

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

C202168

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202168

WBS 33409.3.1 BRZ-1424(4)

T.I.P NO. B-4043

COUNTY OF BURKE
THIS IS THE ROADWAY & STRUCTURE CONTRACT
ROUTE NUMBER SR 1424 LENGTH 0.097 MILES
LOCATION BRIDGE OVER PARKS CREEK ON SR-1424.

CONTRACTOR R.E. BURNS & SONS CO., INC.
ADDRESS P.O. BOX 7168
STATESVILLE, NC 28687

BIDS OPENED DECEMBER 15, 2009
CONTRACT EXECUTION JAN 11 2010

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

Vendor 3 of 9 Vendors for Call Order 027 (Proposal ID C202168).

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

Phone Number: 704-924-8646

Signature Check: This bid has been properly signed by Kevin_C._Bums_3481.

Time Bid Received: Tue Dec 15 10:39:032009

Bid Checksum: ID917328

Amendment Count: 0

Bidding Errors: No bidding errors.

DBE GOAL SET 8.0

Bid Total: \$412,067.40 ✓

Bond ID: SNC09178810

DBE GOAL MET 8.2

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$20,603.37

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 12/15/2009 8:57:15 AM

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
3376	WB REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub	11,600.00	✓ am
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	8,443.53	✓ am
4761	WB TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub	3,112.90	✓ am
2976	WB CAROLINA ENVIRONMENTAL CONTRACT POST OFFICE BOX 1905 , MT. AIRY, NC 27030		Sub	10,430.00	✓ am
TOTAL:				\$33,586.43	✓ am
				8.15%	

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:

BondID: SNC09178810
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Liberty Mutual Insurance Company

NCDOT/berc

Vendor 3481's Load Output for Call 027, Letting L091215, 2009-12-15

Bond Execution Date: 12/15/2009 8:57:15 AM

Bond Amount: \$20,603.37 (Five Percent of Bid)

State of NC
 Dept of Transportation
 Project(s): BRZ-1424(4)

Date: 11-17-09
 Revised:

Contract ID: C202168
 Letting Date: 12-15-09 Call Order: 027
 Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			20,000.00
0002	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (15+98)	LUMP	LUMP			8,000.00
0003	0043000000-N GRADING	LUMP	LUMP			25,000.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	1.00000		1.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	100.000	5.00000		500.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON	500.000	5.00000		2,500.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	140.000	10.00000		1,400.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	7.00000		3,500.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	1.50000		750.00
0010	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	15.000	25.00000		375.00

State of NC
Dept of Transportation

Date: 11-17-09
Revised:

Contract ID: C202168 Project(s): BRZ-1424(4)
Letting Date: 12-15-09 Call Order: 027
Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0320000000-E FOUNDATION CONDITIONING FABRIC	47.000 SY	2.00000		94.00	
0012	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	140.000 LF	50.00000		7,000.00	
0013	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	4.000 EA	125.00000		500.00	
0014	0995000000-E PIPE REMOVAL	108.000 LF	9.00000		972.00	
0015	1121000000-E AGGREGATE BASE COURSE	130.000 TON	30.00000		3,900.00	
0016	1220000000-E INCIDENTAL STONE BASE	25.000 TON	30.00000		750.00	
0017	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	310.000 TON	85.00000		26,350.00	
0018	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	170.000 TON	83.00000		14,110.00	
0019	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	25.000 TON	500.00000		12,500.00	
0020	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	25.000 TON	105.00000		2,625.00	
0021	2000000000-N RIGHT OF WAY MARKERS	16.000 EA	200.00000		3,200.00	
0022	2022000000-E SUBDRAIN EXCAVATION	224.000 CY	4.00000		896.00	

Check: 1D917328 Page 2

State of NC
 Dept of Transportation

Date: 11-17-09
 Revised:

