

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

C202751

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202751

WBS

33823.3.1 BRZ-2227(1)

T.I.P NO.

B-4661

COUNTY OF

WAKE

THIS IS THE

ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER

SR 2227

LENGTH

0.143 MILES

LOCATION

BRIDGE OVER POWELL CREEK AND APPROACHES ON SR-2227.

CONTRACTOR

DANE CONSTRUCTION, INC.

ADDRESS

P.O. BOX 800

MOORESVILLE, NC 28115

BIDS OPENED

JANUARY 17, 2012

CONTRACT EXECUTION

FEB 22 2012

**Vendor 1 of 4: DANE CONSTRUCTION, INC. (3377)**  
**Call Order 024 (Proposal: C202751)**

**Bid Information**

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**County:** WAKE

**Address:** PO Box 800  
Mooreville , NC , 28115

**Signature Check:** Michael\_E.\_Dane\_3377

**Time Bid Received:** January 17, 2012 10:41 AM

**Amendment Count:** 0

**Bid Checksum:** BB5E0845

**Bid Total:** \$802,370.45

**Items Total:** \$802,370.45 ✓

**Time Total:** \$0.00

**Bidding Errors:**

DBE Warning : DBE Warning: DBE Commitment Goal not met

DBE GOAL SET 10.0

DBE GOAL OBT 7.0

**Vendor 1 of 4: DANE CONSTRUCTION, INC. (3377)  
Call Order 024 (Proposal: C202751)**

**Bid Bond Information**

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<b>Projects:</b>	<b>Bond Maximum:</b>
<b>Counties:</b>	<b>State of Incorporation:</b>
<b>Bond ID:</b> LQYX-DMF1-BQ2Y-H9LL	<b>Agency Execution Date:</b> 1/12/12
<b>Paid by Check:</b> No	<b>Surety Name:</b> SurePathNetwork
<b>Bond Percent:</b>	<b>Bond Agency Name:</b> Travelers Casualty and Surety Company of America

Vendor 3377's Bid Information for Call 024, Letting L120117, 01/17/12

Dane Construction, Inc. (3377)  
 Call Order 024 (Proposal ID C202751)

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub 8,924.73	✓	am
4898	WB BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub 15,640.00	✓	am
5266	WB NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101		Sub 19,040.85	✓	am
2432	WB ACE STEEL OF NORTH CAROLINA, LL POST OFFICE BOX 296 , MT. AIRY, NC 27030		Sub 12,659.70	✓	am
			TOTAL: \$56,265.28	✓	am
					7.01%

Vendor 3377's Bid Information for Call 024, Letting L120117, 01/17/12

Dane Construction, Inc. (3377)  
 Call Order 024 (Proposal ID C202751)

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:

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BondID: LQYX-DMF1-BQ2Y-H9LL

Surety Registry Agency: SurePathNetwork

Verified?: Yes

Surety Agency: Travelers Casualty and Surety Company of America

Bond Execution Date: 1/12/12

Bond Amount: \$40,118.52 (Five Percent of Bid)

Contract ID: C202751 Project(s): BRZ-2227(1)  
Letting Date: 01-17-12 Call Order: 024  
Bidder: 3377 - Dane Construction, Inc.

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 MOBILIZATION	LUMP	LUMP	40,000.00
0002	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (24+50)	LUMP	LUMP	5,000.00
0003	0043000000-N GRADING	LUMP	LUMP	55,000.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	1.000 ACR	100.00000	100.00
0005	0057000000-E UNDERCUT EXCAVATION	200.000 CY	15.00000	3,000.00
0006	0134000000-E DRAINAGE DITCH EXCAVATION	40.000 CY	25.00000	1,000.00
0007	0195000000-E SELECT GRANULAR MATERIAL	200.000 CY	26.00000	5,200.00
0008	0196000000-E GEOTEXTILE FOR SOIL STABILIZATION	300.000 SY	2.50000	750.00
0009	0220000000-E ROCK EMBANKMENTS	340.000 TON	45.00000	15,300.00
0010	0223000000-E ROCK PLATING	330.000 SY	35.00000	11,550.00

Dept of Transportation

Revised:

Contract ID: C202751

Project(s): BRZ-2227(1)

Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0241000000-E GENERIC GRADING ITEM FILTER FABRIC FOR ROCK EMBANKMENT	150.000 SY	3.00000		450.00	
0012	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRUCTURES	30.000 TON	30.00000		900.00	
0013	0320000000-E FOUNDATION CONDITIONING GEO-TEXTILE	90.000 SY	2.50000		225.00	
0014	0343000000-E 15" SIDE DRAIN PIPE	96.000 LF	15.00000		1,440.00	
0015	0448200000-E 15" RC PIPE CULVERTS, CLASS IV	156.000 LF	28.00000		4,368.00	
0016	1077000000-E #57 STONE	80.000 TON	25.00000		2,000.00	
0017	1220000000-E INCIDENTAL STONE BASE	100.000 TON	25.00000		2,500.00	
0018	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	490.000 TON	53.00000		25,970.00	
0019	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	345.000 TON	57.00000		19,665.00	
0020	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	465.000 TON	59.00000		27,435.00	
0021	1575000000-E ASPHALT BINDER FOR PLANT MIX	66.000 TON	625.00000		41,250.00	

Dept of Transportation

Revised:

Contract ID: C202751

Project(s): BRZ-2227(1)

Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	2000000000-N RIGHT OF WAY MARKERS	5.000 EA	150.00000		750.00	
0023	2286000000-N MASONRY DRAINAGE STRUCTURES	2.000 EA	1,375.00000		2,750.00	
0024	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	575.00000		575.00	
0025	2556000000-E SHOULDER BERM GUTTER	16.000 LF	45.00000		720.00	
0026	2830000000-N ADJUSTMENT OF MANHOLES	1.000 EA	850.00000		850.00	
0027	3030000000-E STEEL BM GUARDRAIL	225.000 LF	15.00000		3,375.00	
0028	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	13.00000		65.00	
0029	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	4.000 EA	1,250.00000		5,000.00	
0030	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	4.000 EA	1,800.00000		7,200.00	
0031	3649000000-E RIP RAP, CLASS B	157.000 TON	32.00000		5,024.00	
0032	3656000000-E GEOTEXTILE FOR DRAINAGE	972.000 SY	2.45000		2,381.40	
0033	3659000000-N PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	2.000 EA	1,500.00000		3,000.00	



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Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0034	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	77.000 LF	4.25000		327.25	
0035	4096000000-N SIGN ERECTION, TYPE D	2.000 EA	85.00000		170.00	
0036	4102000000-N SIGN ERECTION, TYPE E	1.000 EA	85.00000		85.00	
0037	4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL	16.000 EA	5.00000		80.00	
0038	4400000000-E WORK ZONE SIGNS (STATIONARY)	408.000 SF	3.85000		1,570.80	
0039	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	104.000 SF	3.85000		400.40	
0040	4430000000-N DRUMS	27.000 EA	46.00000		1,242.00	
0041	4445000000-E BARRICADES (TYPE III)	80.000 LF	9.00000		720.00	
0042	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	754.000 LF	1.00000		754.00	
0043	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	1,508.000 LF	1.00000		1,508.00	
0044	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	9.000 EA	10.00000		90.00	
0045	6000000000-E TEMPORARY SILT FENCE	725.000 LF	1.90000		1,377.50	

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Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0046	6006000000-E STONE FOR EROSION CONTROL, CLASS A	225.000 TON	32.00000		7,200.00	
0047	6009000000-E STONE FOR EROSION CONTROL, CLASS B	100.000 TON	32.00000		3,200.00	
0048	6012000000-E SEDIMENT CONTROL STONE	275.000 TON	30.00000		8,250.00	
0049	6015000000-E TEMPORARY MULCHING	1.500 ACR	650.00000		975.00	
0050	6018000000-E SEED FOR TEMPORARY SEEDING	100.000 LB	2.95000		295.00	
0051	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	2.250 TON	900.00000		2,025.00	
0052	6024000000-E TEMPORARY SLOPE DRAINS	200.000 LF	13.00000		2,600.00	
0053	6029000000-E SAFETY FENCE	700.000 LF	1.15000		805.00	
0054	6030000000-E SILT EXCAVATION	170.000 CY	9.00000		1,530.00	
0055	6036000000-E MATTING FOR EROSION CONTROL	3,000.000 SY	1.50000		4,500.00	
0056	6037000000-E COIR FIBER MAT	20.000 SY	3.15000		63.00	
0057	6042000000-E 1/4" HARDWARE CLOTH	1,300.000 LF	4.00000		5,200.00	

