

Ferebee Corporation (3664).

Vendor 3 of 5 Vendors for Call Order 021 (Proposal ID C202702).

County: MECKLENBURG
Address: PO Box 480066
Charlotte, NC 28269

Phone Number: 704-509-2586

Signature Check: This bid has been properly signed by Chris_Ferebee_3664.

Time Bid Received: Tue Feb 15 13:26:30 2011

Bid Checksum: 25BD9771 MBE GOAL SET 4.0

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$3,111,191.55 ✓ MBE GOAL MET 4.0

Bond ID: SNC11832194

Bond was Verified: Yes.

WBE GOAL SET 5.0

Bond Required Percent: 5.00%

Minimum Check Amount: \$155,559.58

Bid Security Maximum: \$

WBE GOAL MET 6.4

Bond Agency Name:

Agency Execution Date: 1/26/2011 7:33:57 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 MBE PARTICIPANTS

9064 MB	ADVANCED EROSION TECHNIQUES, IN 1171 MARKET STREET SUITE 212 , FORT MILL, SC 29708	Sub	14,060.00	✓	arm
8504 MB	ABRAM CONSTRUCTION INC 11320 LEADENHALL LANE , CHARLOTTE, NC 28262	Sub	72,225.00	✓	arm
1956 MB	HAZEL HOLMES TRUCKING, INC. P. O. BOX 667565 , CHARLOTTE, NC 28266	Sub	39,382.84	✓	arm
TOTAL:			\$125,667.84	✓	arm
			4.04%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
2858 WB	ACS PAVEMENT MARKING, INC. POST OFFICE BOX 480155 , CHARLOTTE, NC 282695300		Sub	200,043.95	✓ arm
TOTAL:				\$200,043.95	✓ arm
				6.43%	

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:
=====

NCDOT/berc

Vendor 3664's Load Output for Call 021, Letting L110215, 2011-02-15

BondID. SNC11832194
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency. Liberty Mutual Insurance Company
Bond Execution Date 1/26/2011 7.33:57 AM
Bond Amount: \$155,559.58 (Five Percent of Bid)

State of NC
 Dept of Transportation

Date: 01-18-11
 Revised.

Contract ID C202702 Project(s): STATE FUNDED
 Letting Date: 02-15-11 Call Order. 021
 Bidder 3664 - Ferebee Corporation

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			75,000 00
0002	0106000000-E BORROW EXCAVATION	CY	50.000	10.00000		500.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	185.000	25.00000		4,625.00
0004	1243000000-E SHOULDER CONSTRUCTION	SMI	1.800	3,500.00000		6,300.00
0005	1245000000-E SHOULDER RECONSTRUCTION	SMI	21.150	2,800 00000		59,220 00
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	129,903.000	1.05000		136,398.15
0007	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	10,750.000	1 05000		11,287.50
0008	1330000000-E INCIDENTAL MILLING	SY	2,025.000	3.00000		6,075.00
0009	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	TON	400.000	36.00000		14,400.00
0010	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	31,131 000	32 95000		1,025,766.45

State of NC
Dept of Transportation

Date. 01-18-11
Revised:

Contract ID. C202702 Project(s). STATE FUNDED
Letting Date. 02-15-11 Call Order. 021
Bidder 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1524000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	2,990.000 TON	32.95000		98,520.50	
0012	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	17.000 TON	485.00000		8,245.00	
0013	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	2,062.000 TON	485.00000		1,000,070.00	
0014	1704000000-E PATCHING EXISTING PAVEMENT	4,615.000 TON	70.00000		323,050.00	
0015	2600000000-N RETROFIT EXISTING WHEELCHAIR RAMPS	54.000 EA	520.00000		28,080.00	
0016	2800000000-N ADJUSTMENT OF CATCH BASINS	5.000 EA	625.00000		3,125.00	
0017	2830000000-N ADJUSTMENT OF MANHOLES	28.000 EA	575.00000		16,100 00	
0018	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	51.000 EA	420.00000		21,420.00	
0019	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		50,000 00	
0020	4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	116,020 000 LF	0.44000		51,048.80	
0021	4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	130,245.000 LF	0.47000		61,215.15	

State of NC
Dept of Transportation

Date. 01-18-11
Revised.

Contract ID: C202702 Project(s) · STATE FUNDED
Letting Date. 02-15-11 Call Order: 021
Bidder: 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	6,325.000 LF	0.90000		5,692.50	
0023	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	14,410.000 LF	1.75000		25,217.50	
0024	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	50.000 LF	10.00000		500.00	
0025	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	1,367.000 LF	6.00000		8,202.00	
0026	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	130.000 EA	110.00000		14,300.00	
0027	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	222.000 EA	50.00000		11,100.00	
0028	4810000000-E PAINT PAVEMENT MARKING LINES (4")	29,000.000 LF	0.10000		2,900.00	
0029	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,457.000 EA	4.00000		5,828.00	
0030	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	520.000 EA	27.00000		14,040.00	
0031	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		7,500.00	
0032	6000000000-E TEMPORARY SILT FENCE	200.000 LF	1.70000		340.00	

State of NC
 Dept of Transportation

Date: 01-18-11
 Revised

Contract ID C202702 Project(s): STATE FUNDED
 Letting Date. 02-15-11 Call Order: 021
 Bidder 3664 - Ferebee Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0033	6084000000-E SEEDING & MULCHING	12.500 ACR	1,210.00000		15,125.00	
Section 0001 Total						3,111,191.55
Bid Total						3,111,191.55

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
 MBE COMMITMENT ITEMS

DATE: 01-18-11
 PAGE: 7

PROPOSAL: C202702
 LETTING: L110215 CALL: 021
 VENDOR: 3664 Ferebee Corporation

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

MBE SUBCONTRACTOR: 9064 ADVANCED EROSION TECHNIQUES, INC.
 Will Use Quote: Yes

0032	6000000000-E	TEMPORARY SI LF	200.000	1.55000	310.00
0033	6084000000-E	SEEDING AND ACR	12.500	1100.00000	13750.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,060.00 ✓ arm

MBE SUBCONTRACTOR: 8504 ABRAM CONSTRUCTION INC
 Will Use Quote: Yes

0015	2600000000-N	RETROFIT EXT EA	54.000	520.00000	28080.00
0016	2800000000-N	ADJ CATCH BA EA	5.000	625.00000	3125.00
0017	2830000000-N	ADJ MANHOLES EA	28.000	575.00000	16100.00
0018	2845000000-N	ADJ METER OR EA	51.000	420.00000	21420.00
0001	0000100000-N	MOBILIZATION LS	1.000	3500.00000	3500.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 72,225.00 ✓ arm

MBE SUBCONTRACTOR: 1956 HAZEL HOLMES TRUCKING, INC.
 Will Use Quote: Yes

0006	1297000000-E	MILL ASP PVM SY	129903.000	0.28000	36372.84
Based on hourly haul rates for triaxles of \$59/hour day, \$62/hour					
0007	1308000000-E	MILLN ASPHAL SY	10750.000	0.28000	3010.00
Based on following hourly haul rates: Tandem \$57/hour daytime, \$60/hour					

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 39,382.84 ✓ arm

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 4.04% or 125667.84 ✓ arm
 Required: 4.00% or 124447.66
 <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE: 01-18-11
PAGE: 8

PROPOSAL: C202702
LETTING: L110215 CALL: 021
VENDOR: 3664 Ferebee Corporation

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

WBE SUBCONTRACTOR: 2858 ACS PAVEMENT MARKING, INC.						
Will Use Quote: Yes						
0020	4685000000-E	THERMO PVT M LF		116020.000	0.44000	51048.80
0021	4686000000-E	THERMO PVT M LF		130245.000	0.47000	61215.15
0022	4695000000-E	THERMO PVT M LF		6325.000	0.90000	5692.50
0023	4697000000-E	THERMO PVT M LF		14410.000	1.75000	25217.50
0024	4705000000-E	THERMO LINES LF		50.000	10.00000	500.00
0025	4710000000-E	24"WIDE THER LF		1367.000	6.00000	8202.00
0026	4721000000-E	THERMO PVT M EA		130.000	110.00000	14300.00
0027	4725000000-E	THERMO PVT S EA		222.000	50.00000	11100.00
0028	4810000000-E	PAINT PVMT M LF		29000.000	0.10000	2900.00
0029	4900000000-N	PERM RAISED EA		1457.000	4.00000	5828.00
0030	4905000000-N	SNOWPLB PVMT EA		520.000	27.00000	14040.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

200,043.95

✓ arm

TOTAL WBE COMMITMENT FOR VENDOR:

Entered:
Required:

6.43% or 200043.95
5.00% or 155559.58
<GOAL MET>

✓ arm

Contract Item Sheets For C202702

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	75,000.00	75,000.00
0002	0106000000-E	230	BORROW EXCAVATION	50 CY	10.00	500.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	185 TON	25.00	4,625.00
0004	1243000000-E	SP	SHOULDER CONSTRUCTION	1.8 SMI	3,500.00	6,300.00
0005	1245000000-E	SP	SHOULDER RECONSTRUCTION	21.15 SMI	2,800.00	59,220.00
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	129,903 SY	1.05	136,398.15
0007	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	10,750 SY	1.05	11,287.50
0008	1330000000-E	607	INCIDENTAL MILLING	2,025 SY	3.00	6,075.00
0009	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	400 TON	36.00	14,400.00
0010	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	31,131 TON	32.95	1,025,766.45
0011	1524000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	2,990 TON	32.95	98,520.50
0012	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	17 TON	485.00	8,245.00
0013	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	2,062 TON	485.00	1,000,070.00
0014	1704000000-E	SP	PATCHING EXISTING PAVEMENT	4,615 TON	70.00	323,050.00
0015	2600000000-N	SP	RETROFIT EXISTING WHEELCHAIR RAMPS	54 EA	520.00	28,080.00
0016	2800000000-N	858	ADJUSTMENT OF CATCH BASINS	5 EA	625.00	3,125.00
0017	2830000000-N	858	ADJUSTMENT OF MANHOLES	28 EA	575.00	16,100.00
0018	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	51 EA	420.00	21,420.00

Contract Item Sheets For C202702

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	50,000.00	50,000.00
0020	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	116,020 LF	0.44	51,048.80
0021	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	130,245 LF	0.47	61,215.15
0022	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	6,325 LF	0.90	5,692.50
0023	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	14,410 LF	1.75	25,217.50
0024	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	50 LF	10.00	500.00
0025	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,367 LF	6.00	8,202.00
0026	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	130 EA	110.00	14,300.00
0027	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	222 EA	50.00	11,100.00
0028	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	29,000 LF	0.10	2,900.00
0029	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,457 EA	4.00	5,828.00
0030	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	520 EA	27.00	14,040.00
0031	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	7,500.00	7,500.00
0032	6000000000-E	1605	TEMPORARY SILT FENCE	200 LF	1.70	340.00
0033	6084000000-E	1660	SEEDING & MULCHING	12.5 ACR	1,210.00	15,125.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,111,191.55



Contract No. C 202702
County MECKLENBURG

Rev. 7-12-10

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, DEBARMENT CERTIFICATION AND GIFT BAN 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, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the Contractor intends to do the work with its 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.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

SIGNATURE OF CONTRACTOR

Ferebee Corporation
Full name of Corporation

P.O. Box 480066 Charlotte, NC 28269
Address as Prequalified

Attest Heather L. Cochrane
Secretary/Assistant Secretary
Select appropriate title

By Chris Ferebee
President/Vice President/Assistant Vice President
Select appropriate title

Heather L. Cochrane
Print or type Signer's name

Chris Ferebee
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

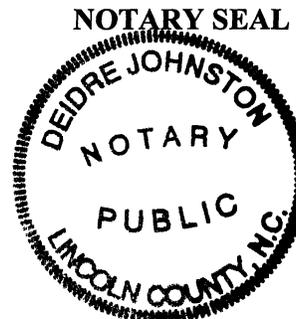
Subscribed and sworn to before me this the
2nd day of March 2011

Deidre Johnston
Signature of Notary Public

of Lincoln County

State of North Carolina

My Commission Expires: 10.22.11



DEBARMENT CERTIFICATION

Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed 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 prequalified bidder 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 prequalified bidder 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 prequalified bidder 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 bidder 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 6 herein, the Department may terminate any contract if the bidder 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 prequalified 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.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder 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 prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

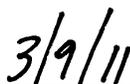
Contract No **C202702**

County (ies): **Mecklenburg**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

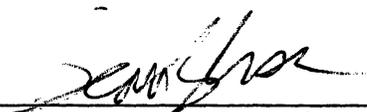


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202702
County Mecklenburg

Rev 2-1-10

Bond No. 018021650

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 28, 2011

Name of Principal Contractor Ferebee Corporation

Name of Surety Liberty Mutual Insurance Company

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

Amount of Bond: Three Million One Hundred Eleven Thousand
One Hundred Ninety One Dollars and 55/100 (\$3,111,191.55)

Contract ID No. C202702

County Name: Mecklenburg

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. C202702
County Mecklenburg

Rev 2-1-10

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Ferebee Corporation
Full name of Corporation

P.O. Box 480066, Charlotte, NC 28269
Address as prequalified

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

Chris Ferebee
Print or type Signer's name

Affix Corporate Seal

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

Heather L. Cochrane
Print or type Signer's name

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. 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 610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

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, Angela D. Ramsey its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any location within the United States, the following surety bond:

Principal Name: Ferebee Corporation

Obligee Name: NC DOT

LMS Surety Bond Number: 018021650

Bond Amount: See Bond Form

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 28th day of MARCH, 2009.

LIBERTY MUTUAL INSURANCE COMPANY



Garnet W. Elliott
By _____
Garnet W Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 28th day of MARCH, 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

Teresa Pastella
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 28th day of February, 2011



David M. Carey
By _____
David M. Carey, Assistant Secretary

Contract No. C202702
County Mecklenburg

Rev 2-1-10

Bond No. 018021650

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 28, 2011

Name of Principal Contractor: Ferebee Corporation

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: Three Million One Hundred Eleven Thousand
One Hundred Ninety One Dollars and 55/100 (\$3,111,191.55)

Contract ID No.: C202702

County Name: Mecklenburg

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. C202702
County Mecklenburg

Rev 2-1-10

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Angela D. Ramsey
Print, stamp or type name of Attorney-in-Fact



Angela D. Ramsey
Signature of Attorney-in-Fact

Jennifer C. Hoehn
Signature of Witness

Jennifer C. Hoehn
Print or type Signer's name

6100 Fairview Road
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202702
County Mecklenburg

Rev 2-1-10

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Ferebee Corporation
Full name of Corporation

P.O. Box 480066, Charlotte, NC 28269
Address as prequalified

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

Chas Ferebee
Print or type Signer's name

Affix Corporate Seal

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

Heather L. Cochrane
Print or type Signer's name

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. 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 610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

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, Angela D. Ramsey its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any location within the United States, the following surety bond:

Principal Name: Ferebee Corporation

Obligee Name: NC DOT

LMS Surety Bond Number: 018021650

Bond Amount: See Bond Form

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 28th day of MARCH, 2009



LIBERTY MUTUAL INSURANCE COMPANY

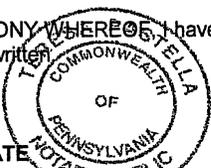
Garnet W. Elliott

By Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 28th day of MARCH, 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
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 28th day of February, 2011



By David M. Carey
David M. Carey, Assistant Secretary