Contract ID: C202168 Project(s): BRZ-1424(4)
 Letting Date: 12-15-09 Call Order: 027
 Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2033000000-E SUBDRAIN FINE AGGREGATE	168.000 CY	7.00000		1,176.00	
0024	2044000000-E 6" PERFORATED SUBDRAIN PIPE	1,000.000 LF	1.00000		1,000.00	
0025	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30.000 EA	5.00000		150.00	
0026	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2.000 EA	50.00000		100.00	
0027	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	12.000 LF	5.00000		60.00	
0028	2286000000-N MASONRY DRAINAGE STRUCTURES	2.000 EA	2,000.00000		4,000.00	
0029	2363000000-N FRAME WITH TWO GRATES, STD 840.***** (840.33)	1.000 EA	575.00000		575.00	
0030	2366000000-N FRAME WITH TWO GRATES, STD 840.24	1.000 EA	575.00000		575.00	
0031	2556000000-E SHOULDER BERM GUTTER	15.000 LF	44.00000		660.00	
0032	3030000000-E STEEL BM GUARDRAIL	37.500 LF	18.00000		675.00	
0033	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	35.00000		175.00	
0034	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (350, TL-2)	3.000 EA	1,650.00000		4,950.00	

State of NC
 Dept of Transportation

Date: 11-17-09
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 Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	3180000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (III -SHOP CURVED)	1.000 EA	1,400.00000		1,400.00	
0036	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	1.000 EA	500.00000		500.00	
0037	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	3.000 EA	1,300.00000		3,900.00	
0038	3635000000-E RIP RAP, CLASS II	146.000 TON	37.00000		5,402.00	
0039	3649000000-E RIP RAP, CLASS B	2.000 TON	60.00000		120.00	
0040	3656000000-E FILTER FABRIC FOR DRAINAGE	766.000 SY	1.75000		1,340.50	
0041	4400000000-E WORK ZONE SIGNS (STATIONARY)	232.000 SF	4.70000		1,090.40	
0042	4405000000-E WORK ZONE SIGNS (PORTABLE)	170.000 SF	0.01000		1.70	
0043	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	94.000 SF	5.75000		540.50	
0044	4435000000-N CONES	20.000 EA	0.01000		0.20	
0045	4445000000-E BARRICADES (TYPE III)	96.000 LF	17.25000		1,656.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0046	4450000000-N FLAGGER	80.000 HR	0.01000		0.80	
0047	4810000000-E PAINT PAVEMENT MARKING LINES (4")	4,112.000 LF	0.50000		2,056.00	
0048	6000000000-E TEMPORARY SILT FENCE	650.000 LF	3.00000		1,950.00	
0049	6006000000-E STONE FOR EROSION CONTROL, CLASS A	330.000 TON	20.00000		6,600.00	
0050	6009000000-E STONE FOR EROSION CONTROL, CLASS B	60.000 TON	20.00000		1,200.00	
0051	6012000000-E SEDIMENT CONTROL STONE	150.000 TON	17.00000		2,550.00	
0052	6015000000-E TEMPORARY MULCHING	1.000 ACR	785.00000		785.00	
0053	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	6.48000		324.00	
0054	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.250 TON	1,087.00000		1,358.75	
0055	6024000000-E TEMPORARY SLOPE DRAINS	200.000 LF	4.00000		800.00	
0056	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	4.000 EA	75.00000		300.00	
0057	6029000000-E SAFETY FENCE	1,200.000 LF	1.80000		2,160.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	6030000000-E SILT EXCAVATION	CY 200.000	3.00000		600.00	
0059	6036000000-E MATTING FOR EROSION CONTROL	SY 8,000.000	1.00000		8,000.00	
0060	6037000000-E COIR FIBER MAT	SY 30.000	6.00000		180.00	
0061	6042000000-E 1/4" HARDWARE CLOTH	LF 650.000	4.80000		3,120.00	
0062	6071010000-E WATTLE	LF 50.000	10.00000		500.00	
0063	6071020000-E POLYACRYLAMIDE (PAM)	LB 10.000	10.00000		100.00	
0064	6071030000-E COIR FIBER BAFFLES	LF 200.000	6.00000		1,200.00	
0065	6071050000-E *** SKIMMER (1-1/2")	EA 3.000	700.00000		2,100.00	
0066	6084000000-E SEEDING & MULCHING	ACR 5.000	1,000.00000		5,000.00	
0067	6087000000-E MOWING	ACR 0.500	50.00000		25.00	
0068	6090000000-E SEED FOR REPAIR SEEDING	LB 50.000	7.00000		350.00	
0069	6093000000-E FERTILIZER FOR REPAIR SEEDING	TON 0.250	850.00000		212.50	

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0070	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	4.00000		200.00	
0071	6108000000-E FERTILIZER TOPDRESSING	0.500 TON	791.00000		395.50	
0072	6114500000-N SPECIALIZED HAND MOWING	10.000 MHR	42.00000		420.00	
0073	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	1.00000		12.00	
0074	6123000000-E REFORESTATION	0.250 ACR	2,780.00000		695.00	
Section 0001 Total						208,164.85

Section 0004 STRUCTURE ITEMS

Alt Group

0075	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+98.00-L-)	LUMP	LUMP		5,000.00	
0076	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (15+98.00-L-)	LUMP	LUMP		2,000.00	
0077	8182000000-E CLASS A CONCRETE (BRIDGE)	46.000 CY	900.00000		41,400.00	
0078	8210000000-N BRIDGE APPROACH SLABS, STATION***** (15+98.00-L-)	LUMP	LUMP		15,000.00	

State of NC
 Dept of Transportation

Date: 11-17-09
 Revised:

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 Letting Date: 12-15-09 Call Order: 027
 Bidder: 3481 - R. E. Burns & Sons Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0079	8217000000-E REINFORCING STEEL (BRIDGE)	6,335.000 LB	1.25000		7,918.75	
0080	8364000000-E HP12X53 STEEL PILES	300.000 LF	20.00000		6,000.00	
0081	8505000000-E VERTICAL CONCRETE BARRIER RAIL	134.730 LF	80.00000		10,778.40	
0082	8608000000-E RIP RAP CLASS II (2'-0" THICK)	102.000 TON	37.00000		3,774.00	
0083	8622000000-E FILTER FABRIC FOR DRAINAGE	113.000 SY	2.00000		226.00	
0084	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		2,675.00	
0085	8753000000-E 3'-0" X 2'-3" PRESTRESSED CONCBOX BEAMS	606.280 LF	180.00000		109,130.40	
Section 0004 Total						203,902.55
Bid Total						412,067.40

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	

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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:11-17-09
PAGE: 11

PROPOSAL: C202168
LETTING: L091215 CALL: 027
VENDOR: 3481 R. E. Burns & Sons Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC						
Will Use Quote: Yes						
0032	3030000000-E	STL BM GUARD LF		37.500	18.00000	675.00
0033	3150000000-N	ADDIT GUARDR EA		5.000	35.00000	175.00
0034	3165000000-N	GR ANCHOR TY EA		3.000	1650.00000	4950.00
0036	3195000000-N	GR ANCHOR TY EA		1.000	500.00000	500.00
0037	3215000000-N	GR ANCHOR TY EA		3.000	1300.00000	3900.00
0035	3180000000-N	GR ANCHOR TY EA		1.000	1400.00000	1400.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 11,600.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 11,600.00 ✓ arm

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

0081	8505000000-E	VERT CONC BA LF SLIPFORM		134.730	62.67000	8443.53
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 8,443.53
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 8,443.53 ✓ arm

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.
Will Use Quote: Yes

0041	4400000000-E	WORK ZONE SI SF		232.000	3.95000	916.40
0043	4410000000-E	WORK ZONE SI SF		94.000	5.75000	540.50
0045	4445000000-E	BARRICADES (LF		96.000	17.25000	1656.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,112.90
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 3,112.90 ✓ arm

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

0021	2000000000-N	RIGHT OF WAY EA		16.000	200.00000	3200.00
0048	6000000000-E	TEMPORARY SI LF		650.000	3.00000	1950.00
0057	6029000000-E	SAFETY FENCE LF		1200.000	1.80000	2160.00
0061	6042000000-E	1/4" HARDWAR LF		650.000	4.80000	3120.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 10,430.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 10,430.00 ✓ arm

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 8.15% or 33586.43 ✓ arm
Required: 8.00% or 32965.39
<GOAL MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	20,000.00	20,000.00
0002	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (15+98)	Lump Sum LS	8,000.00	8,000.00
0003	0043000000-N	226	GRADING	Lump Sum LS	25,000.00	25,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	100 CY	5.00	500.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	500 TON	5.00	2,500.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	140 CY	10.00	1,400.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	7.00	3,500.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	1.50	750.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	15 TON	25.00	375.00
0011	0320000000-E	SP	FOUNDATION CONDITIONING FABRIC	47 SY	2.00	94.00
0012	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	140 LF	50.00	7,000.00
0013	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	4 EA	125.00	500.00
0014	0995000000-E	340	PIPE REMOVAL	108 LF	9.00	972.00
0015	1121000000-E	520	AGGREGATE BASE COURSE	130 TON	30.00	3,900.00
0016	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	30.00	750.00
0017	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	310 TON	85.00	26,350.00
0018	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	170 TON	83.00	14,110.00

