

MEMORANDUM



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

C. Mosley

From: Brandy Wilkins, Bond Coordinator
Public Works Department

B. Wilkins

Date: February 12, 2019

Subject: **INDIGO PHASE II
PDR-13-39/15-S-46 (F)
ACCEPT SURETY BOND CONTINUATION CERTIFICATE
FOR DEFECT SECURITY AGREEMENT**

On December 15, 2015, the Board of County Commissioners accepted a defect security agreement which must remain in place for three (3) years from County acceptance of that agreement. This project has failed the defect inspection and requires more time to complete the issues noted on the inspection report. The Surety Bond secured by Great American Insurance Company extends the expiration date to give the Developer the time necessary to make the required repairs. Therefore, per R-14-86, the following form of action is required:

ACTION

- **Acceptance of**, the Surety Bond Continuation Certificate in conjunction with the *Agreement Warranting Required Improvements* securing potable water, irrigation and sanitary utilities improvements;
 - **Surety Bond No.** CS3037143, Continuation Certificate dated December 15, 2015, issued through Great American Insurance Company;
 - **Expiration Date** – December 15, 2019;
 - **Amount of Defect Bond** \$14,649.61.

Instructions to Board Records

1. Copies of release request to: Claudia Campos (Claudia.campos@ManateeClerk.com), Julie Jensvold (Julie.jensvold@ManateeClerk.com), Abby Lindecamp (abby.lindecamp@ManateeClerk.com), Jim Schier (jschier@nealcommunities.com), and Brandy Wilkins (brandy.wilkins@mymanatee.org).

cc: Records Management
Ken LaBarr, Infrastructure Inspection Mgr.
Jim Schier, Neal Communities of Southwest Florida, LLC

Attachment

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

COPY

CONTINUATION CERTIFICATE
Defect Security

In consideration of premium charged for Defect Security issued by Great American Insurance Company, as Surety, hereby continues in force:

BOND Number: CS3037143

DATED: 11/2/2015

IN THE AMOUNT OF: Fourteen Thousand Six Hundred Forty-nine and 61/100 DOLLARS
(\$14,649.61)

ON BEHALF OF: Neal Communities of Southwest Florida, LLC, as Principal,

IN FAVOR OF: Manatee County, State of Florida,
for the period

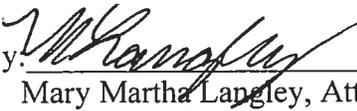
BEGINNING: December 15, 2018

AND ENDING: December 15, 2019, subject to all the terms and conditions of said bond;
provided that the

LIABILITY OF: Great American Insurance Company, as Surety, shall not exceed in the aggregate the amount above written, whether the loss shall have occurred during the term of said bond or during any continuation or continuations thereof, or partly during any continuation or continuations thereof.

SIGNED AND SEALED this 9th day of January, 2019

Great America Insurance Company

By: 
Mary Martha Langley, Attorney-in-Fact and
Florida Licensed Resident Agent

Neal Communities of Southwest Florida, LLC

Principal

By: 
James R. Schier, Vice President



GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than **FOUR**

No. 0 20517

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
FREDERIC M. ARCHERD, JR.	ALL OF	ALL
TANYA L. RUSSO	TAMPA, FLORIDA	\$100,000,000
RICHARD P. RUSSO, JR.		
MARY MARTHA LANGLEY		

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 14TH day of OCTOBER 2015
GREAT AMERICAN INSURANCE COMPANY



Atty L C B
Assistant Secretary

David C. Kitchin
Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss:

DAVID C. KITCHIN (877-377-2405)

On this 14TH day of OCTOBER, 2015, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal, that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



Susan A. Kohorst
Notary Public, State of Ohio
My Commission Expires 05-18-2020

Susan A Kohorst

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company; to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERAHIA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this

9th

day of

January

2019



Atty L C B
Assistant Secretary