

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

C202918

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202918

WBS 5CR.20321.21 STATE FUNDED

COUNTY OF DURHAM
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER LENGTH 6.090 MILES
LOCATION 5 SECTIONS OF SECONDARY ROADS.

CONTRACTOR BARRETT, IRVIN & JORDAN CONTRACTORS INC
ADDRESS P.O. BOX 71279
 DURHAM, NC 27712

BIDS OPENED JANUARY 17, 2012
CONTRACT EXECUTION FEB 16 2012

**Vendor 3 of 4: BARRETT, IRVIN & JORDAN CONTRACTORS INC
(6190)
Call Order 027 (Proposal: C202918)**

Bid Information

County: DURHAM

Address: PO Box 71279,
Durham , NC , 27722

Signature Check: John_W._Barrett_6190

Time Bid Received: January 17, 2012 08:48 AM

Amendment Count: 0

Bid Checksum: 70190F27

Bid Total: \$1,398,321.31 ✓

Items Total: \$1,398,321.31

Time Total: \$0.00

Bidding Errors:

None.

MBE GOAL SET 5.0

MBE GOAL MET 5.0

WBE GOAL SET 6.0

WBE GOAL MET 6.0

**Vendor 3 of 4: BARRETT, IRVIN & JORDAN CONTRACTORS INC
(6190)
Call Order 027 (Proposal: C202918)**

Bid Bond Information

| | |
|-----------------------------|--|
| Projects: | Bond Maximum: |
| Counties: | State of Incorporation: |
| Bond ID: SNC12449129 | Agency Execution Date: 1/11/2012 |
| Paid by Check: No | Surety Name: surety2000 |
| Bond Percent: | Bond Agency Name: Liberty Mutual Insurance Company |

Vendor 6190's Bid Information for Call 027, Letting L120117, 01/17/12

Barrett, Irvin and Jordan Contractors, Inc (6190)
Call Order 027 (Proposal ID C202918)

LIST OF MBE PARTICIPANTS

| VENDOR NUMBER | DBE NAME ADDRESS | WORK CODE TYPE OF WORK | CERT TYPE AMOUNT | |
|---------------|---|------------------------|--------------------|-------|
| 6193 | MB A & C HAULING INC 618 SADDLE RIDGE AVE , DURHAM, NC 27704 | | Sub 3,000.00 | ✓ arm |
| 7624 | MB KENNETH L HOWARD DBA KL HOWARD 4037 LYN STREET , OXFORD, NC 27565 | | Sub 69,305.30 | ✓ arm |
| | | | TOTAL: \$72,305.30 | ✓ arm |
| | | | 5.17% | |

Vendor 6190's Bid Information for Call 027, Letting L120117, 01/17/12

Barrett, Irvin and Jordan Contractors, Inc (6190)
Call Order 027 (Proposal ID C202918)

LIST OF WBE PARTICIPANTS

| VENDOR NUMBER | DBE NAME ADDRESS | WORK CODE TYPE OF WORK | CERT TYPE AMOUNT | |
|---------------|--|------------------------|---------------------|-------|
| 12393 | WB ROYALS CONTRACTING, INC. 8601 BAREFOOT INDUSTRIAL RD , RALEIGH, NC 27617 | | Sub 109,020.78 | ✓ arm |
| | | | TOTAL: \$109,020.78 | ✓ arm |
| | | | 7.80% | |

Vendor 6190's Bid Information for Call 027, Letting L120117, 01/17/12

Barrett, Irvin and Jordan Contractors, Inc (6190)
Call Order 027 (Proposal ID C202918)

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: SNC12449129
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Liberty Mutual Insurance Company
Bond Execution Date: 1/11/2012
Bond Amount: \$69,916.07 (Five Percent of Bid)

