

MEMORANDUM



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

C. Mosley

From: Brandy Wilkins, Bond Coordinator
Public Works Department

B. Wilkins

Date: May 07, 2019

Subject: **RYE WILDERNESS, PHASE IV-A
PDR-03-08/FSP-05-67
ACCEPT CONTINUATION CERTIFICATE
FOR PUBLIC PORTION OF AGREEMENT FOR FINAL LIFT OF
ASPHALT**

For your information: On February 23, 2016, the Board of County Commissioners accepted the *Agreement for Private Subdivision with Public Improvements*. The developer has requested an extension on the public infrastructure, which will be County maintained. The developer has started building infrastructure improvements in the development and is requesting the extension to complete the project. The Public Works Department has reviewed the request and is in agreement with the Developer. This action is to extend the agreement and security to ensure the developer is not in default with the agreement previously provided. We therefore, per Resolution R-14-86, respectively request approval of the following

SURETY BOND NO. 1029752 WILL REMAIN IN PLACE. This Surety will be used to secure the one (1) year extension for the required public infrastructure improvements agreement. Note: No extension agreement is required with the new County format.

- **Acceptance of**, the Surety Bond Continuation Certificate in conjunction with the agreement previously approved;
 - **Surety Bond No 1029752**, Continuation Certificate dated April 01, 2019 issued through The Hanover Insurance Company.;
 - **Expiration Date** –September 08, 2019;
 - **Amount of Performance Bond** \$42,297.13.

Instructions to Board Records

Copies of release request to: Julie Jensvold (Julie.jensvold@manateeclerk.com), Joe Burgess (jburgess@drhorton.com), and Brandy Wilkins(brandy.wilkins@mymanatee.org).

cc: Records Management
Kenneth LaBarr, Infrastructure Inspections Div. Mgr., Public Works
Joe Burgess, D.R. Horton

Attachments

Public Works Department
Fiscal Division
1022 26th Avenue East, Bradenton, FL 34203
Phone number: (941) 708-7450

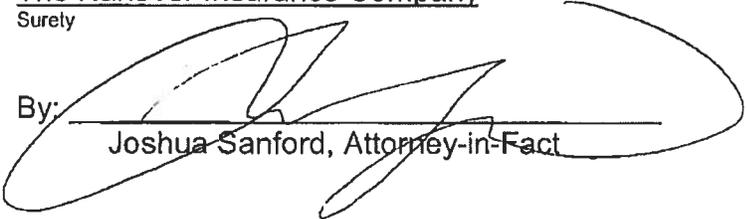
CONTINUATION CERTIFICATE

The The Hanover Insurance Company (hereinafter called the Surety) hereby continues in force its Bond No. 1029752 in the sum of Forty Two Thousand Two Hundred Ninety Seven Dollars and 13/100 (\$42,297.13) Dollars, on behalf of D.R. Horton, Inc. in favor of County of Manatee, State of Florida subject to all the conditions and terms thereof through September 8, 2019 at location of risk.

This Continuation is executed upon the express condition that the Surety's liability shall not be cumulative and shall be limited at all times by the amount of the penalty stated in the bond.

IN WITNESS WHEREOF, the Surety has caused this instrument to be signed by its duly authorized Attorney-in-Fact and its corporate seal to be hereto affixed this 1 day of April, 2019.

The Hanover Insurance Company
Surety

By: 

Joshua Sanford, Attorney-in-Fact

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWER OF ATTORNEY

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.

KNOW ALL PERSONS BY THESE PRESENTS:

That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, (hereinafter individually and collectively the "Company") does hereby constitute and appoint,

Stacy Rivera, Jennifer M Garten, Donna M Planeta, Joshua Sanford, Nicole Ann Clark, Almee R Perondino, Aiza Lopez, Kerl Ann Smith, Brian Peters, Danielle D Johnson, Stephani A Trudeau, Adam Martin, Ashley Sinclair and/or Michelle Anne McMahon

Of Willits of Connecticut, LLC of Hartford, CT each individually, if there be more than one named, as its true and lawful attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, any and all surety bonds, recognizances, undertakings, or other surety obligations. The execution of such surety bonds, recognizances, undertakings or 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. Provided however, that this power of attorney limits the acts of those named herein; and they have no authority to bind the Company except in the manner stated and to the extent of any limitation stated below:

Any such obligations in the United States, not to exceed Twenty Million and No/100 (\$20,000,000) in any single instance

That this power is made and executed pursuant to the authority of the following Resolutions passed by the Board of Directors of said Company, and said Resolutions remain in full force and effect:

RESOLVED: That the President or any Vice President, in conjunction with any Vice President, be and they hereby are authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as it acts, to execute and acknowledge for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons.

RESOLVED: That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile. (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this 23rd day of September, 2016.



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

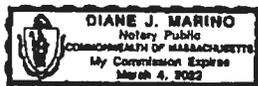
Robert Thomas
Robert Thomas, Vice President

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

J. Mitchell Pate
J. Mitchell Pate, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this 23rd day of September 2016 before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Diane J. Marino
Diane J. Marino, Notary Public
My Commission Expires March 4, 2022

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 1st day of April 2019

CERTIFIED COPY

Theodore G. Martinez
Theodore G. Martinez, Vice President