Contract Item Sheets For C202168

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	25 TON	500.00	12,500.00
0020	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	25 TON	105.00	2,625.00
0021	2000000000-N	806	RIGHT OF WAY MARKERS	16 EA	200.00	3,200.00
0022	2022000000-E	815	SUBDRAIN EXCAVATION	224 CY	4.00	896.00
0023	2033000000-E	815	SUBDRAIN FINE AGGREGATE	168 CY	7.00	1,176.00
0024	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	1,000 LF	1.00	1,000.00
0025	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30 EA	5.00	150.00
0026	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	50.00	100.00
0027	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	5.00	60.00
0028	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	2 EA	2,000.00	4,000.00
0029	2363000000-N	840	FRAME WITH TWO GRATES, STD 840.***** (840.33)	1 EA	575.00	575.00
0030	2366000000-N	840	FRAME WITH TWO GRATES, STD 840.24	1 EA	575.00	575.00
0031	2556000000-E	846	SHOULDER BERM GUTTER	15 LF	44.00	660.00
0032	3030000000-E	862	STEEL BM GUARDRAIL	37.5 LF	18.00	675.00
0033	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	35.00	175.00
0034	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (350, TL-2)	3 EA	1,650.00	4,950.00
0035	3180000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** (III -SHOP CURVED)	1 EA	1,400.00	1,400.00

Contract Item Sheets For C202168

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0036	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	500.00	500.00
0037	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	3 EA	1,300.00	3,900.00
0038	3635000000-E	876	RIP RAP, CLASS II	146 TON	37.00	5,402.00
0039	3649000000-E	876	RIP RAP, CLASS B	2 TON	60.00	120.00
0040	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	766 SY	1.75	1,340.50
0041	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	232 SF	4.70	1,090.40
0042	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	170 SF	0.01	1.70
0043	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	94 SF	5.75	540.50
0044	4435000000-N	1135	CONES	20 EA	0.01	0.20
0045	4445000000-E	1145	BARRICADES (TYPE III)	96 LF	17.25	1,656.00
0046	4450000000-N	1150	FLAGGER	80 HR	0.01	0.80
0047	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	4,112 LF	0.50	2,056.00
0048	6000000000-E	1605	TEMPORARY SILT FENCE	650 LF	3.00	1,950.00
0049	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	330 TON	20.00	6,600.00
0050	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	60 TON	20.00	1,200.00
0051	6012000000-E	1610	SEDIMENT CONTROL STONE	150 TON	17.00	2,550.00
0052	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	785.00	785.00
0053	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	6.48	324.00
0054	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.25 TON	1,087.00	1,358.75

Contract Item Sheets For C202168

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0055	6024000000-E	1622	TEMPORARY SLOPE DRAINS	200 LF	4.00	800.00
0056	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	4 EA	75.00	300.00
0057	6029000000-E	SP	SAFETY FENCE	1,200 LF	1.80	2,160.00
0058	6030000000-E	1630	SILT EXCAVATION	200 CY	3.00	600.00
0059	6036000000-E	1631	MATTING FOR EROSION CONTROL	8,000 SY	1.00	8,000.00
0060	6037000000-E	SP	COIR FIBER MAT	30 SY	6.00	180.00
0061	6042000000-E	1632	1/4" HARDWARE CLOTH	650 LF	4.80	3,120.00
0062	6071010000-E	SP	WATTLE	50 LF	10.00	500.00
0063	6071020000-E	SP	POLYACRYLAMIDE (PAM)	10 LB	10.00	100.00
0064	6071030000-E	SP	COIR FIBER BAFFLES	200 LF	6.00	1,200.00
0065	6071050000-E	SP	*** SKIMMER (1-1/2")	3 EA	700.00	2,100.00
0066	6084000000-E	1660	SEEDING & MULCHING	5 ACR	1,000.00	5,000.00
0067	6087000000-E	1660	MOWING	0.5 ACR	50.00	25.00
0068	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	7.00	350.00
0069	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	850.00	212.50
0070	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	4.00	200.00
0071	6108000000-E	1665	FERTILIZER TOPDRESSING	0.5 TON	791.00	395.50
0072	6114500000-N	SP	SPECIALIZED HAND MOWING	10 MHR	42.00	420.00
0073	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	1.00	12.00