Contract ID: C202918 Project(s): STATE FUNDED
Letting Date: 01-17-12 Call Order: 027
Bidder: 6190 - Barrett, Irvin and Jordan Contractors, 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 | | | 24,500.00 |
| 0002 | 0106000000-E BORROW EXCAVATION | CY | 1,201.000 | 15.83000 | | 19,011.83 |
| 0003 | 1220000000-E INCIDENTAL STONE BASE | TON | 597.000 | 25.00000 | | 14,925.00 |
| 0004 | 1245000000-E SHOULDER RECONSTRUCTION | SMI | 12.010 | 1,675.00000 | | 20,116.75 |
| 0005 | 1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (2-1/2") | SY | 62,452.000 | 1.24000 | | 77,440.48 |
| 0006 | 1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" (0" TO 1-1/2") | SY | 1,112.000 | 5.05000 | | 5,615.60 |
| 0007 | 1330000000-E INCIDENTAL MILLING | SY | 2,348.000 | 3.20000 | | 7,513.60 |
| 0008 | 1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B | TON | 9,390.000 | 26.73000 | | 250,994.70 |
| 0009 | 1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B | TON | 7,139.000 | 23.80000 | | 169,908.20 |
| 0010 | 1575000000-E ASPHALT BINDER FOR PLANT MIX | TON | 879.000 | 665.00000 | | 584,535.00 |
| 0011 | 1704000000-E PATCHING EXISTING PAVEMENT | TON | 945.000 | 101.75000 | | 96,153.75 |

Contract ID: C202918

Project(s): STATE FUNDED

Letting Date: 01-17-12 Call Order: 027

Bidder: 6190 - Barrett, Irvin and Jordan Contractors, Inc

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|--|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0012 | 2830000000-N ADJUSTMENT OF MANHOLES | 7.000 EA | 650.00000 | | 4,550.00 | |
| 0013 | 2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES | 3.000 EA | 650.00000 | | 1,950.00 | |
| 0014 | 4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS) | 62,064.000 LF | 0.45000 | | 27,928.80 | |
| 0015 | 4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 63,046.000 LF | 0.65000 | | 40,979.90 | |
| 0016 | 4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS) | 100.000 LF | 2.00000 | | 200.00 | |
| 0017 | 4710000000-E THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 106.000 LF | 6.00000 | | 636.00 | |
| 0018 | 4725000000-E THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS) | 17.000 EA | 100.00000 | | 1,700.00 | |
| 0019 | 4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III) | 2,560.000 LF | 3.00000 | | 7,680.00 | |
| 0020 | 4810000000-E PAINT PAVEMENT MARKING LINES (4") | 101,676.000 LF | 0.10000 | | 10,167.60 | |
| 0021 | 4820000000-E PAINT PAVEMENT MARKING LINES (8") | 100.000 LF | 0.50000 | | 50.00 | |
| 0022 | 4835000000-E PAINT PAVEMENT MARKING LINES (24") | 35.000 LF | 4.00000 | | 140.00 | |

Contract ID: C202918

Project(s): STATE FUNDED

Letting Date: 01-17-12 Call Order: 027

Bidder: 6190 - Barrett, Irvin and Jordan Contractors, Inc

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|--------------------|---|----------------------------|-------------|-----|------------|--------------|
| | | | Dollars | Cts | Dollars | Ct |
| 0023 | 4845000000-N PAINT PAVEMENT MARKING SYMBOL | EA 11.000 | 20.00000 | | 220.00 | |
| 0024 | 4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4") | LF 2,560.000 | 0.43000 | | 1,100.80 | |
| 0025 | 4900000000-N PERMANENT RAISED PAVEMENT MARKERS | EA 469.000 | 4.50000 | | 2,110.50 | |
| 0026 | 6000000000-E TEMPORARY SILT FENCE | LF 867.000 | 2.00000 | | 1,734.00 | |
| 0027 | 6071010000-E WATTLE | LF 2,180.000 | 5.00000 | | 10,900.00 | |
| 0028 | 6084000000-E SEEDING & MULCHING | ACR 8.670 | 1,650.00000 | | 14,305.50 | |
| 0029 | 7444000000-E INDUCTIVE LOOP SAWCUT | LF 302.000 | 4.15000 | | 1,253.30 | |
| Section 0001 Total | | | | | | 1,398,321.31 |
| Bid Total | | | | | | 1,398,321.31 |

