

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

C202447

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202447

WBS 45274.3.ST1 STM-0024(42)

T.I.P NO. R-5194

COUNTY OF STANLY  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER US 52 LENGTH 6.980 MILES  
LOCATION 2 SECTIONS OF US-52, 1 SECTION OF NC-24/27, 1 SECTION OF NC-200, 1 SECTION OF NC-205 & 1 SECTION OF NC-740.

CONTRACTOR BOGGS PAVING, INC.  
ADDRESS P.O. BOX 1609  
MONROE, NC 28111

BIDS OPENED DECEMBER 15, 2009  
CONTRACT EXECUTION JAN 0 8 2010

NCDOT/berc

Vendor 3186'8 Bid Information for Call 022, Letting L091215, 2009-12-15

**Boggs Paving, Inc. (3186).**

**Vendor 2 of 3 Vendors for Call Order 022 (Proposal ID C202447).**

County: STANLY  
Address: P. O. Box 1609  
1613 W. Roosevelt Blvd.  
Monroe, NC 28111

Phone Number: 704-289-8482

Signature Check: This bid has been properly signed by Greg\_D.\_Miller\_3186.

Time Bid Received: Tue Dec 15 12:16:282009

Bid Checksum: D77F74BA

Amendment Count: 0

Bidding Errors: No bidding errors.

DBE GOAL SET 7.0

Bid Total: \$1,794,514.07 ✓

DBE GOAL MET 7.0

Bond ID: SNC09925839

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$89,725.70

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 12/10/2009 3:31:19 PM

Surety Name: Safeco Insurance Company America

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 |                             |
|---------------|---|------------------------|------------------|-----------------------------|
| 10129         | <b>WB</b> CONCRETE SPECIALTY CONTRACTORS<br>POST OFFICE BOX 2303 ,SHELBY, NC 28151      |                        | Sub 24,800.00    | ✓ arm                       |
| 3269          | <b>WB</b> GML CONTRACTORS, INC.<br>POBOX 702 ,MONROE, NC 28111                          |                        | Sub 12,656.00    | ✓ arm                       |
| 1968          | <b>WB</b> MURRAY ENTERPRISES, INC.<br>1231 SHAMROCK DRIVE ,BURLINGTON, NC 27215         |                        | Sub 8,922.50     | ✓ arm                       |
| 3765          | <b>WB</b> STAY ALERT SAFETY SERVICES INC<br>POST OFFICE BOX 467 ,KERNERSVILLE, NC 27285 |                        | Sub 4,935.00     | ✓ arm                       |
| 2840          | <b>MB</b> STYX CUTHBERTSON TRUCKING<br>POST OFFICE BOX 53 ,MONROE, NC 28111             |                        | Sub 45,297.00    | ✓ arm                       |
| 5634          | <b>WB</b> H L HENRY TRUCKING LLC<br>2034 HIGH ROCK CRUSHER RD , POLKTON, NC 28135       |                        | Sub 29,289.75    | ✓ arm                       |
|               |   |                        | TOTAL:           | \$125,900.25 ✓ arm<br>7.02% |

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:

NCDOT/berc

Vendor 3186's Load Output for Call 022, Letting L091215, 2009-12-15

BondID: SNC09925839  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Safeco Insurance Company America  
Bond Execution Date: 12/10/2009 3:31:19 PM  
Bond Amount: \$89,725.70 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 11-17-09  
Revised:

