

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

C202858

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202858

WBS 12CR.10231.10, 12CR.20231.13 STATE FUNDED

COUNTY OF CLEVELAND
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 74 LENGTH 27.210 MILES
LOCATION US-74 FROM SR-2244 TO GASTON COUNTY LINE AND 17 SECTIONS OF
SECONDARY ROADS.

CONTRACTOR ASPHALT PAVING OF SHELBY, INC.
ADDRESS P.O. BOX 1526
SHELBY, NC 281511526

BIDS OPENED NOVEMBER 15, 2011
CONTRACT EXECUTION DEC 13 2011

NCDOT/berc

Vendor 3562's Bid Information for Call 023, Letting L111115, 2011-11-15

Asphalt Paving of Shelby, Inc. (3562).

Vendor 1 of 3 Vendors for Call Order 023 (Proposal ID C202858).

County: CLEVELAND
Address: PO Box 1526
Shelby, NC 28086
Phone Number: 704-739-4568
Signature Check: This bid has been properly signed by Ken_Fannin_3562.
Time Bid Received: Tue Nov 15 11:05:56 2011
Bid Checksum: FF4009A3 MBE GOAL SET 3.0
Amendment Count: 0
Bidding Errors: No bidding errors. /
Bid Total: \$5,815,429.80 ✓ MBE GOAL MET 3.0
Bond ID: SNC11542018
Bond was Verified: Yes.
Bond Required Percent: 5.00% WBE GOAL SET 4.0
Minimum Check Amount: \$290,771.49
Bid Security Maximum: \$ WBE GOAL MET 4.0
Bond Agency Name:
Agency Execution Date: 11/14/2011 11:20:06 AM
Surety Name: Great American 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

1686 MB JAMES RANKIN DBA B. J. HAULING 302 RAMSEUR ROAD , MAIDEN, NC 28650	Sub	174,470.00	✓	arm
	TOTAL:	\$174,470.00	✓	arm
		3.00%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
5796 WB	A-1 PAVEMENT MARKING LLC 238 N BIVENS RD , MONROE, NC 28110		Sub	232,618.00	✓ arm
			TOTAL:	\$232,618.00	✓ arm
				4.00%	

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

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	

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

BondID: SNC11542018
Surety Registry Agency: surety2000
Verified?: Yes

NCDOT/berc

Vendor 3562's Load Output for Call 023, Letting L111115, 2011-11-15

Surety Agency: Great American Insurance Company
Bond Execution Date: 11/14/2011 11:20:06 AM
Bond Amount: \$290,771.49 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 10-17-11
Revised:

Contract ID: C202858 Project(s): STATE FUNDED
Letting Date: 11-15-11 Call Order: 023
Bidder: 3562 - Asphalt Paving of Shelby, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP		LUMP		94,300.00
0002	0255000000-E GENERIC GRADING ITEM AGGREGATE SHOULDER BORROW	TON	3,597.000	25.00000		89,925.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	2,660.000	25.00000		66,500.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	54.440	1,000.00000		54,440.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	2,500.000	1.00000		2,500.00
0006	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (1-1/2" TO 3")	SY	7,300.000	1.50000		10,950.00
0007	1330000000-E INCIDENTAL MILLING	SY	6,165.000	8.00000		49,320.00
0008	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	1,537.000	36.00000		55,332.00
0009	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	16,227.000	34.00000		551,718.00
0010	1520000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	TON	1,634.000	34.00000		55,556.00

State of NC
Dept of Transportation

Date: 10-17-11
Revised:

Contract ID: C202858 Project(s): STATE FUNDED
Letting Date: 11-15-11 Call Order: 023
Bidder: 3562 - Asphalt Paving of Shelby, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	38,034.000 TON	34.50000		1,312,173.00	
0012	1524000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	1,872.000 TON	34.50000		64,584.00	
0013	1575000000-E ASPHALT BINDER FOR PLANT MIX	3,548.000 TON	641.00000		2,274,268.00	
0014	1704000000-E PATCHING EXISTING PAVEMENT	8,934.000 TON	75.00000		670,050.00	
0015	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	148,000.000 LF	0.14000		20,720.00	
0016	2800000000-N ADJUSTMENT OF CATCH BASINS	5.000 EA	900.00000		4,500.00	
0017	2830000000-N ADJUSTMENT OF MANHOLES	30.000 EA	625.00000		18,750.00	
0018	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	16.000 EA	450.00000		7,200.00	
0019	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		15,000.00	
0020	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	120.000 LF	0.90000		108.00	
0021	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	6,700.000 LF	0.95000		6,365.00	

State of NC
Dept of Transportation

Date: 10-17-11
Revised:

Contract ID: C202858 Project(s): STATE FUNDED
Letting Date: 11-15-11 Call Order: 023
Bidder: 3562 - Asphalt Paving of Shelby, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4688000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 90 MILS)	209,600.000 LF	1.00000		209,600.00	
0023	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	23,500.000 LF	1.10000		25,850.00	
0024	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	7,000.000 LF	2.00000		14,000.00	
0025	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	480.000 LF	2.10000		1,008.00	
0026	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	100.000 LF	6.00000		600.00	
0027	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	277.000 LF	7.00000		1,939.00	
0028	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	4.000 EA	150.00000		600.00	
0029	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	25.000 EA	160.00000		4,000.00	
0030	4810000000-E PAINT PAVEMENT MARKING LINES (4")	556,420.000 LF	0.14000		77,898.80	
0031	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	1,575.000 EA	29.00000		45,675.00	
0032	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		10,000.00	
Section 0001 Total						5,815,429.80

State of NC
Dept of Transportation

Date: 10-17-11
Revised:

Contract ID: C202858

Project(s): STATE FUNDED

Letting Date: 11-15-11 Call Order: 023

Bidder: 3562 - Asphalt Paving of Shelby, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Bid Total				5,815,429.80	

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:10-17-11
 PAGE: 7

PROPOSAL: C202858
 LETTING: L111115 CALL: 023
 VENDOR: 3562 Asphalt Paving of Shelby, Inc.

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

MBE SUBCONTRACTOR: 1686 JAMES RANKIN DBA B. J. HAULING
 Will Use Quote: Yes

0009	1519000000-E	ASP CONC SUR	TON	14374.000	10.00000	143740.00
		Hauling asphalt and/or stone.				
0008	1489000000-E	ASP CONC BAS	TON	1529.000	10.00000	15290.00
		Hauling asphalt and/or stone.				
0010	1520000000-E	ASP CONC SUR	TON	1544.000	10.00000	15440.00
		Hauling asphalt and/or stone.				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

174,470.00

✓ arm

TOTAL MBE COMMITMENT FOR VENDOR:

Entered: 3.00% or 174470.00
 Required: 3.00% or 174462.89
 <GOAL MET>

✓ arm

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 WBE COMMITMENT ITEMS

DATE:10-17-11
 PAGE: 8

PROPOSAL: C202858
 LETTING: L111115 CALL: 023
 VENDOR: 3562 Asphalt Paving of Shelby, Inc.

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

WBE SUBCONTRACTOR: 5796 A-1 PAVEMENT MARKING LLC						
Will Use Quote: Yes						
0030	4810000000-E	PAINT PVMT M LF		556000.000	0.14000	77840.00
0031	4905000000-N	SNOWPLB PVMT EA		1000.000	29.00000	29000.00
0022	4688000000-E	THERMO PVT M LF		125778.000	1.00000	125778.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 232,618.00

✓ arm

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 4.00% or 232618.00
 Required: 4.00% or 232617.19
 <GOAL MET>