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Project(s): BRZ-2227(1)

Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	6048000000-E FLOATING TURBIDITY CURTAIN	655.000 SY	29.07000		19,040.85	
0059	6071010000-E WATTLE	150.000 LF	7.00000		1,050.00	
0060	6071020000-E POLYACRYLAMIDE (PAM)	50.000 LB	5.00000		250.00	
0061	6071030000-E COIR FIBER BAFFLE	75.000 LF	3.50000		262.50	
0062	6071050000-E *** SKIMMER (1-1/2")	2.000 EA	1,150.00000		2,300.00	
0063	6084000000-E SEEDING & MULCHING	1.500 ACR	1,600.00000		2,400.00	
0064	6087000000-E MOWING	1.500 ACR	60.00000		90.00	
0065	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	4.20000		210.00	
0066	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	900.00000		225.00	
0067	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	4.20000		210.00	
0068	6108000000-E FERTILIZER TOPDRESSING	1.000 TON	900.00000		900.00	
0069	6114500000-N SPECIALIZED HAND MOWING	10.000 MHR	55.00000		550.00	

Contract ID: C202751

Project(s): BRZ-2227(1)

Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0070	6117000000-N RESPONSE FOR EROSION CONTROL	EA 18.000	120.00000		2,160.00	
0071	6123000000-E REFORESTATION	ACR 0.100	1,680.00000		168.00	
Section 0001 Total						369,577.70

Section 0004 STRUCTURE ITEMS

Alt Group

0072	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (24+50.00-L-)	LUMP	LUMP		48,276.00	
0073	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (24+50.00-L-)	LUMP	LUMP		15,000.00	
0074	8182000000-E CLASS A CONCRETE (BRIDGE)	CY 50.200	1,200.00000		60,240.00	
0075	8210000000-N BRIDGE APPROACH SLABS, STATION***** (24+50.00-L-)	LUMP	LUMP		15,000.00	
0076	8217000000-E REINFORCING STEEL (BRIDGE)	LB 8,582.000	1.00000		8,582.00	
0077	8364000000-E HP12X53 STEEL PILES	LF 280.000	65.10000		18,228.00	
0078	8384200000-E HP14X73 GALVANIZED STEEL PILES	LF 440.000	92.00000		40,480.00	

Dept of Transportation

Revised:

Contract ID: C202751

Project(s): BRZ-2227(1)

Letting Date: 01-17-12 Call Order: 024

Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0079	8391000000-N STEEL PILE POINTS	EA 16.000	202.00000		3,232.00	
0080	8475000000-E TWO BAR METAL RAIL	LF 245.500	121.00000		29,705.50	
0081	8517000000-E 1'-***"X *****" CONCRETE PARA- (1'-2" X 2'-10")	PET LF 260.500	72.50000		18,886.25	
0082	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON 245.000	37.00000		9,065.00	
0083	8622000000-E GEOTEXTILE FOR DRAINAGE	SY 280.000	2.85000		798.00	
0084	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		8,000.00	
0085	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	LF 1,430.000	110.00000		157,300.00	
	Section 0004 Total				432,792.75	
	Bid Total				802,370.45	

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.

DBE COMMITMENT ITEMS

PROPOSAL: C202751  
 LETTING: L120117 CALL: 024  
 VENDOR: 3377 Dane Construction, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC. Will Use Quote: Yes						
0081	8517000000-E	1'-**"X***** LF	LF	260.500	34.26000	8924.73
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						8,924.73
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						8,924.7

DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC Will Use Quote: Yes						
0027	3030000000-E	STL BM GUARD LF	LF	225.000	15.00000	3375.00
0028	3150000000-N	ADDIT GUARDR EA	EA	5.000	13.00000	65.00
0029	3215000000-N	GR ANCHOR TY EA	EA	4.000	1250.00000	5000.00
0030	3270000000-N	GR ANCHOR TY EA	EA	4.000	1800.00000	7200.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						15,640.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						15,640.

DBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC Will Use Quote: Yes						
0058	6048000000-E	FLOAT TURBID SY	SY	655.000	29.07000	19040.85
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						19,040.85
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						19,040.

DBE SUBCONTRACTOR: 2432 ACE STEEL OF NORTH CAROLINA, LLC Will Use Quote: Yes						
0075	8210000000-N	BRG APPR SLA LS	LS	1.000	3507.63000	3507.63
0076	8217000000-E	REINF STEEL LB	LB	8582.000	0.67000	5749.94
0081	8517000000-E	1'-**"X***** LF	LF	260.500	13.06000	3402.13
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						12,659.70
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						12,659.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 7.01% or 56265.28  
 Required: 10.00% or 80237.04  
 <GOAL NOT MET>



Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	40,000.00	40,000.00
0002	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (24 + 50)	Lump Sum LS	5,000.00	5,000.00
0003	0043000000-N	226	GRADING	Lump Sum LS	55,000.00	55,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	100.00	100.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	200 CY	15.00	3,000.00
0006	0134000000-E	240	DRAINAGE DITCH EXCAVATION	40 CY	25.00	1,000.00
0007	0195000000-E	265	SELECT GRANULAR MATERIAL	200 CY	26.00	5,200.00
0008	0196000000-E	270	GEOTEXTILE FOR SOIL STABILIZA- TION	300 SY	2.50	750.00
0009	0220000000-E	SP	ROCK EMBANKMENTS	340 TON	45.00	15,300.00
0010	0223000000-E	275	ROCK PLATING	330 SY	35.00	11,550.00
0011	0241000000-E	SP	GENERIC GRADING ITEM FILTER FABRIC FOR ROCK EMBANKMENT	150 SY	3.00	450.00
0012	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRUCTURES	30 TON	30.00	900.00
0013	0320000000-E	300	FOUNDATION CONDITIONING GEO- TEXTILE	90 SY	2.50	225.00
0014	0343000000-E	310	15" SIDE DRAIN PIPE	96 LF	15.00	1,440.00
0015	0448200000-E	310	15" RC PIPE CULVERTS, CLASS IV	156 LF	28.00	4,368.00
0016	1077000000-E	SP	#57 STONE	80 TON	25.00	2,000.00
0017	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	25.00	2,500.00
0018	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	490 TON	53.00	25,970.00

## Contract Item Sheets For C202751

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	345 TON	57.00	19,665.00
0020	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	465 TON	59.00	27,435.00
0021	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	66 TON	625.00	41,250.00
0022	2000000000-N	806	RIGHT OF WAY MARKERS	5 EA	150.00	750.00
0023	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	2 EA	1,375.00	2,750.00
0024	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	575.00	575.00
0025	2556000000-E	846	SHOULDER BERM GUTTER	16 LF	45.00	720.00
0026	2830000000-N	858	ADJUSTMENT OF MANHOLES	1 EA	850.00	850.00
0027	3030000000-E	862	STEEL BM GUARDRAIL	225 LF	15.00	3,375.00
0028	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	13.00	65.00
0029	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,250.00	5,000.00
0030	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,800.00	7,200.00
0031	3649000000-E	876	RIP RAP, CLASS B	157 TON	32.00	5,024.00
0032	3656000000-E	876	GEOTEXTILE FOR DRAINAGE	972 SY	2.45	2,381.40
0033	3659000000-N	SP	PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	2 EA	1,500.00	3,000.00
0034	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	77 LF	4.25	327.25
0035	4096000000-N	904	SIGN ERECTION, TYPE D	2 EA	85.00	170.00
0036	4102000000-N	904	SIGN ERECTION, TYPE E	1 EA	85.00	85.00
0037	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U-CHANNEL	16 EA	5.00	80.00