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

PROPOSAL: C202918
 LETTING: L120117 CALL: 027
 VENDOR: 6190 Barrett, Irvin and Jordan Contractors, Inc

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

MBE SUBCONTRACTOR: 6193 A & C HAULING INC
 Will Use Quote: Yes

| | | | | | | |
|------|--------------|--------------|-----|---------|---------|---------|
| 0002 | 0106000000-E | BORROW EXCAV | CY | 400.000 | 5.00000 | 2000.00 |
| 0003 | 1220000000-E | INCIDENTAL S | TON | 200.000 | 5.00000 | 1000.00 |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: am 3,000.00

MBE SUBCONTRACTOR: 7624 KENNETH L HOWARD DBA KL HOWARD TRUCKING
 Will Use Quote: Yes

| | | | | | | |
|------|--------------|--------------|-----|-----------|---------|----------|
| 0005 | 1297000000-E | MILL ASP PVM | SY | 62452.000 | 0.15000 | 9367.80 |
| 0008 | 1498000000-E | ASP CONC INT | TON | 8750.000 | 4.00000 | 35000.00 |
| 0009 | 1519000000-E | ASP CONC SUR | TON | 6650.000 | 3.75000 | 24937.50 |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: am 69,305.30

am

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 5.17% or 72305.30
 Required: 5.00% or 69916.07
 <GOAL MET>

WBE COMMITMENT ITEMS

PAGE: 7

PROPOSAL: C202918
 LETTING: L120117 CALL: 027
 VENDOR: 6190 Barrett, Irvin and Jordan Contractors, Inc

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

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

| | | | | | |
|------|--------------|------------------|-----------|----------|----------|
| 0005 | 1297000000-E | MILL ASP PVM SY | 62452.000 | 0.99000 | 61827.48 |
| 0011 | 1704000000-E | PATCHING EXI TON | 945.000 | 49.94000 | 47193.30 |

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

✓ ~~am~~ 109,020.78
 ✓ ~~am~~

TOTAL WBE COMMITMENT FOR VENDOR:

Entered: 7.80% or 109020.78
 Required: 6.00% or 83899.28
 <GOAL MET>

Contract Item Sheets For C202918

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|----------------------|--------------|-------|--|----------------|----------------|------------|
| ROADWAY ITEMS | | | | | | |
| 0001 | 0000100000-N | 800 | MOBILIZATION | Lump Sum LS | 24,500.00 | 24,500.00 |
| 0002 | 0106000000-E | 230 | BORROW EXCAVATION | 1,201 CY | 15.83 | 19,011.83 |
| 0003 | 1220000000-E | 545 | INCIDENTAL STONE BASE | 597 TON | 25.00 | 14,925.00 |
| 0004 | 1245000000-E | SP | SHOULDER RECONSTRUCTION | 12.01 SMI | 1,675.00 | 20,116.75 |
| 0005 | 1297000000-E | 607 | MILLING ASPHALT PAVEMENT, **** DEPTH (2-1/2") | 62,452 SY | 1.24 | 77,440.48 |
| 0006 | 1308000000-E | 607 | MILLING ASPHALT PAVEMENT, **** TO ***** (0" TO 1-1/2") | 1,112 SY | 5.05 | 5,615.60 |
| 0007 | 1330000000-E | 607 | INCIDENTAL MILLING | 2,348 SY | 3.20 | 7,513.60 |
| 0008 | 1498000000-E | 610 | ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B | 9,390 TON | 26.73 | 250,994.70 |
| 0009 | 1519000000-E | 610 | ASPHALT CONC SURFACE COURSE, TYPE S9.5B | 7,139 TON | 23.80 | 169,908.20 |
| 0010 | 1575000000-E | 620 | ASPHALT BINDER FOR PLANT MIX | 879 TON | 665.00 | 584,535.00 |
| 0011 | 1704000000-E | SP | PATCHING EXISTING PAVEMENT | 945 TON | 101.75 | 96,153.75 |
| 0012 | 2830000000-N | 858 | ADJUSTMENT OF MANHOLES | 7 EA | 650.00 | 4,550.00 |
| 0013 | 2845000000-N | 858 | ADJUSTMENT OF METER BOXES OR VALVE BOXES | 3 EA | 650.00 | 1,950.00 |
| 0014 | 4685000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS) | 62,064 LF | 0.45 | 27,928.80 |
| 0015 | 4686000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 63,046 LF | 0.65 | 40,979.90 |
| 0016 | 4695000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS) | 100 LF | 2.00 | 200.00 |
| 0017 | 4710000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 106 LF | 6.00 | 636.00 |