✓ arm

Contract Item Sheets For C202858

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	94,300.00	94,300.00
0002	0255000000-E	SP	GENERIC GRADING ITEM AGGREGATE SHOULDER BORROW	3,597 TON	25.00	89,925.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	2,660 TON	25.00	66,500.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	54.44 SMI	1,000.00	54,440.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	2,500 SY	1.00	2,500.00
0006	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (1-1/2" TO 3")	7,300 SY	1.50	10,950.00
0007	1330000000-E	607	INCIDENTAL MILLING	6,165 SY	8.00	49,320.00
0008	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	1,537 TON	36.00	55,332.00
0009	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	16,227 TON	34.00	551,718.00
0010	1520000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	1,634 TON	34.00	55,556.00
0011	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	38,034 TON	34.50	1,312,173.00
0012	1524000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	1,872 TON	34.50	64,584.00
0013	1575000000-E	SP	ASPHALT BINDER FOR PLANT MIX	3,548 TON	641.00	2,274,268.00
0014	1704000000-E	SP	PATCHING EXISTING PAVEMENT	8,934 TON	75.00	670,050.00
0015	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	148,000 LF	0.14	20,720.00
0016	2800000000-N	858	ADJUSTMENT OF CATCH BASINS	5 EA	900.00	4,500.00
0017	2830000000-N	858	ADJUSTMENT OF MANHOLES	30 EA	625.00	18,750.00

Contract Item Sheets For C202858

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	16 EA	450.00	7,200.00
0019	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	15,000.00	15,000.00
0020	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	120 LF	0.90	108.00
0021	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	6,700 LF	0.95	6,365.00
0022	4688000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	209,600 LF	1.00	209,600.00
0023	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	23,500 LF	1.10	25,850.00
0024	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	7,000 LF	2.00	14,000.00
0025	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	480 LF	2.10	1,008.00
0026	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	100 LF	6.00	600.00
0027	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	277 LF	7.00	1,939.00
0028	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	4 EA	150.00	600.00
0029	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	25 EA	160.00	4,000.00
0030	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	556,420 LF	0.14	77,898.80
0031	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	1,575 EA	29.00	45,675.00
0032	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	10,000.00	10,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$5,815,429.80

Contract No. C202858
County Cleveland

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

Asphalt Paving of Shelby, Inc
Full name of Corporation

PO Box 1526, Shelby, NC 28151
Address as Prequalified

Attest Donald G. Dedmon, Sr By Donald G. Dedmon, Jr
~~Secretary/Assistant Secretary~~ ~~President/Vice President/Assistant Vice President~~
Select appropriate title Select appropriate title

Donald G Dedmon, Sr
Print or type Signer's name

Donald G Dedmon, Jr
Print or type Signer's name



AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the
29th day of November 2011.

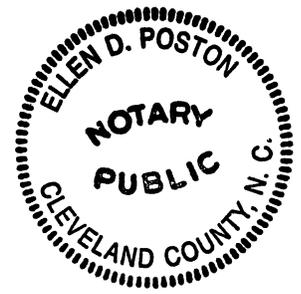
Ellen D Poston
Signature of Notary Public

NOTARY SEAL

of Cleveland County

State of North Carolina

My Commission Expires: April 16, 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 **C202858**

County (ies): **Cleveland**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202858
County Cleveland

Rev 5-17-11

CONTRACT PAYMENT BOND

Date of Payment Bond Execution November 22, 2011

Name of Principal Contractor Asphalt Paving of Shelby, Inc.

Name of Surety: Great American Insurance Company

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

Amount of Bond: \$5,815,429.80

Contract ID No.: C202858

County Name: Cleveland

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. C202858
County Cleveland

Rev 5-17-11

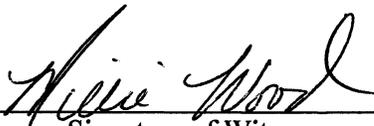
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Great American Insurance Company
Print or type Surety Company Name

By Debbie H. Davis
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Millie Wood
Print or type Signer's name