Contract ID: C202447 Project(s): STM-0024(42)  
Letting Date: 12-15-09 Call Order: 022  
Bidder: 3186 - Boggs Paving, 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<br>N   | LUMP                       |            | LUMP        |            | 89,700.00  |
| 0002                       | 1220000000-E INCIDENTAL<br>STONE BASE   | TON                        | 148.000    | 42.50000    |            | 6,290.00   |
| 0003                       | 1245000000-E SHOULDER<br>RECONSTRUCTION   | SMI                        | 10.370     | 4,000.00000 |            | 41,480.00  |
| 0004                       | 1297000000-E MILLING<br>ASPHALT PAVEMENT,<br>***"DEPTH (1-1/2")                 | SY                         | 87,941.000 | 0.90000     |            | 79,146.90  |
| 0005                       | 1330000000-E INCIDENTAL<br>MILLING  | SY                         | 1,640.000  | 3.00000     |            | 4,920.00   |
| 0006                       | 1503000000-E ASPHALT<br>CONC INTERMEDIATE<br>COURSE, TYPE I19.0C                | TON                        | 8,137.000  | 34.50000    |            | 280,726.50 |
| 0007                       | 1523000000-E ASPHALT<br>CONC SURFACE COURSE,<br>TYPE S9.5C                      | TON                        | 13,712.000 | 31.50000    |            | 431,928.00 |
| 0008                       | 1524000000-E ASPHALT<br>CONC SURFACE COURSE,<br>TYPE S9.5C (LEVELING<br>COURSE) | TON                        | 464.000    | 40.00000    |            | 18,560.00  |
| 0009                       | 1560000000-E ASPHALT<br>BINDER FOR PLANT MIX,<br>GRADE PG 64-22                 | TON                        | 382.000    | 410.00000   |            | 156,620.00 |
| 0010                       | 1565000000-E ASPHALT<br>BINDER FOR PLANT MIX,<br>GRADE PG 70-22                 | TON                        | 853.000    | 410.00000   |            | 349,730.00 |

State of NC  
 Dept of Transportation

Date: 11-17-09  
 Revised:

Contract ID: C202447 Project(s): STM-0024(42)  
 Letting Date: 12-15-09 Call Order: 022  
 Bidder: 3186 - Boggs Paving, Inc.

| Line No. | Item Description   | Approx. Quantity and Units | Unit Price |     | Bid Amount |    |
|----------|--|----------------------------|------------|-----|------------|----|
|          |  |                            | Dollars    | Cts | Dollars    | Ct |
| 0011     | 1704000000-E PATCHING EXISTING PAVEMENT                            | 2,391.000<br>TON           | 75.00000   |     | 179,325.00 |    |
| 0012     | 2600000000-N RETROFIT EXISTING WHEELCHAIR RAMPS                    | 32.000<br>EA               | 775.00000  |     | 24,800.00  |    |
| 0013     | 2800000000-N ADJUSTMENT OF CATCH BASINS                            | 2.000<br>EA                | 500.00000  |     | 1,000.00   |    |
| 0014     | 2830000000-N ADJUSTMENT OF MANHOLES                                | 4.000<br>EA                | 500.00000  |     | 2,000.00   |    |
| 0015     | 2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES              | 6.000<br>EA                | 300.00000  |     | 1,800.00   |    |
| 0016     | 4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL          | LUMP                       | LUMP       |     | 13,425.00  |    |
| 0017     | 4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)   | 56,597.000<br>LF           | 0.36000    |     | 20,374.92  |    |
| 0018     | 4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)  | 63,712.000<br>LF           | 0.45000    |     | 28,670.40  |    |
| 0019     | 4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)   | 675.000<br>LF              | 1.50000    |     | 1,012.50   |    |
| 0020     | 4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS) | 150.000<br>LF              | 5.50000    |     | 825.00     |    |
| 0021     | 4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS) | 1,126.000<br>LF            | 6.00000    |     | 6,756.00   |    |

State of NC  
Dept of Transportation

Date: 11-17-09  
Revised:

Contract ID: C202447 Project(s): STM-0024(42)  
Letting Date: 12-15-09 Call Order: 022  
Bidder: 3186 - Boggs Paving, Inc.

| Line No.           | Item Description  | Approx. Quantity and Units | Unit Price  |     | Bid Amount |              |
|--------------------|---|----------------------------|-------------|-----|------------|--------------|
|                    |   |                            | Dollars     | Cts | Dollars    | Ct           |
| 0022               | 4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS) | 62.000<br>EA               | 80.00000    |     | 4,960.00   |              |
| 0023               | 4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)     | 72.000<br>EA               | 90.00000    |     | 6,480.00   |              |
| 0024               | 4810000000-E PAINT PAVEMENT MARKING LINES (4")                    | 79,619.000<br>LF           | 0.15000     |     | 11,942.85  |              |
| 0025               | 4820000000-E PAINT PAVEMENT MARKING LINES (8")                    | 300.000<br>LF              | 0.50000     |     | 150.00     |              |
| 0026               | 4830000000-E PAINT PAVEMENT MARKING LINES (16")                   | 200.000<br>LF              | 1.50000     |     | 300.00     |              |
| 0027               | 4835000000-E PAINT PAVEMENT MARKING LINES (24")                   | 1,730.000<br>LF            | 2.00000     |     | 3,460.00   |              |
| 0028               | 4840000000-N PAINT PAVEMENT MARKING CHARAC-TER                    | 30.000<br>EA               | 20.00000    |     | 600.00     |              |
| 0029               | 4845000000-N PAINT PAVEMENT MARKING SYMBOL                        | 58.000<br>EA               | 20.00000    |     | 1,160.00   |              |
| 0030               | 4900000000-N PERMANENT RAISED PAVEMENT MARKERS                    | 1,065.000<br>EA            | 4.50000     |     | 4,792.50   |              |
| 0031               | 6084000000-E SEEDING & MULCHING                                   | 9.040<br>ACR               | 1,400.00000 |     | 12,656.00  |              |
| 0032               | 7444000000-E INDUCTIVE LOOP SAWCUT                                | 2,150.000<br>LF            | 4.15000     |     | 8,922.50   |              |
| Section 0001 Total |   |                            |             |     |            | 1,794,514.07 |

