



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

PAT MCCRORY  
GOVERNOR

P.O. BOX 25201, RALEIGH, NC 27611-5201  
PHONE (919) 733-2520

ANTHONY J. TATA  
SECRETARY

May 2, 2013

**Addendum No. 1**

**SUBJECT:** Contract No. 11-01-721  
WBS Element No. 43758  
Grading, Drainage, and Remove and Re-lay the Existing Railroad Storage Track at  
LA's Totally Awesome Manufacturing Facility in Surry County, North Carolina

**May 16, 2013 Bid Opening**

To Whom It May Concern:

Reference is made to the Contract Proposal recently furnished to you on the above-mentioned project. The following revisions have been made to the Contract Proposal:

**On Page 19**, the project special provision entitled "**DOMESTIC STEEL AND IRON PRODUCTS (Buy America)**" has been added. Please void **Page 19** in your proposal and staple the **Revised Page 19** thereto. No contract pay items have been modified by this addendum.

The Acknowledgement of Receipt for this Addendum shall be signed by an authorized agent of the company and returned with the bid proposal. Bid Proposals submitted without this Addendum shall be considered irregular and will not be considered for award.

If you have any questions regarding this matter, please feel free to contact me at 336-903-9138.

Sincerely,

A handwritten signature in black ink that reads "Joe L. Laws".

Joe L. Laws, PE  
Division Project Manager

cc: M. A. Pettyjohn, PE  
B. W. Whitaker, PE

P. O. Box 250, NORTH WILKESBORO, NC 28659  
PHONE (336) 667-9111 FAX (336) 667-4549

Acknowledgement of Receipt

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Company Name

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Signature

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Date

Revenue, Transportation, and the Office of the Governor). This prohibition covers those vendors and contractors who:

- (1) have a contract with a governmental agency; or
- (2) have performed under such a contract within the past year; or
- (3) anticipate bidding on such a contract in the future.

For additional information regarding the specific requirements and exemptions, vendors and contractors are encouraged to review Executive Order 24 and *G.S. § 133-32*.

Executive Order 24 also encouraged and invited other State Agencies to implement the requirements and prohibitions of the Executive Order to their agencies. Vendors and contractors should contact other State Agencies to determine if those agencies have adopted Executive Order 24.

### **DOMESTIC STEEL AND IRON PRODUCTS (Buy America)**

All steel and iron products which are permanently incorporated into this project shall be produced in the United States except minimal amounts of foreign steel and iron products may be used provided the combined project cost of the bid items involved does not exceed one-tenth of one percent (0.1 percent) of the total amount bid for the entire project or \$2,500.00, whichever is greater. This minimal amount of foreign produced steel and iron products permitted for use by this Special Provision is not applicable to fasteners. Domestically produced fasteners are required for this project.

All steel and iron products furnished as "domestic products" shall be melted, cast, formed, shaped, drawn, extruded, forged, fabricated, produced, or otherwise processed and manufactured in the United States. Raw materials including pig iron and processed pelletized and reduced iron ore used in manufacturing "domestic" steel products may be imported; however, all manufacturing processes to produce the products, including coatings, must occur in the United States.

Before each steel or iron product is incorporated into this project or included for partial payment on a monthly estimate, the Contractor shall furnish the Resident Engineer a notarized certification certifying that the product conforms to the above requirements of this Special Provision. The Resident Engineer will forward a copy of each certification to the Materials and Tests Unit.

Each purchase order issued by the Contractor or a subcontractor for steel and iron products to be permanently incorporated into this project shall contain in bold print a statement advising the supplier that all manufacturing processes to produce the steel or iron shall have occurred in the United States. The Contractor and all affected subcontractors shall maintain a separate file for steel products permanently incorporated into this project so that verification of the Contractor's efforts to purchase "domestic" steel and iron products can readily be verified by an authorized representative of the Department or the Federal Highway Administration.