222 N. Lafayette St., Suite 11
Shelby, NC 28150
Address of Attorney-in-Fact

Contract No. C202858
County Cleveland

Rev 5-17-11

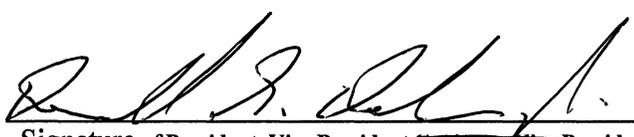
CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Asphalt Paving of Shelby, Inc.
Full name of Corporation

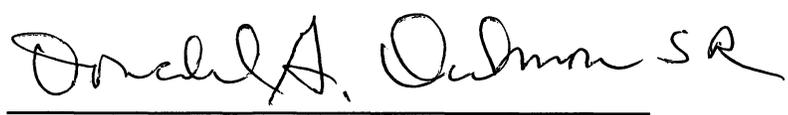
P. O. Box 1526, Shelby, NC 28151
Address as prequalified

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



Affix Corporate Seal

Donald G. Dodmon, Jr
Print or type Signer's name

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

Donald G. Dodmon, Sr
Print or type Signer's name

GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than **FOUR**

No. 0 20059

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
KAY ARCHER PRICE	ALL OF	ALL
MILLIE A. WOOD	SHELBY, NORTH CAROLINA	\$75,000,000.
DEBOARH H. DAVIS		
JILL BLACK		

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this **13TH** day of **SEPTEMBER**, 2010 .
Attest GREAT AMERICAN INSURANCE COMPANY



Atty L C B

Assistant Secretary

David C. Kitchin

Divisional Senior Vice President

DAVID C. KITCHIN (877-377-2405)

STATE OF OHIO, COUNTY OF HAMILTON - ss:

On this **13TH** day of **SEPTEMBER**, 2010, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



**KAREN L. GROSHEIM
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 02-20-16**

Karen L. Grosheim

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this **22nd** day of **November**, 2011 .



Atty L C B

Assistant Secretary

Contract No. C202858
County Cleveland

Rev 5-17-11

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: November 22, 2011

Name of Principal Contractor: Asphalt Paving of Shelby, Inc.

Name of Surety: Great American Insurance Company

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

Amount of Bond: \$5,815,429.80

Contract ID No.: C202858

County Name: Cleveland

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. C202858
County Cleveland

Rev 5-17-11

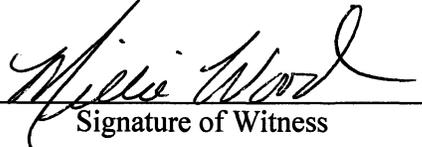
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Great American Insurance Company
Print or type Surety Company Name

By Debbie H. Davis
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Millie Wood
Print or type Signer's name

222 N. Lafayette St., Suite 11
Shelby, NC 28150
Address of Attorney-in-Fact

Contract No. C202858
County Cleveland

Rev 5-17-11

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Asphalt Paving of Shelby, Inc.

Full name of Corporation

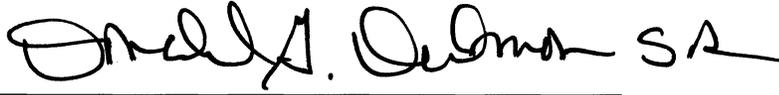
P. O. Box 1526, Shelby, NC 28151

Address as prequalified

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



Donald G Dedmon, Jr
Print or type Signer's name

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

Donald G Dedmon, Jr
Print or type Signer's name

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Name	Address	Limit of Power
KAY ARCHER PRICE	ALL OF	ALL
MILLIE A. WOOD	SHELBY, NORTH CAROLINA	\$75,000,000.
DEBOARH H. DAVIS		
JILL BLACK		

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 13TH day of SEPTEMBER, 2010
GREAT AMERICAN INSURANCE COMPANY



Atty L C. B.

Assistant Secretary

David C. Kitchin

Divisional Senior Vice President

DAVID C. KITCHIN (877-377-2405)

STATE OF OHIO, COUNTY OF HAMILTON - ss:

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CERTIFICATION

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 22nd day of November, 2011



Atty L C. B.

Assistant Secretary