State of NC  
Dept of Transportation

Date: 11-17-09  
Revised:

Contract ID: C202447 Project(s): STM-0024(42)  
Letting Date: 12-15-09 Call Order: 022  
Bidder: 3186 - Boggs Paving, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price |     | Bid Amount   |    |
|----------|------------------|----------------------------|------------|-----|--------------|----|
|          |                  |                            | Dollars    | Cts | Dollars      | Ct |
|          | Bid Total        |                            |            |     | 1,794,514.07 |    |



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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 11-17-09  
PAGE: 7

PROPOSAL: C202447  
LETTING: L091215 CALL: 022  
VENDOR: 3186 Boggs Paving, Inc.

| LINE NO.  | ITEM NO.     | ITEM DESC.       | UNIT TYPE | SUBCONTRACTOR QUANTITY | SUBCONTRACTOR UNIT PRICE | EXTENDED AMOUNT |       |
|---|--------------|------------------|-----------|------------------------|--------------------------|-----------------|-------|
| DBE SUBCONTRACTOR: 10129 CONCRETE SPECIALTY CONTRACTORS INC.<br>Will Use Quote: Yes |              |                  |           |                        |                          |                 |       |
| 0012  | 2600000000-N | RETROFIT EXT EA  |           | 32.000                 | 775.00000                | 24800.00        | ✓ arm |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:   |              |                  |           |                        |                          | 24,800.00       |       |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor                                      |              |                  |           |                        |                          | 24,800.         | ✓ arm |
| DBE SUBCONTRACTOR: 3269 GML CONTRACTORS, INC.<br>Will Use Quote: Yes                |              |                  |           |                        |                          |                 |       |
| 0031  | 6084000000-E | SEEDING AND ACR  |           | 9.040                  | 1400.00000               | 12656.00        | ✓ arm |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:   |              |                  |           |                        |                          | 12,656.00       |       |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor                                      |              |                  |           |                        |                          | 12,656.         | ✓ arm |
| DBE SUBCONTRACTOR: 1968 MURRAY ENTERPRISES, INC.<br>Will Use Quote: Yes             |              |                  |           |                        |                          |                 |       |
| 0032  | 7444000000-E | INDUCTIVE LO LF  |           | 2150.000               | 4.15000                  | 8922.50         | ✓ arm |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:   |              |                  |           |                        |                          | 8,922.50        |       |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor                                      |              |                  |           |                        |                          | 8,922.5         | ✓ arm |
| DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC<br>will Use Quote: Yes       |              |                  |           |                        |                          |                 |       |
| 0016  | 4589000000-N | GENERIC TRAF LS  |           | 1.000                  | 4935.00000               | 4935.00         | ✓ arm |
| Portion of Traffic Control: Stationary constuction signs only                       |              |                  |           |                        |                          |                 |       |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:   |              |                  |           |                        |                          | 4,935.00        |       |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor                                      |              |                  |           |                        |                          | 4,935.0         | ✓ arm |
| DBE SUBCONTRACTOR: 2840 STYX CUTHBERTSON TRUCKING<br>Will Use Quote: Yes            |              |                  |           |                        |                          |                 |       |
| 0006  | 1503000000-E | ASP CONC INT TON |           | 8137.000               | 3.50000                  | 28479.50        |       |
| Haul aggregates and sand from quarry/sand pit to Monroe asphalt plant.              |              |                  |           |                        |                          |                 |       |
| 0007  | 1523000000-E | ASP CONC SUR TON |           | 4805.000               | 3.50000                  | 16817.50        |       |
| Haul aggregates and sand from quarry/sand pit to Monroe asphalt plant.              |              |                  |           |                        |                          |                 |       |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:   |              |                  |           |                        |                          | 45,297.00       |       |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor                                      |              |                  |           |                        |                          | 45,297.         | ✓ arm |
| DBE SUBCONTRACTOR: 5634 H L HENRY TRUCKING LLC<br>Will Use Quote: Yes               |              |                  |           |                        |                          |                 |       |

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 DBE COMMITMENT ITEMS

DATE:11-17-09  
 PAGE: 8

| LINE NO.                         | ITEM NO.     | ITEM DESC.  | UNIT TYPE | SUBCONTRACTOR QUANTITY | SUBCONTRACTOR UNIT PRICE | EXTENDED AMOUNT |           |      |
|----------------------------------|--------------|---|-----------|------------------------|--------------------------|-----------------|-----------|------|
| 0011                             | 1704000000-E | PATCHING EXI  | TON       | 2391.000               | 12.25000                 | 29289.75        | ✓ am      |      |
|                                  |              | Haul patch dig out from roadway to waste site and haul asphalt mix from |           |                        |                          |                 |           |      |
|                                  |              | DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:                                 |           |                        |                          |                 | 29,289.75 | ✓ am |
|                                  |              | DBE COMMITMENT TOTAL FOR VENDOR (SubContractor                          |           |                        |                          |                 | 29,289.   |      |
| TOTAL DBE COMMITMENT FOR VENDOR: |              |   |           | Entered:               | 7.02% or                 | 125900.25       | ✓ am      |      |
|                                  |              |   |           | Required:              | 7.00% or                 | 125615.98       |           |      |
|                                  |              |   |           |                        | <GOAL MET>               |                 |           |      |

## Contract Item Sheets For C202447

| Line #               | ItemNumber   | Sec # | Description  | Quantity Unit  | Unit Bid Price | Amount Bid |
|----------------------|--------------|-------|--|----------------|----------------|------------|
| <b>ROADWAY ITEMS</b> |              |       |  |                |                |            |
| 0001                 | 0000100000-N | 800   | MOBILIZATION   | Lump Sum<br>LS | 89,700.00      | 89,700.00  |
| 0002                 | 1220000000-E | 545   | INCIDENTAL STONE BASE  | 148<br>TON     | 42.50          | 6,290.00   |
| 0003                 | 1245000000-E | SP    | SHOULDER RECONSTRUCTION                                      | 10.37<br>SMI   | 4,000.00       | 41,480.00  |
| 0004                 | 1297000000-E | 607   | MILLING ASPHALT PAVEMENT, ****<br>DEPTH<br>(1-1/2")          | 87,941<br>SY   | 0.90           | 79,146.90  |
| 0005                 | 1330000000-E | 607   | INCIDENTAL MILLING   | 1,640<br>SY    | 3.00           | 4,920.00   |
| 0006                 | 1503000000-E | 610   | ASPHALT CONC INTERMEDIATE<br>COURSE, TYPE I19.0C             | 8,137<br>TON   | 34.50          | 280,726.50 |
| 0007                 | 1523000000-E | 610   | ASPHALT CONC SURFACE COURSE,<br>TYPE S9.5C                   | 13,712<br>TON  | 31.50          | 431,928.00 |
| 0008                 | 1524000000-E | SP    | ASPHALT CONC SURFACE COURSE,<br>TYPE S9.5C (LEVELING COURSE) | 464<br>TON     | 40.00          | 18,560.00  |
| 0009                 | 1560000000-E | 620   | ASPHALT BINDER FOR PLANT MIX,<br>GRADE PG 64-22              | 382<br>TON     | 410.00         | 156,620.00 |
| 0010                 | 1565000000-E | 620   | ASPHALT BINDER FOR PLANT MIX,<br>GRADE PG 70-22              | 853<br>TON     | 410.00         | 349,730.00 |
| 0011                 | 1704000000-E | SP    | PATCHING EXISTING PAVEMENT                                   | 2,391<br>TON   | 75.00          | 179,325.00 |
| 0012                 | 2600000000-N | SP    | RETROFIT EXISTING WHEELCHAIR<br>RAMPS                        | 32<br>EA       | 775.00         | 24,800.00  |
| 0013                 | 2800000000-N | 858   | ADJUSTMENT OF CATCH BASINS                                   | 2<br>EA        | 500.00         | 1,000.00   |
| 0014                 | 2830000000-N | 858   | ADJUSTMENT OF MANHOLES                                       | 4<br>EA        | 500.00         | 2,000.00   |
| 0015                 | 2845000000-N | 858   | ADJUSTMENT OF METER BOXES OR<br>VALVE BOXES                  | 6<br>EA        | 300.00         | 1,800.00   |
| 0016                 | 4589000000-N | SP    | GENERIC TRAFFIC CONTROL ITEM<br>TRAFFIC CONTROL              | Lump Sum<br>LS | 13,425.00      | 13,425.00  |
| 0017                 | 4685000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING<br>LINES (4", 90 MILS)        | 56,597<br>LF   | 0.36           | 20,374.92  |

