

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

C202891

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202891

WBS

5C.035046, 5C.091030, 5C.091034, 5CR.20351.11, 5CR.20911.11 STATE FUNDED

COUNTY OF FRANKLIN, VANCE
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER _____ LENGTH 34.050 MILES
LOCATION 16 SECTIONS OF SECONDARY ROADS.

CONTRACTOR S. T. WOOTEN CORPORATION
ADDRESS P.O. BOX 2408
WILSON, NC 278942408

BIDS OPENED DECEMBER 20, 2011

CONTRACT EXECUTION JAN 25 2012

**Vendor 1 of 3: S. T. WOOTEN CORPORATION (3760)
Call Order 020 (Proposal: C202891)**

Bid Information

County: VANCE

Address: PO Box 2408
3801 Black Creek Rd
Wilson , NC , 27894

Signature Check: Richard_E._Vick_3760

Time Bid Received: December 19, 2011 07:14 PM

Amendment Count: 0

Bid Checksum: 143C3D24

Bid Total: \$4,869,440.76 ✓

Items Total: \$4,869,440.76

Time Total: \$0.00

Bidding Errors:

DBE Warning : MBE Warning: MBE Commitment Goal not met

**Vendor 1 of 3: S. T. WOOTEN CORPORATION (3760)
Call Order 020 (Proposal: C202891)**

Bid Bond Information

Projects:	Bond Maximum:
Counties:	State of Incorporation:
Bond ID: NAJ5-K9W9-RCU8-VMH5	Agency Execution Date: 12/20/2011
Paid by Check: No	Surety Name: SurePathNetwork
Bond Percent:	Bond Agency Name: Liberty Mutual Insurance Company

Vendor 3760's Bid Information for Call 020, Letting L111220, 12/20/11

S. T. Wooten Corporation (3760)
Call Order 020 (Proposal ID C202891)

This bid contains bid errors:
DBE Warning : MBE Warning: MBE Commitment Goal not met

MBE GOAL SET 5.0

MBE GOAL OBT 4.9

WBE GOAL SET 6.0

WBE GOAL MET 6.0

Vendor 3760's Bid Information for Call 020, Letting L111220, 12/20/11

S. T. Wooten Corporation (3760)
Call Order 020 (Proposal ID C202891)

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
8885 MB	OZONE W LEWIS DBA LEWIS HAULING 4681 BELLTOWN RD , OXFORD, NC 27565		Sub 55,455.00	✓ arm
8708 MB	LLOYDS TRUCKING 3710 STAGECOACH ROAD , HENDERSON, NC 27537		Sub 63,925.00	✓ arm
5856 MB	CHARLES SHAW DBA CLSHAW#1 P.O. BOX 542 , NORLINA, NC 27563		Sub 52,450.00	✓ arm
4957 MB	DAVID L WILLIAMS DBA D L WILLIA 255 MICHAEL QUARRY RD. , NORLINA, NC 27563		Sub 30,000.00	✓ arm
7721 MB	BONILLA TRUCKING LLC 1437 NICHOLAS STREET , HENDERSON, NC 275365330		Sub 35,000.00	✓ arm
			TOTAL: \$236,830.00	✓ arm
			4.86%	

Vendor 3760's Bid Information for Call 020, Letting L111220, 12/20/11

S. T. Wooten Corporation (3760)
Call Order 020 (Proposal ID C202891)

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
2446 WB	HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub 76,714.00	✓ arm
4761 WB	TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub 6,250.00	✓ arm
2095 WB	PARRISH CO INC 501 BETHLEHEM PIKE , PARIS, KY 40361		Sub 55,818.20	✓ arm
5266 WB	NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101		Sub 14,332.50	✓ arm
12393 WB	ROYALS CONTRACTING, INC. 8601 BAREFOOT INDUSTRIAL RD , RALEIGH, NC 27617		Sub 139,184.50	✓ arm
			TOTAL: \$292,299.20	✓ arm
			6.00%	

Vendor 3760's Bid Information for Call 020, Letting L111220, 12/20/11

S. T. Wooten Corporation (3760)
Call Order 020 (Proposal ID C202891)

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: NAJ5-K9W9-RCU8-VMH5
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Liberty Mutual Insurance Company
Bond Execution Date: 12/20/2011
Bond Amount: \$243,472.04 (Five Percent of Bid)