Contract Item Sheets For C202918

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---|---------------|----------------|------------|
| 0018 | 4725000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS) | 17 EA | 100.00 | 1,700.00 |
| 0019 | 4770000000-E | 1205 | COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III) | 2,560 LF | 3.00 | 7,680.00 |
| 0020 | 4810000000-E | 1205 | PAINT PAVEMENT MARKING LINES (4") | 101,676 LF | 0.10 | 10,167.60 |
| 0021 | 4820000000-E | 1205 | PAINT PAVEMENT MARKING LINES (8") | 100 LF | 0.50 | 50.00 |
| 0022 | 4835000000-E | 1205 | PAINT PAVEMENT MARKING LINES (24") | 35 LF | 4.00 | 140.00 |
| 0023 | 4845000000-N | 1205 | PAINT PAVEMENT MARKING SYMBOL | 11 EA | 20.00 | 220.00 |
| 0024 | 4850000000-E | 1205 | REMOVAL OF PAVEMENT MARKING LINES (4") | 2,560 LF | 0.43 | 1,100.80 |
| 0025 | 4900000000-N | 1251 | PERMANENT RAISED PAVEMENT MARKERS | 469 EA | 4.50 | 2,110.50 |
| 0026 | 6000000000-E | 1605 | TEMPORARY SILT FENCE | 867 LF | 2.00 | 1,734.00 |
| 0027 | 6071010000-E | SP | WATTLE | 2,180 LF | 5.00 | 10,900.00 |
| 0028 | 6084000000-E | 1660 | SEEDING & MULCHING | 8.67 ACR | 1,650.00 | 14,305.50 |
| 0029 | 7444000000-E | 1725 | INDUCTIVE LOOP SAWCUT | 302 LF | 4.15 | 1,253.30 |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,398,321.31

Contract No. C202918
County Durham

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

Barrett, Irvin and Jordan Contractors, Inc.

Full name of Corporation

PO Box 71279, Durham, NC 27712

Address as Prequalified

Attest


Secretary/Assistant Secretary
Select appropriate title

By


President/Vice President/Assistant Vice President
Select appropriate title

Carlton L. Jordan

Print or type Signer's name

John w. Barrett


Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

7 day of Feb 2012


Signature of Notary Public

NOTARY SEAL

of Durham County

State of NC

My Commission Expires: 4-29-13

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 **C202918**

County (ies): **Durham**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

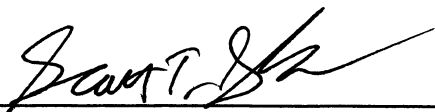


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202918
County Durham

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 1, 2012
Name of Principal Contractor Barrett, Irvin & Jordan Contractors, Inc.
Name of Surety: Liberty Mutual Insurance Company
Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina
Amount of Bond: (\$1,398,321.31) One Million Three Hundred Ninety Eight Thousand Three Hundred Twenty One Dollars and 31/100
Contract ID No.: C202918
County Name: Durham

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 PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