## Contract Item Sheets For C202447

| Line # | ItemNumber   | Sec # | Description  | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|--|---------------|----------------|------------|
| 0018   | 4686000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)  | 63,712 LF     | 0.45           | 28,670.40  |
| 0019   | 4695000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)   | 675 LF        | 1.50           | 1,012.50   |
| 0020   | 4705000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS) | 150 LF        | 5.50           | 825.00     |
| 0021   | 4710000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 1,126 LF      | 6.00           | 6,756.00   |
| 0022   | 4721000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)  | 62 EA         | 80.00          | 4,960.00   |
| 0023   | 4725000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)      | 72 EA         | 90.00          | 6,480.00   |
| 0024   | 4810000000-E | 1205  | PAINT PAVEMENT MARKING LINES (4")                    | 79,619 LF     | 0.15           | 11,942.85  |
| 0025   | 4820000000-E | 1205  | PAINT PAVEMENT MARKING LINES (8")                    | 300 LF        | 0.50           | 150.00     |
| 0026   | 4830000000-E | 1205  | PAINT PAVEMENT MARKING LINES (16")                   | 200 LF        | 1.50           | 300.00     |
| 0027   | 4835000000-E | 1205  | PAINT PAVEMENT MARKING LINES (24")                   | 1,730 LF      | 2.00           | 3,460.00   |
| 0028   | 4840000000-N | 1205  | PAINT PAVEMENT MARKING CHARACTER                     | 30 EA         | 20.00          | 600.00     |
| 0029   | 4845000000-N | 1205  | PAINT PAVEMENT MARKING SYMBOL                        | 58 EA         | 20.00          | 1,160.00   |
| 0030   | 4900000000-N | 1251  | PERMANENT RAISED PAVEMENT MARKERS                    | 1,065 EA      | 4.50           | 4,792.50   |
| 0031   | 6084000000-E | 1660  | SEEDING & MULCHING                                   | 9.04 ACR      | 1,400.00       | 12,656.00  |
| 0032   | 7444000000-E | 1725  | INDUCTIVE LOOP SAWCUT                                | 2,150 LF      | 4.15           | 8,922.50   |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,794,514.07 ✓

Contract Number C202447  
County Stanly

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**

Boggs Paving, Inc.

Full name of Corporation

PO Box 1609, Monroe, NC 28111-1609

Address as Prequalified

Attest Greg D. Miller  
~~Secretary/Assistant Secretary~~  
Select appropriate title

By Carl A. Boggs III  
~~President/Vice President/Assistant Vice President~~  
Select appropriate title

Greg D. Miller

Print or type Signer's name

Carl A. Boggs, III

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the

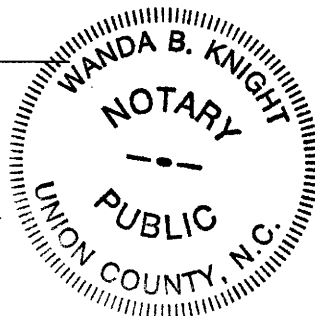
4<sup>th</sup> day of January, 2010.

Wanda B. Knight  
Signature of Notary Public

of Union County

State of North Carolina

My Commission Expires: 12-21-2011



## DEBARMENT CERTIFICATION OF CONTRACTOR

### Conditions for certification:

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



### DEBARMENT CERTIFICATION

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

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

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

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

Check here if an explanation is attached to this certification.