Contract ID: C202891 Project(s): STATE FUNDED
Letting Date: 12-20-11 Call Order: 020
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars Cts	Bid Amount Dollars Ct
Section 0001 ROADWAY ITEMS				
Alt Group				
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP	90,000.00
0002	0106000000-E BORROW EXCAVATION	7,490.000 CY	19.50000	146,055.00
0003	1220000000-E INCIDENTAL STONE BASE	430.000 TON	26.85000	11,545.50
0004	1245000000-E SHOULDER RECONSTRUCTION	57.200 SMI	1,850.00000	105,820.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	52,112.000 SY	1.05000	54,717.60
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (4")	27,407.000 SY	1.50000	41,110.50
0007	1330000000-E INCIDENTAL MILLING	1,150.000 SY	5.75000	6,612.50
0008	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	7,100.000 TON	36.00000	255,600.00
0009	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	18,991.000 TON	30.00000	569,730.00
0010	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	5,785.000 TON	31.00000	179,335.00
0011	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	26,298.000 TON	31.00000	815,238.00

Dept of Transportation

Revised:

Contract ID: C202891

Project(s): STATE FUNDED

Letting Date: 12-20-11 Call Order: 020

Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1525100000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A (LEVELING COURSE)	2,137.000 TON	38.00000		81,206.00	
0013	1575000000-E ASPHALT BINDER FOR PLANT MIX	3,487.000 TON	550.00000		1,917,850.00	
0014	1704000000-E PATCHING EXISTING PAVEMENT	2,450.000 TON	100.00000		245,000.00	
0015	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	307,736.000 LF	0.41000		126,171.76	
0016	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	196,760.000 LF	0.55000		108,218.00	
0017	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	100.000 LF	3.50000		350.00	
0018	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	150.000 LF	4.00000		600.00	
0019	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	295.000 LF	5.00000		1,475.00	
0020	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	18.000 EA	100.00000		1,800.00	
0021	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	16.000 EA	100.00000		1,600.00	
0022	4810000000-E PAINT PAVEMENT MARKING LINES (4")	348,557.000 LF	0.09000		31,370.13	

Dept of Transportation

Revised:

Contract ID: C202891

Project(s): STATE FUNDED

Letting Date: 12-20-11 Call Order: 020

Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	4830000000-E PAINT PAVEMENT MARKING LINES (16")	150.000 LF	1.85000		277.50	
0024	4835000000-E PAINT PAVEMENT MARKING LINES (24")	345.000 LF	2.00000		690.00	
0025	4840000000-N PAINT PAVEMENT MARKING CHARAC-TER	18.000 EA	35.00000		630.00	
0026	4845000000-N PAINT PAVEMENT MARKING SYMBOL	16.000 EA	30.00000		480.00	
0027	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,103.000 EA	3.69000		4,070.07	
0028	6000000000-E TEMPORARY SILT FENCE	1,950.000 LF	2.50000		4,875.00	
0029	6071010000-E WATTLE	1,950.000 LF	4.85000		9,457.50	
0030	6084000000-E SEEDING & MULCHING	35.150 ACR	1,588.00000		55,818.20	
0031	7444000000-E INDUCTIVE LOOP SAWCUT	225.000 LF	7.50000		1,687.50	
0032	7456000000-E LEAD-IN CABLE (***** (14-2)	50.000 LF	1.00000		50.00	
	Section 0001 Total				4,869,440.76	
	Bid Total				4,869,440.76	

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.

MBE COMMITMENT ITEMS

PAGE: 6

PROPOSAL: C202891
 LETTING: L111220 CALL: 020
 VENDOR: 3760 S. T. Wooten Corporation

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

MBE SUBCONTRACTOR: 8885 OZONE W LEWIS DBA LEWIS HAULING SERVICE
 Will Use Quote: Yes

0008	1489000000-E	ASP CONC BAS	TON	7100.000	5.00000	35500.00
0009	1498000000-E	ASP CONC INT	TON	3991.000	5.00000	19955.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ arm 55,455.00

MBE SUBCONTRACTOR: 8708 LLOYDS TRUCKING
 Will Use Quote: Yes

0009	1498000000-E	ASP CONC INT	TON	4000.000	5.00000	20000.00
0010	1519000000-E	ASP CONC SUR	TON	5785.000	5.00000	28925.00
0011	1525000000-E	ASP CONC SUR	TON	3000.000	5.00000	15000.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ arm 63,925.00

MBE SUBCONTRACTOR: 5856 CHARLES SHAW DBA CLSHAW#1
 Will Use Quote: Yes

0009	1498000000-E	ASP CONC INT	TON	4000.000	5.00000	20000.00
0002	0106000000-E	BORROW EXCAV	CY	1490.000	5.00000	7450.00
0011	1525000000-E	ASP CONC SUR	TON	5000.000	5.00000	25000.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ arm 52,450.00

MBE SUBCONTRACTOR: 4957 DAVID L WILLIAMS DBA D L WILLIAMS DUMP TRUCK SERVI
 Will Use Quote: Yes

0009	1498000000-E	ASP CONC INT	TON	3000.000	5.00000	15000.00
0002	0106000000-E	BORROW EXCAV	CY	3000.000	5.00000	15000.00

Haul borrow by the hour.