## Contract Item Sheets For C202751

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	408 SF	3.85	1,570.80
0039	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	104 SF	3.85	400.40
0040	4430000000-N	1130	DRUMS	27 EA	46.00	1,242.00
0041	4445000000-E	1145	BARRICADES (TYPE III)	80 LF	9.00	720.00
0042	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	754 LF	1.00	754.00
0043	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	1,508 LF	1.00	1,508.00
0044	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	9 EA	10.00	90.00
0045	6000000000-E	1605	TEMPORARY SILT FENCE	725 LF	1.90	1,377.50
0046	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	225 TON	32.00	7,200.00
0047	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	100 TON	32.00	3,200.00
0048	6012000000-E	1610	SEDIMENT CONTROL STONE	275 TON	30.00	8,250.00
0049	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	650.00	975.00
0050	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	100 LB	2.95	295.00
0051	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	2.25 TON	900.00	2,025.00
0052	6024000000-E	1622	TEMPORARY SLOPE DRAINS	200 LF	13.00	2,600.00
0053	6029000000-E	SP	SAFETY FENCE	700 LF	1.15	805.00
0054	6030000000-E	1630	SILT EXCAVATION	170 CY	9.00	1,530.00
0055	6036000000-E	1631	MATTING FOR EROSION CONTROL	3,000 SY	1.50	4,500.00
0056	6037000000-E	SP	COIR FIBER MAT	20 SY	3.15	63.00

## Contract Item Sheets For C202751

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6042000000-E	1632	1/4" HARDWARE CLOTH	1,300 LF	4.00	5,200.00
0058	6048000000-E	SP	FLOATING TURBIDITY CURTAIN	655 SY	29.07	19,040.85
0059	6071010000-E	SP	WATTLE	150 LF	7.00	1,050.00
0060	6071020000-E	SP	POLYACRYLAMIDE (PAM)	50 LB	5.00	250.00
0061	6071030000-E	1640	COIR FIBER BAFFLE	75 LF	3.50	262.50
0062	6071050000-E	SP	*** SKIMMER (1-1/2")	2 EA	1,150.00	2,300.00
0063	6084000000-E	1660	SEEDING & MULCHING	1.5 ACR	1,600.00	2,400.00
0064	6087000000-E	1660	MOWING	1.5 ACR	60.00	90.00
0065	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	4.20	210.00
0066	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	900.00	225.00
0067	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	4.20	210.00
0068	6108000000-E	1665	FERTILIZER TOPDRESSING	1 TON	900.00	900.00
0069	6114500000-N	1667	SPECIALIZED HAND MOWING	10 MHR	55.00	550.00
0070	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	18 EA	120.00	2,160.00
0071	6123000000-E	1670	REFORESTATION	0.1 ACR	1,680.00	168.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0072	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (24 + 50.00-L-)	Lump Sum LS	48,276.00	48,276.00
0073	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (24 + 50.00-L-)	Lump Sum LS	15,000.00	15,000.00
0074	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	50.2 CY	1,200.00	60,240.00
0075	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (24 + 50.00-L-)	Lump Sum LS	15,000.00	15,000.00
0076	8217000000-E	425	REINFORCING STEEL (BRIDGE)	8,582 LB	1.00	8,582.00
0077	8364000000-E	450	HP12X53 STEEL PILES	280 LF	65.10	18,228.00
0078	8384200000-E	450	HP14X73 GALVANIZED STEEL PILES	440 LF	92.00	40,480.00
0079	8391000000-N	450	STEEL PILE POINTS	16 EA	202.00	3,232.00
0080	8475000000-E	460	TWO BAR METAL RAIL	245.5 LF	121.00	29,705.50
0081	8517000000-E	460	1'-***"X ***** CONCRETE PARA- PET (1'-2" X 2'-10")	260.5 LF	72.50	18,886.25
0082	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	245 TON	37.00	9,065.00
0083	8622000000-E	876	GEOTEXTILE FOR DRAINAGE	280 SY	2.85	798.00
0084	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	8,000.00	8,000.00
0085	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	1,430 LF	110.00	157,300.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$802,370.45

Contract No. C202751  
County Wake

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**


Dane Construction, Inc.

Full name of Corporation

PO Box 800, Mooresville, NC 28115

Address as Prequalified

Attest

  
Secretary/Assistant Secretary  
Select appropriate title

By

  
President/Vice President/Assistant Vice President  
Select appropriate title

Peter B. Weber

Print or type Signer's name

Michael E. Dane

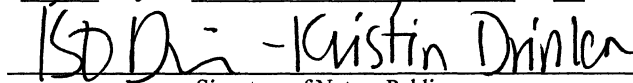
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

13 day of February 2012.