**Contract No**     C202447

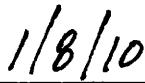
**County (ies):**   Stanly

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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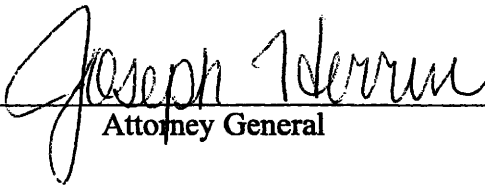
Contract Officer



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Date

**Execution of Contract and Bonds**  
**Approved as to Form:**



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Attorney General

Contract No. C202447  
County Stanly

(Rev 7-10-08)

Bond No. 6648957

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution December 28, 2009

Name of Principal Contractor Boggs Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: One Million Seven Hundred Ninety Four Thousand Five Hundred Fourteen Dollars and 07/100 (\$1,794,514.07)

Contract ID No.: C202447

County Name: Stanly

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. C202447  
County Stanly

(Rev 7-10-08)

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Safeco Insurance Company of America  
Print or type Surety Company Name

By Cynthia M. Partin  
Print, stamp or type name of Attorney-in-Fact



By: Cynthia M. Partin  
Signature of Attorney-in-Fact  
Surety Phone  
No. (803) 256-1193

Heidi K. Harrell  
Signature of Witness

Heidi K. Harrell  
Print or type Witness's name

1441 Main Street, Suite 806  
Columbia SC 29201  
Address of Attorney-in-Fact

Contract No. C202447  
County Stanly

(Rev 7-10-08)

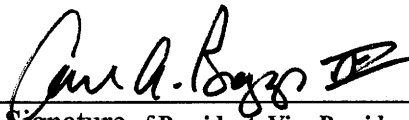
**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

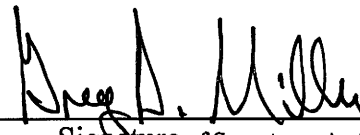
Boggs Paving, Inc.  
Full name of Corporation

PO Box 1609                      Monroe                      NC 28111-1609  
Address as prequalified

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

Carl A. Boggs, III  
Print or type Signer's name

*Affix Corporate Seal*

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

Greg D. Miller  
Print or type Signer's name

Contract No. C202447  
County Stanly

(Rev 7-10-08)

Bond No. 6648957

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: December 28, 2009

Name of Principal Contractor: Boggs Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: One Million Seven Hundred Ninety Four  
Thousand Five Hundred Fourteen Dollars and 07/100 ( \$1,794,514.07 )

Contract ID No.: C202447

County Name: Stanly

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. C202447  
County Stanly

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Safeco Insurance Company of America  
Print or type Surety Company Name

By Cynthia M. Partin  
Print, stamp or type name of Attorney-in-Fact



By: Cynthia M. Partin  
Signature of Attorney-in-Fact

Surety Phone  
No. (803) 256-1193

Heidi K. Harrell  
Signature of Witness

Heidi K. Harrell  
Print or type Witness's name

1441 Main Street, Suite 806  
Columbia SC 29201  
Address of Attorney-in-Fact

Contract No. C202447  
County Stanly

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

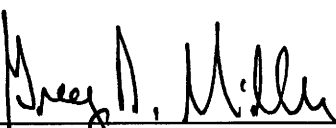
Boggs Paving, Inc.  
Full name of Corporation

PO Box 1609                      Monroe                      NC 28111-1609  
Address as prequalified

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

Carl A. Boggs, III  
Print or type Signer's name

*Affix Corporate Seal*

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

Greg D. Miller  
Print or type Signer's name



POWER  
OF ATTORNEY

No. \_\_\_\_\_

KNOW ALL BY THESE PRESENTS:

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

**Cynthia M. Partin** Columbia SC

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

Surety Bond Number: 6648957  
Principal: Boggs Paving, Inc.  
Obligee: North Carolina Department of Transportation  
Amount of Bond: See Bond Form

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** has executed and attested these presents

this 28th day of December, 2009

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

"Article 8, Section 8.1 1. - FIDELITY AND SURETY BONDS . . . the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the corporation fidelity and surety bonds and other documents of similar character issued by the corporation in the course of its business . . . On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the corporation, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

I, Dexter R. Legg, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws of this corporation, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws and the Power of Attorney are still in full force and effect.

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

this 28th day of December, 2009



Dexter R. Legg, Secretary