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ arm 30,000.00

MBE SUBCONTRACTOR: 7721 BONILLA TRUCKING LLC
 Will Use Quote: Yes

0009	1498000000-E	ASP CONC INT	TON	4000.000	5.00000	20000.00
0002	0106000000-E	BORROW EXCAV	CY	3000.000	5.00000	15000.00

Haul borrow by the hour.

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: ✓ arm 35,000.00

TOTAL MBE COMMITMENT FOR VENDOR:

Entered: 4.86% or 236830.00
Required: 5.00% or 243472.04
<GOAL NOT MET>

✓ am

WBE COMMITMENT ITEMS

PROPOSAL: C202891
LETTING: L111220 CALL: 020
VENDOR: 3760 S. T. Wooten Corporation

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

WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.
Will Use Quote: Yes

0013 1575000000-E ASP FOR PLAN TON 3487.000 22.00000 76714.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 76,714.00

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

0001 0000100000-N MOBILIZATION LS 1.000 6250.00000 6250.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,250.00

WBE SUBCONTRACTOR: 2095 PARRISH CO INC
Will Use Quote: Yes

0030 6084000000-E SEEDING AND ACR 35.150 1588.00000 55818.20

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 55,818.20

WBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC
Will Use Quote: Yes

0028 6000000000-E TEMPORARY SI LF 1950.000 2.50000 4875.00
0029 6071010000-E WATTLE LF 1950.000 4.85000 9457.50

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,332.50

WBE SUBCONTRACTOR: 12393 ROYALS CONTRACTING, INC.
Will Use Quote: Yes

0014 1704000000-E PATCHING EXI TON 2450.000 56.81000 139184.50

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 139,184.50

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 6.00% or 292299.20
Required: 6.00% or 292166.45
<GOAL MET>

Contract Item Sheets For C202891

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	90,000.00	90,000.00
0002	0106000000-E	230	BORROW EXCAVATION	7,490 CY	19.50	146,055.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	430 TON	26.85	11,545.50
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	57.2 SMI	1,850.00	105,820.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	52,112 SY	1.05	54,717.60
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (4")	27,407 SY	1.50	41,110.50
0007	1330000000-E	607	INCIDENTAL MILLING	1,150 SY	5.75	6,612.50
0008	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	7,100 TON	36.00	255,600.00
0009	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	18,991 TON	30.00	569,730.00
0010	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	5,785 TON	31.00	179,335.00
0011	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	26,298 TON	31.00	815,238.00
0012	1525100000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A (LEVELING COURSE)	2,137 TON	38.00	81,206.00
0013	1575000000-E	SP	ASPHALT BINDER FOR PLANT MIX	3,487 TON	550.00	1,917,850.00
0014	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,450 TON	100.00	245,000.00
0015	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	307,736 LF	0.41	126,171.76
0016	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	196,760 LF	0.55	108,218.00
0017	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	100 LF	3.50	350.00
0018	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	150 LF	4.00	600.00

Contract Item Sheets For C202891

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	295 LF	5.00	1,475.00
0020	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	18 EA	100.00	1,800.00
0021	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	16 EA	100.00	1,600.00
0022	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	348,557 LF	0.09	31,370.13
0023	4830000000-E	1205	PAINT PAVEMENT MARKING LINES (16")	150 LF	1.85	277.50
0024	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	345 LF	2.00	690.00
0025	4840000000-N	1205	PAINT PAVEMENT MARKING CHARACTER	18 EA	35.00	630.00
0026	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	16 EA	30.00	480.00
0027	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,103 EA	3.69	4,070.07
0028	6000000000-E	1605	TEMPORARY SILT FENCE	1,950 LF	2.50	4,875.00
0029	6071010000-E	SP	WATTLE	1,950 LF	4.85	9,457.50
0030	6084000000-E	1660	SEEDING & MULCHING	35.15 ACR	1,588.00	55,818.20
0031	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	225 LF	7.50	1,687.50
0032	7456000000-E	1726	LEAD-IN CABLE (*****) (14-2)	50 LF	1.00	50.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$4,869,440.76



Contract No. C202891
County Franklin/Vance

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

S. T. Wooten Corporation

Full name of Corporation

PO Box 2408, Wilson, NC 27894-2408

Address as Prequalified

Attest

Douglas W. Secklin
Secretary/Assistant Secretary
Select appropriate title

By

Jonathan Bivens
President/Vice President/Assistant Vice President
Select appropriate title

Douglas W. Secklin
Print or type Signer's name

Jonathan Bivens
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

11 day of January 2012

Jennie F. Holland
Signature of Notary Public Jennie F. Holland

NOTARY SEAL

of Wilson County

State of North Carolina

My Commission Expires: February 12, 2013

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.

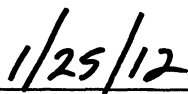
Contract No **C202891**

County (ies): **Franklin, Vance**

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**



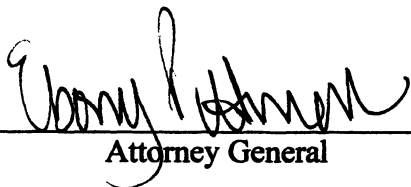
Contract Officer



Date

Execution of Contract and Bonds

Approved as to Form:



Attorney General

Contract No. C202891
County Franklin/Vance

CONTRACT PAYMENT BOND

Date of Payment Bond Execution January 18, 2012

Name of Principal Contractor S. T. Wooten Corporation
Liberty Mutual Insurance Company

Name of Surety: 175 Berkeley St; Boston, MA 02117

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

Amount of Bond: \$4,869,440.76

Contract ID No.: C202891

County Name: Franklin/Vance

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. C202891
County Franklin/Vance

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Debra S. Ritter, Attorney-in-Fact
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter
Signature of Attorney-in-Fact

Ramona Fewell
Signature of Witness

Ramona Fewell
Print or type Signer's Name

Rutherford A Marsh & McLennan Agency LLC Company
6230 Fairview Road Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202891
County Franklin/Vance

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

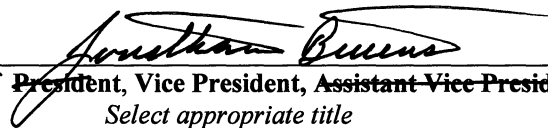
S. T. Wooten Corporation

Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By:



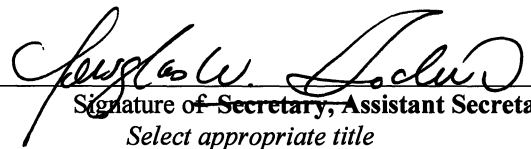
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

Jonathan Bivens

Print or type Signer's name

Affix Corporate Seal

Attest



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

Douglas W. Godwin
Print or type Signer's name

Contract No. C202891
County Franklin/Vance

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: January 18, 2012

Name of Principal Contractor: S. T. Wooten Corporation
Liberty Mutual Insurance Company

Name of Surety: 175 Berkeley Street; Boston, MA 02117

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

Amount of Bond: \$4,869,440.76

Contract ID No.: C202891

County Name: Franklin/Vance

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 it undersigned representative, pursuant to authority of its governing body.

Contract No. C202891
County Franklin/Vance

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Co.
Print or type Surety Company Name

By Debra S. Ritter, Attorney-in-Fact
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter
Signature of Attorney-in-Fact

Ramona Fewell
Signature of witness

Ramona Fewell
Print or type Signer's Name

Rutherford A Marsh & McLennan Agency LLC Company
6230 Fairview Road Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

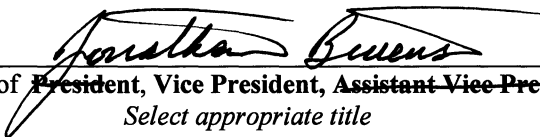
Contract No. C202891
County Franklin/Vance

**CONTRACT PERFORMANCE BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

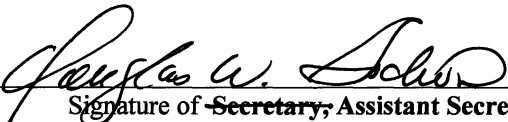
S. T. Wooten Corporation
Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408
Address as prequalified

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

Jonathan Bivens
Print or type Signer's name

Affix Corporate Seal

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

Douglas W. Godwin
Print or type Signer's name

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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint RAYMOND J. GARRUTO, DEBRA S. RITTER, RAMONA FEWELL, MARTIN D. PALLAZZA, BRAD W. GIBSON, ANGELA M. YOUNT, ALL OF THE CITY OF CHARLOTTE, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIVE HUNDRED MILLION AND 00/100..... DOLLARS (\$ 500,000,000.....) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 1st day of November, 2010.

LIBERTY MUTUAL INSURANCE COMPANY

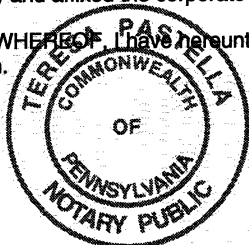
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 1st day of November, 2010, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



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

By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 18th day of January, 2012.



By David M. Carey, Assistant Secretary

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

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