  
Signature of Notary Public

**NOTARY SEAL**

of Irredell County

State of North Carolina

My Commission Expires: 09/28/2015

## 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**     C202751

**County (ies):**   Wake

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

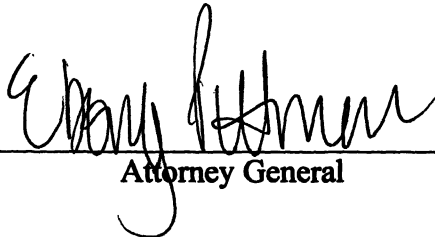


\_\_\_\_\_  
Contract Officer

2/22/12

\_\_\_\_\_  
Date

**Execution of Contract and Bonds**  
**Approved as to Form:**



\_\_\_\_\_  
Attorney General

Bond No. 105673864

Contract No. C202751, WBS 33823.3.1  
County Wake

Rev 5-17-11

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 7, 2012

Name of Principal Contractor Dane Construction, Inc.

Name of Surety: Travelers Casualty and Surety Company of America  
One Tower Square, Hartford, CT 06183

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

Amount of Bond: (\$802,370.45 ) Eight Hundred Two Thousand Three  
Hundred Seventy Dollars and 45/100

Contract ID No.: C202751, WBS 33823.3.1

County Name: Wake

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. C202751. WBS 33823.3.1  
County Wake

Rev 5-17-11

### CONTRACT PAYMENT BOND

*Affix Seal of Surety Company*

Travelers Casualty and Surety Company of America  
Print or type Surety Company Name

By Angela M. Yount  
Print, stamp or type name of Attorney-in-Fact



Angela M. Yount  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of Witness

Ramona Fewell  
Print or type Signer's name

6230 Fairview Road, Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202751, WBS 33823.3.1  
County Wake

Rev 5-17-11

**CONTRACT PAYMENT BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

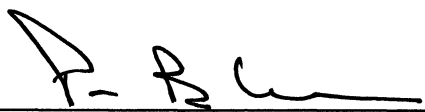
Dane Construction, Inc.  
Full name of Corporation

PO Box 800, Mooresville, NC 28115  
Address as prequalified

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

Michael E. Dane  
Print or type Signer's name

*Affix Corporate Seal*

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

Peter B. Weber  
Print or type Signer's name

Contract No. C202751, WBS 33823.3.1  
County Wake

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: February 7, 2012

Name of Principal Contractor: Dane Construction, Inc.

Name of Surety: Travelers Casualty and Surety Company of America  
One Tower Square, Hartford, CT 06183

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

Amount of Bond: (\$802,370.45 ) Eight Hundred Two Thousand Three  
Hundred Seventy Dollars and 45/100

Contract ID No.: C202751, WBS 33823.3.1

County Name: Wake

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. C202751, WBS 33823.3.1  
County Wake

Rev 5-17-11


**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

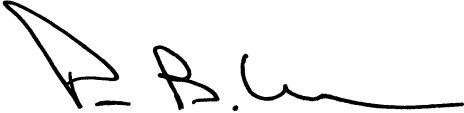
Dane Construction, Inc.  
Full name of Corporation

PO Box 800, Mooresville, NC 28115  
Address as prequalified

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

Michael E. Danc  
Print or type Signer's name

*Affix Corporate Seal*

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

Peter B. Weber  
Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Surety Bond No. 105673864

Principal: Dane Construction, Inc.

OR

Project Description: Wake County, C202751, WBS: 33823.3.1 -
Three span cored slab bridge replacement,
Bridge over Powell Creek

Obligee: N. C. Department of Transportation

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Angela M. Yount of the City of Charlotte, State of NC, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 25th day of April, 2011.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut

City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 25th day of April, 2011, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2016.



[Signature]
Marie C. Tetreault, Notary Public



This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seals of said Companies this 7th day of February , 2012 .

Kevin E. Hughes, Assistant Secretary



**To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at [www.travelersbond.com](http://www.travelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.**