

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

C202836

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202836

WBS 15B.13.19 STATE FUNDED

COUNTY OF NEW HANOVER
THIS IS THE STRUCTURE CONTRACT
ROUTE NUMBER _____ LENGTH 0.000 MILES
LOCATION BRIDGE #12 OVER THE INTERCOASTAL WATERWAY ON US-74/76.

CONTRACTOR AMERICAN BRIDGE COMPANY
ADDRESS 1000 AMERICAN BRIDGE WAY
CORAOPOLIS, PA 151081266

BIDS OPENED OCTOBER 18, 2011
CONTRACT EXECUTION NOV 15 2011

American Bridge Company (3078).

Vendor 3 of 5 Vendors for Call Order 001 (Proposal ID C202836).

County: NEW HANOVER
Address: 1000 American Bridge Way
Coraopolis, Pennsylvania 15108

Phone Number: 4126121000

Signature Check: This bid has been properly signed by David_T._Simmons_3078.

Time Bid Received: Tue Oct 18 13:36:35 2011

Bid Checksum: A65BC7CA

Amendment Count: 0 MBE GOAL SET 0.0

Bidding Errors: No bidding errors.

Bid Total: \$5,655,450.25 ✓ MBE GOAL MET 0.0

Bond ID: SNC11555998

Bond was Verified: Yes.

Bond Required Percent: 5.00% WBE GOAL SET 0.0

Minimum Check Amount: \$282,772.51

Bid Security Maximum: \$

Bond Agency Name: WBE GOAL MET 0.0

Agency Execution Date: 10/14/2011 1:14:02 PM

Surety Name: Fidelity And Deposit Company of Maryland

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

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

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

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

BondID: SNC11555998
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Fidelity And Deposit Company of Maryland
Bond Execution Date: 10/14/2011 1:14:02 PM
Bond Amount: \$282,772.51 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 08-19-11
Revised:

Contract ID: C202836 Project(s): STATE FUNDED
Letting Date: 10-18-11 Call Order: 001
Bidder: 3078 - American Bridge Company

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			280,000.00
0002	0022000000-E UNCLASSIFIE D EXCAVATION	19.000 CY	350.00000			6,650.00
0003	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	136.000 SY	40.00000			5,440.00
0004	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	12.000 TON	500.00000			6,000.00
0005	2647000000-E 5" MONOLITHIC CONCRETE ISLANDS (SURFACE MOUNTED)	136.000 SY	150.00000			20,400.00
0006	4400000000-E WORK ZONE SIGNS (STATIONARY)	272.000 SF	10.00000			2,720.00
0007	4405000000-E WORK ZONE SIGNS (PORTABLE)	264.000 SF	15.00000			3,960.00
0008	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	24.000 SF	10.00000			240.00
0009	4415000000-N FLASHING ARROW PANELS, TYPE C	2.000 EA	1,750.00000			3,500.00
0010	4420000000-N CHANGEABLE MESSAGE SIGN	4.000 EA	15,000.00000			60,000.00
0011	4445000000-E BARRICADES (TYPE III)	72.000 LF	50.00000			3,600.00

State of NC
Dept of Transportation

Date: 08-19-11
Revised:

Contract ID: C202836 Project(s): STATE FUNDED
Letting Date: 10-18-11 Call Order: 001
Bidder: 3078 - American Bridge Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4450000000-N FLAGGER	400.000 HR	27.00000		10,800.00	
0013	4480000000-N TMIA	2.000 EA	30,000.00000		60,000.00	
0014	4510000000-N LAW ENFORCEMENT	400.000 HR	32.00000		12,800.00	
0015	4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	800.000 LF	2.60000		2,080.00	
0016	4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	590.000 LF	3.15000		1,858.50	
0017	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV)	34,908.000 LF	1.55000		54,107.40	
0018	4780000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (8") (IV)	500.000 LF	3.15000		1,575.00	
0019	4795000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (24") (I)	28.000 LF	10.50000		294.00	
0020	4795000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (24") (IV)	70.000 LF	10.50000		735.00	
0021	4800000000-N COLD APPLIED PLASTIC PAVEMENT MARKING CHARACTER, TYPE ** (IV)	24.000 EA	158.00000		3,792.00	

State of NC
Dept of Transportation
Project(s): STATE FUNDED

Date: 08-19-11
Revised:

Contract ID: C202836
Letting Date: 10-18-11 Call Order: 001
Bidder: 3078 - American Bridge Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4805000000-N COLD APPLIED PLASTIC PAVEMENT MARKING SYMBOL, TYPE ** (IV)	8.000 EA	210.00000		1,680.00	
0023	4810000000-E PAINT PAVEMENT MARKING LINES (4")	495.000 LF	3.15000		1,559.25	
0024	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	975.000 LF	6.30000		6,142.50	
0025	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	960.000 LF	2.10000		2,016.00	
0026	4860000000-E REMOVAL OF PAVEMENT MARKING LINES (8")	830.000 LF	3.15000		2,614.50	
0027	4870000000-E REMOVAL OF PAVEMENT MARKING LINES (24")	28.000 LF	4.20000		117.60	
0028	4875000000-N REMOVAL OF PAVEMENT MARKING SYMBOLS & CHARACTERS	2.000 EA	90.00000		180.00	
0029	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	72.000 EA	10.50000		756.00	
0030	7985000000-N GENERIC SIGNAL ITEM TEMPORARY TRAFFIC SIGNAL SYSTEM	LUMP	LUMP		46,000.00	
0031	8860000000-N GENERIC STRUCTURE ITEM BRIDGE ELECTRICAL WORK	LUMP	LUMP		2,180,000.00	
0032	8860000000-N GENERIC STRUCTURE ITEM CONTROL HOUSE	LUMP	LUMP		650,000.00	

State of NC
Dept of Transportation

Date: 08-19-11
Revised:

Contract ID: C202836 Project(s): STATE FUNDED
Letting Date: 10-18-11 Call Order: 001
Bidder: 3078 - American Bridge Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0033	8860000000-N GENERIC STRUCTURE ITEM MISCELLANEOUS MECHANICAL WORK	LUMP	LUMP			1,235,000.00
0034	8860000000-N GENERIC STRUCTURE ITEM REPLACEMENT OF STEEL CROSS BRACING	LUMP	LUMP			87,000.00
0035	8860000000-N GENERIC STRUCTURE ITEM REPLACEMENT OF STEEL GRID DECK	LUMP	LUMP			655,000.00
0036	8860000000-N GENERIC STRUCTURE ITEM WATER & SANITARY FACILITIES	LUMP	LUMP			47,000.00
0037	8867000000-E GENERIC STRUCTURE ITEM BASCULE PIER CRACK REPAIRS	LF	104.000	305.00000		31,720.00
0038	8889000000-E GENERIC STRUCTURE ITEM ADDITIONAL BALANCING PLATES	LB	4,400.000	15.00000		66,000.00
0039	8889000000-E GENERIC STRUCTURE ITEM REPLACEMENT OF STEEL STRINGERS	LB	13,615.000	7.50000		102,112.50
Section 0001 Total						5,655,450.25
Bid Total						5,655,450.25 ✓

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.

THIS PROPOSAL CONTAINS THE FOLLOWING ERRORS/WARNINGS (IF ANY)

This Bid contains 0 amendment files

Electronic Bid Submission

By submitting this bid electronically, I hereby acknowledge that all requirements included in the hard copy proposal, addendum, amendments, plans, standard specifications, supplemental specifications and special provisions are part of the bid and contract. Further, I acknowledge that I have read, understand, accept, acknowledge and agree to comply with all statements in this electronic bid.

I Hereby certify that I have the authority to submit this bid.

Signature

Agency

Date

Contract Item Sheets For C202836

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	280,000.00	280,000.00
0002	0022000000-E	225	UNCLASSIFIED EXCAVATION	19 CY	350.00	6,650.00
0003	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	136 SY	40.00	5,440.00
0004	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	12 TON	500.00	6,000.00
0005	2647000000-E	852	5" MONOLITHIC CONCRETE ISLANDS (SURFACE MOUNTED)	136 SY	150.00	20,400.00
0006	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	272 SF	10.00	2,720.00
0007	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	264 SF	15.00	3,960.00
0008	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	24 SF	10.00	240.00
0009	4415000000-N	1115	FLASHING ARROW PANELS, TYPE C	2 EA	1,750.00	3,500.00
0010	4420000000-N	1120	CHANGEABLE MESSAGE SIGN	4 EA	15,000.00	60,000.00
0011	4445000000-E	1145	BARRICADES (TYPE III)	72 LF	50.00	3,600.00
0012	4450000000-N	1150	FLAGGER	400 HR	27.00	10,800.00
0013	4480000000-N	1165	TMIA	2 EA	30,000.00	60,000.00
0014	4510000000-N	SP	LAW ENFORCEMENT	400 HR	32.00	12,800.00
0015	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	800 LF	2.60	2,080.00
0016	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	590 LF	3.15	1,858.50
0017	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV)	34,908 LF	1.55	54,107.40

Contract Item Sheets For C202836

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4780000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (8") (IV)	500 LF	3.15	1,575.00
0019	4795000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (24") (I)	28 LF	10.50	294.00
0020	4795000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (24") (IV)	70 LF	10.50	735.00
0021	4800000000-N	1205	COLD APPLIED PLASTIC PAVEMENT MARKING CHARACTER, TYPE ** (IV)	24 EA	158.00	3,792.00
0022	4805000000-N	1205	COLD APPLIED PLASTIC PAVEMENT MARKING SYMBOL, TYPE ** (IV)	8 EA	210.00	1,680.00
0023	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	495 LF	3.15	1,559.25
0024	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	975 LF	6.30	6,142.50
0025	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	960 LF	2.10	2,016.00
0026	4860000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (8")	830 LF	3.15	2,614.50
0027	4870000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (24")	28 LF	4.20	117.60
0028	4875000000-N	1205	REMOVAL OF PAVEMENT MARKING SYMBOLS & CHARACTERS	2 EA	90.00	180.00
0029	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	72 EA	10.50	756.00
0030	7985000000-N	SP	GENERIC SIGNAL ITEM TEMPORARY TRAFFIC SIGNAL SYSTEM	Lump Sum LS	46,000.00	46,000.00
0031	8860000000-N	SP	GENERIC STRUCTURE ITEM BRIDGE ELECTRICAL WORK	Lump Sum LS	2,180,000.00	2,180,000.00

Contract Item Sheets For C202836

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0032	8860000000-N	SP	GENERIC STRUCTURE ITEM CONTROL HOUSE	Lump Sum LS	650,000.00	650,000.00
0033	8860000000-N	SP	GENERIC STRUCTURE ITEM MISCELLANEOUS MECHANICAL WORK	Lump Sum LS	1,235,000.00	1,235,000.00
0034	8860000000-N	SP	GENERIC STRUCTURE ITEM REPLACEMENT OF STEEL CROSS BRACING	Lump Sum LS	87,000.00	87,000.00
0035	8860000000-N	SP	GENERIC STRUCTURE ITEM REPLACEMENT OF STEEL GRID DECK	Lump Sum LS	655,000.00	655,000.00
0036	8860000000-N	SP	GENERIC STRUCTURE ITEM WATER & SANITARY FACILITIES	Lump Sum LS	47,000.00	47,000.00
0037	8867000000-E	SP	GENERIC STRUCTURE ITEM BASCULE PIER CRACK REPAIRS	104 LF	305.00	31,720.00
0038	8889000000-E	SP	GENERIC STRUCTURE ITEM ADDITIONAL BALANCING PLATES	4,400 LB	15.00	66,000.00
0039	8889000000-E	SP	GENERIC STRUCTURE ITEM REPLACEMENT OF STEEL STRINGERS	13,615 LB	7.50	102,112.50

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$5,655,450.25

1616/Oct26/Q60160/D205521100000/E39



Contract No. C202836
County New Hanover

Rev. 5-19-11

**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

American Bridge Company

Full name of Corporation

1000 American Bridge Way Coraopolis, PA 15108-1206

Address as Prequalified

Attest *Pamela A. Bena*
~~Secretary~~/Assistant Secretary
Select appropriate title

By *[Signature]*
~~President/Vice President/Assistant Vice President~~
Select appropriate title

Pamela A. Bena

Print or type Signer's name

David T. Simmons

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

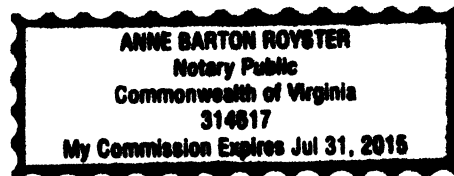
24th day of November 2011.

Anne Barton Royster
Signature of Notary Public

NOTARY SEAL

of *Crestfield* County
State of *Virginia*

My Commission Expires: *July 31, 2015*



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.

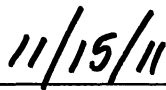
Contract No **C202836**

County (ies): **New Hanover**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION




Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Asst. Attorney General

Contract No.
County

C202836

New Hanover

Rev 5-17-11

CONTRACT PAYMENT BOND

Date of Payment Bond Execution November 4, 2011

Name of Principal Contractor American Bridge Company

Name of Surety: Fidelity and Deposit Company of Maryland

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

Amount of Bond: \$5,655,450.25

Contract ID No.: C202836

County Name: New Hanover

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.
County

C202836

New Hanover

Rev 5-17-11

CONTRACT PAYMENT BOND

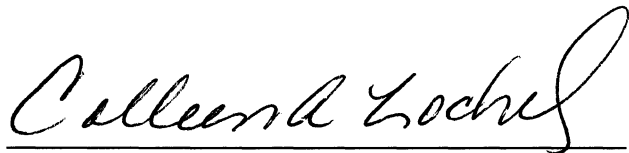
Affix Seal of Surety Company

Fidelity and Deposit Company of Maryland

Print or type Surety Company Name

By **Colleen A. Locher, Attorney-in-Fact**

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



Signature of Attorney-in-Fact



Signature of Witness

Barbara L. Rutter

Print or type Signer's name

625 Liberty Ave., 10th Fl, Pittsburgh, PA 15222

Address of Attorney-in-Fact

Contract No.
County

C202836

New Hanover

Rev 5-17-11

CONTRACT PAYMENT BOND

CORPORATION

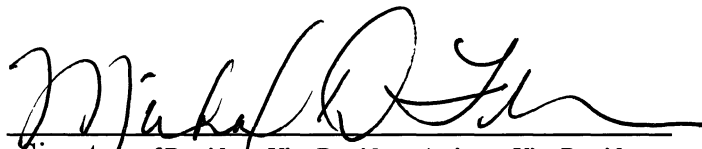
SIGNATURE OF CONTRACTOR (Principal)

American Bridge Company

Full name of Corporation

1000 American Bridge Way, Coraopolis, PA 15108-1266

Address as prequalified

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

Michael D. Flowers

Print or type Signer's name

Affix Corporate Seal

Attest



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

PAMELA A. BENA

Print or type Signer's name

Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by WILLIAM J. MILLS, Vice President, and ERIC D. BARNES, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint Colleen A. LOCHER, Neil H. BROWN, Barbara L. RUTTER and Kathleen C. DZON, all of Pittsburgh, Pennsylvania, EACH its true and lawful agent and Attorney-in-Fact to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Mary GALLAGHER, Kathleen C. DZON, Colleen A. LOCHER, Donald G. BACKES, Lawrence M. SWEENEY, Scott A. ISLER, dated October 20, 2005.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 21st day of October, A.D. 2005.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



Eric D. Barnes

Eric D. Barnes

William J. Mills

By:

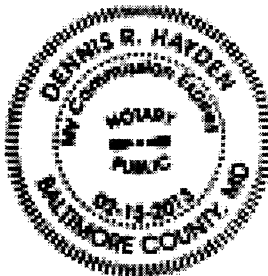
William J. Mills

William J. Mills
Vice President

State of Maryland }
Baltimore County } ss:

On this 21st day of October, A.D. 2005, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and ERIC D. BARNES, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Dennis R. Hayden

Dennis R. Hayden
Notary Public

My Commission Expires: February 15, 2013

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, 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 4th day of November, 2011.

Gerald F. Haley
Assistant Secretary

Contract No.
County

C202836

NEW HANOVER

Rev 5-17-11

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: **November 4, 2011**

Name of Principal Contractor: **American Bridge Company**

Name of Surety: **Fidelity and Deposit Company of Maryland**

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

Amount of Bond: **\$5,655,450.25**

Contract ID No.: **C202836**

County Name: **New Hanover**

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.
County

C202836

New Hanover

Rev 5-17-11

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company


Fidelity and Deposit Company of Maryland

Print or type Surety Company Name

By **Colleen A. Locher, Attorney-in-Fact**

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


Signature of Attorney-in-Fact


Signature of Witness

Barbara L. Rutter

Print or type Signer's name

625 Liberty Ave., 10th Fl, Pittsburgh, PA 15222

Address of Attorney-in-Fact

Contract No.
County

C202836

New Hanover

Rev 5-17-11

CONTRACT PERFORMANCE BOND

CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

American Bridge Company

Full name of Corporation

1000 American Bridge Way, Coraopolis, PA 15108-1266

Address as prequalified

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

Michael D. Flowers

Print or type Signer's name

Affix Corporate Seal

Attest



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

PAMELA A. BENA

Print or type Signer's name

**Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

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The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 21st day of October, A.D. 2005.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



Eric D. Barnes

Eric D. Barnes

Assistant Secretary

William J. Mills

By:

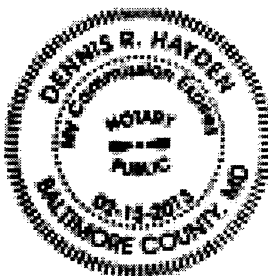
William J. Mills

Vice President

State of Maryland }
Baltimore County } ss:

On this 21st day of October, A.D. 2005, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and ERIC D. BARNES, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposed and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Dennis R. Hayden

My Commission Expires: February 15, 2013

Dennis R. Hayden

Notary Public

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

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IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 4th day of November, 2011.

Gerald F. Haley
Assistant Secretary