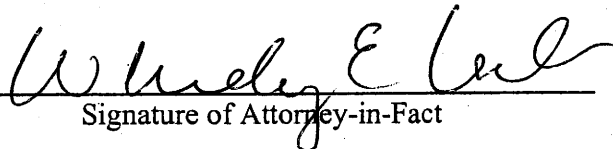
Rev 02-13-04

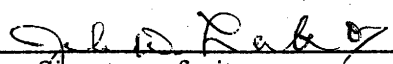
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By Wendy E. Lahm, Attorney-in-Fact
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of witness

John D. Leak, III
Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222
Address of Attorney-in-Fact

Contract No. C201867
County McDowell

Rev 02-13-04

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

Print or type full name of Corporation

P.O. Box 800, Mooresville, NC 28115

Address as prequalified

By 

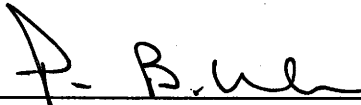
Signature of ~~President, Vice President, Assistant Vice President~~

Delete inappropriate title

MICHAEL E. DANE

Print or type signer's name

Attest



Signature of ~~Secretary, Assistant Secretary~~

Delete inappropriate title

Peter B. Weber

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. 220010

Certificate No. 002407087

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

Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, 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 19th day of May, 2008.

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 19th day of May, 2008, 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, 2011.



[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 11th day of August, 20 08.

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.travelersbond.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 Number C201867
County McDowell

Rev 02-13-04

Bond No. 105150764

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution:

August 11, 2008

Name of Principal:

Dane Construction, Inc.

Contractor

P.O. Box 800, Mooresville, NC 28115

Name of Surety:

Travelers Casualty and Surety Company of America

Construction Services, Travelers Bond & Financial Products
One Tower Square, Hartford, CT 06183

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

One Million Twenty-One Thousand Forty-Four Dollars & 40/100
(\$1,021,044.40)-----

Contract ID No.:

C201867

County Name(s):

McDowell

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 C201867
County McDowell

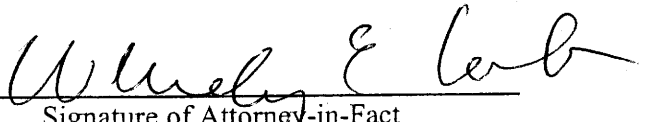
Rev 02-13-04

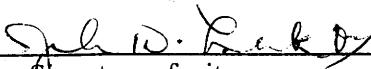
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By Wendy E. Lahm, Attorney-in-Fact
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact


Signature of Attorney-in-Fact


Signature of witness

John D. Leak, III

Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222

Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

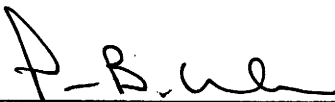
Print full name of Corporation

P.O. Box 800, Mooresville, NC 28115

Address as prequalified

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

MICHAEL E. DANE
Print or type signer's name

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

Peter B. Weber
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. 220010

Certificate No. 002407088

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

Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, 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 19th day of May 2008.

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 19th day of May, 2008, 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, 2011.



[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 11th day of August, 20 08.

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

Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.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.