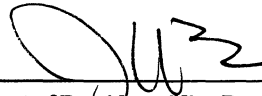
Barrett, Irvin and Jordan Contractors

Full name of Corporation

2116 Camden Ave, Durham, NC 27704

Address as prequalified

By



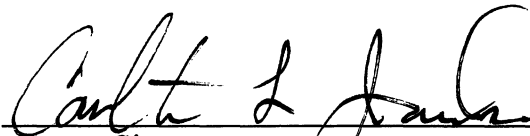
Signature of President, Vice President, Assistant Vice President
Select appropriate title

John Barnett

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

Carlton L. Jordan

Print or type Signer's name

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

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 PHOEBE C. HONEYCUTT, KENNETH J. PEEPLES, KITARA A. SMITH, HEATHER KENNEDY, NEIL BILLER, BOBBI D. PENDLETON, CAMILLE SMITH, ALL OF THE CITY OF DURHAM, 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 FIFTY MILLION AND 00/100***** DOLLARS (\$ 50,000,000.00*****) 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, David M. Carey, 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 day of 5th day of January, 2012.



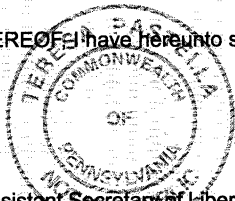
LIBERTY MUTUAL INSURANCE COMPANY

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

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 5th day of January, 2012, before me, a Notary Public, personally came David M. Carey, 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.



Notarial Seal:
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires May 28, 2015
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 1 day of February, 2012.



By Gregory W. Davenport
Gregory W. Davenport, 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.

Contract No. C202918
County Durham

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 1, 2012
Name of Principal Contractor: Barrett, Irvin & Jordan Contractors, Inc.
Name of Surety: Liberty Mutual Insurance Company
Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina
Amount of Bond: (\$1,398,321.31) One Million Three Hundred Ninety Eight Thousand Three Hundred Twenty One Dollars and 31/100
Contract ID No.: C202918
County Name: Durham

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. C202918
County Durham

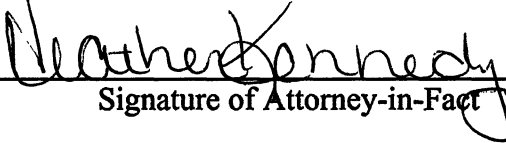
Rev 5-17-11

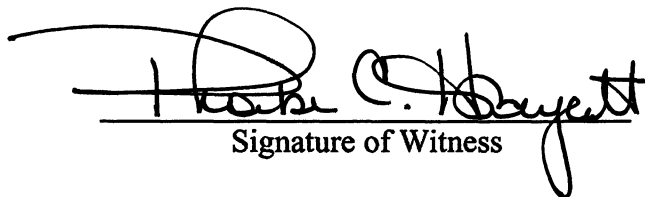
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Heather Kennedy
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Phoebe C Honeycutt
Print or type Signer's name

175 Berkeley Street
Boston, MA 02117
Address of Attorney-in-Fact

Contract No. C202918
County Durham

Rev 5-17-11

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

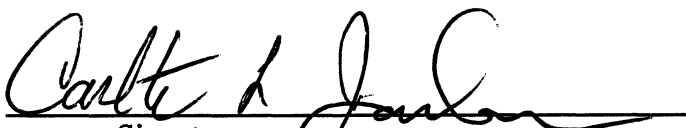
Barrett, Irvin & Jordan Contractors, Inc.
Full name of Corporation

2116 Camden Avenue, Durham, NC 27704
Address as prequalified

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

John Barrett
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Carla L. Jordan
Print or type Signer's name

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BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

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, 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 FIFTY MILLION AND 00/100 DOLLARS (\$ 50,000,000.00) 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.

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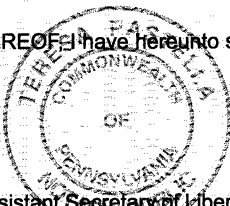
LIBERTY MUTUAL INSURANCE COMPANY

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

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

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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.



Notarial Seal
Teresa Pastella, Notary Public
Plymouth Meeting, Montgomery County, PA
My Commission Expires Mar. 28, 2015
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

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

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