Contract Item Sheets For C202168

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0074	6123000000-E	1670	REFORESTATION	0.25 ACR	2,780.00	695.00

Contract Item Sheets For C202168

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+98.00-L-)	Lump Sum LS	5,000.00	5,000.00
0076	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (15+98.00-L-)	Lump Sum LS	2,000.00	2,000.00
0077	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	46 CY	900.00	41,400.00
0078	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (15+98.00-L-)	Lump Sum LS	15,000.00	15,000.00
0079	8217000000-E	425	REINFORCING STEEL (BRIDGE)	6,335 LB	1.25	7,918.75
0080	8364000000-E	SP	HP12X53 STEEL PILES	300 LF	20.00	6,000.00
0081	8505000000-E	SP	VERTICAL CONCRETE BARRIER RAIL	134.73 LF	80.00	10,778.40
0082	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	102 TON	37.00	3,774.00
0083	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	113 SY	2.00	226.00
0084	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	2,675.00	2,675.00
0085	8753000000-E	430	3'-0" X 2'-3" PRESTRESSED CONC BOX BEAMS	606.28 LF	180.00	109,130.40

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$412,067.40

Contract Number C202168
County Burke

Rev 7-20-08

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

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

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

SIGNATURE OF CONTRACTOR

R. E. Burns & Sons Co., Inc.
Full name of Corporation

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

Attest Nancy L. Burns By Kevin C. Burns
Secretary/Assistant Secretary President/Vice President/Assistant Vice President
Select appropriate title Select appropriate title

Nancy L. Burns
Print or type Signer's name

Kevin C. Burns
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

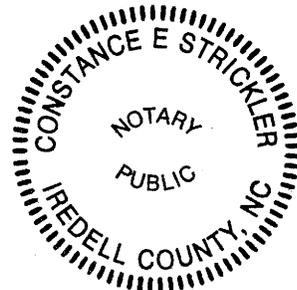
5 day of JANUARY 2010.

Constance E Strickler
Signature of Notary Public

of Iredell County

State of North Carolina

My Commission Expires: June 28, 2014



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 C202168

County (ies): Burke

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202168
County Burke County

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Bond No. 837045458

Date of Payment Bond Execution December 31, 2009

Name of Principal Contractor R.E. Burns & Sons Co., Inc.

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: Four Hundred Twelve Thousand Sixty Seven Dollars and 40/100ths (\$412,067.40)

Contract ID No.: C202168

County Name: Burke County

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, 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-bound 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. C202168
County Burke County

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company

Print or type Surety Company Name

By Katherine D. Jennison

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



Signature of Attorney-in-Fact



Signature of Witness

Debra Hulchanski

Print or type Witness's name

6315 Fly Road, East Syracuse NY 13057

Address of Attorney-in-Fact

Contract No. C202168
County Burke

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

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

Full name of Corporation

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

Address as prequalified

By

K.C. Burns

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

Select appropriate title

Kevin C. Burns

Print or type Signer's name

Affix Corporate Seal

Attest

Nancy L. Burns

Signature of ~~Secretary, Assistant Secretary~~

Select appropriate title

Nancy L. Burns

Print or type Signer's name

Contract No. C202168
County Burke County

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Bond No. 837045458

Date of Performance Bond Execution: December 31, 2009

Name of Principal Contractor: R.E. Burns & Sons Co., Inc.

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: Four Hundred Twelve Thousand Sixty Seven Dollars and 40/100ths (\$412,067.40)

Contract ID No.: C202168

County Name: Burke County

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, 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-bound 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. C202168
County Burke County

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company

Print or type Surety Company Name

By Katherine D. Jennison

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



Signature of Attorney-in-Fact



Signature of Witness

Debra Hulchanski

Print or type Witness's name

6315 Fly Road, East Syracuse NY 13057

Address of Attorney-in-Fact

Contract No. C202168
County Burke

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

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

Full name of Corporation

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

Address as prequalified

By 

Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

Kevin C. Burns

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Nancy L. Burns

Print or type Signer's name

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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

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

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

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 17th day of September, 2009.

LIBERTY MUTUAL INSURANCE COMPANY

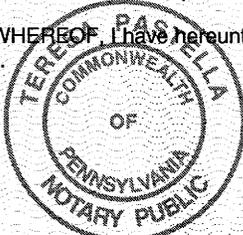
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 17th day of September, 2009, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 31st day of December, 2009.



By David M. Carey, Assistant Secretary

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

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