

MEMORANDUM



To: Carmen Mosley, Sr. Fiscal Services Mgr.
Public Works Department

C. Mosley

From: Jane Oliver, Bond Coordinator
Public Works Department

Jane Oliver

Date: February 13, 2018

Subject: **WILLOW WALK, PHASE I-A
PDR-14-04/15-S-12 (F)
ACCEPT VERIFICATION CERTIFICATE
FOR PUBLIC FINAL LIFT OF ASPHALT**

For your information:

The developer has requested an extension on the final lift of asphalt for this project, which will be publicly maintained. The developer has started building homes in the development and is requesting the extension in order to complete the project without marring the roadway. The Public Works Department has reviewed the request and is in agreement with the Developer's request. This action is to extend the agreement and security to ensure the developer is not in default with the agreement previously provided. Therefore, per R-14-86, the following form of action is required:

SURETY BOND NO. 1118801 WILL REMAIN IN PLACE. This Surety will be used to secure the one (1) year extension for the required public final lift of asphalt improvements agreement, (see below). Note: No extension agreement is required with the new County format.

- **Acceptance of**, the Verification Certificate in conjunction with the agreement previously approved;
 - **Surety Bond No 1118801**, Verification Certificate dated November 22, 2018 issued through Lexon Insurance Co.;
 - **Expiration Date** – February 23, 2019;
 - **Amount of Performance Bond** \$87,425.00.

Instructions to Board Records

Copies of release request to: Claudia Campos (Claudia.campos@ManateeClerk.com), Julie Jensvold (Julie.jensvold@ManateeClerk.com), Abby Lindecamp (abby.lindecamp@ManateeClerk.com), Dean Paquet (Dean.Paquet@kimley-horn.com), and Jane Oliver (jane.oliver@mymanatee.org).

cc: Records Management
Kenneth LaBarr, Infrastructure Inspections Div. Mgr., Public Works
Mathew Morris, Agent for the Developer
Attachments

Public Works Department
Fiscal Division
1022 26th Avenue East, Bradenton, FL 34208
Phone number: (941) 708-7450

VERIFICATION CERTIFICATE

Surety: Lexon Insurance Company

Principal OK Willow Walk LLC

OBLIGEE: Manatee County, Florida

DESCRIPTION Willow Walk Phase 1A - Final Lift of Asphalt

BOND NO.: 1118801

BOND AMOUNT \$87,425.00

EFFECTIVE DATE 12/21/2015

We consent to the extension of the agreement to February 23, 2019

This is to certify that this company has not terminated its suretyship under the above described bond and that such bond according to its records remains in full force and effect until released by the obligee.

Signed and Sealed this 22nd day of November, 2018

Lexon Insurance Company

By: 
Brook T. Smith, Attorney-in-Fact

STATE OF Kentucky
COUNTY OF Jefferson

The foregoing instrument was acknowledged before me this 22nd of January, 2018.


Sandra L. Fusinetti, Notary Public

Commission No. 549253, Commission Expires: 2/13/2020



POWER OF ATTORNEY

LX- 317350

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.



LEXON INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY [Signature] Amy Taylor Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 22nd Day of January, 2018



BY [Signature] Andrew Smith Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties.