BOARD OF PUBLIC WORKS AND SAFETY Agenda Request Form

(Form B-01-2012)

Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard. Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.

Contact Information:

Requested by: Matt McElroy

On Behalf of Organization or Individual: | Windstar Homes, LLC

Telephone: 317-736-3631

Email address: mmcelroy@franklin.in.gov

Mailing Address: 70 E. Monroe Street, Franklin, IN 46131

Describe Request:

Request the following Subdivision Performance Bonds be released for The Bluffs at Youngs Creek, Sec. 3 & Sec. 4:

Performance Bond – Sec. 3:

#SU1176973: Street Trees, Landscaping, & Street Lights - \$216,300.00

#SU1176977: Streets - \$848,343.60 #SU1176978: Sidewalks - \$316,478.40

#SU1176979: Survey Monuments & Street Signs - \$31,422.00

Performance Bond - Sec. 4:

#SU1188925: Street Trees, Landscaping, & Street Lights - \$204,900.00

#SU1188927: Streets - \$775,062.00 #SU1188928: Sidewalks - \$265,332.00

#SU1188929: Survey Monuments & Street Signs - \$27,072.00

Request the following Subdivision Maintenance Bond be accepted for The Bluffs at Youngs Creek, Sec. 3 & Sec. 4:

Maintenance Bond - Sec. 3:

#268193: Street Trees, Landscaping, & Street Lights - \$45,062.50

#268194: Streets - \$176,738.25 #268195: Sidewalks - \$65.933.00

#268196: Survey Monuments & Street Signs - \$6,546.25

Maintenance Bond - Sec. 4:

#268197: Street Trees, Landscaping, & Street Lights - \$42,687.50

#268198: Streets - \$161,471.25 #268199: Sidewalks - \$55,277.50

#268200: Survey Monuments & Street Signs - \$5,640.00

List Supporting Documentation Provided:						
1. Subdivision Performance & Maintenance Bonds						
Who will present the request?						
Name:	Matt McElroy	Telephone:	317-736-3631			

In order for an individual and/or agency to be considered for new business on the Board of Works agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 4:00 p.m. on the Wednesday before the meeting.



The Bluffs at Youngs Creek, Section 3

Bond Number

Project Name

Survey Monuments and Street Signs Improvements KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Developer's Company Name Windstar Homes, LLC as Principal Developer's Company Address 5374 Cayman Drive, Carmel, IN 46033 Surety Company Name Berkley Insurance Company Surety Company Address 475 Steamboat Road, Greenwich, CT 06830 as Surety are held and firmly of Franklin, the penal bound unto the City Indiana, in sum of Six Thousand Five Hundred Forty Six and 25/100 DOLLARS, (\$_ 6,546.25 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns. SEALED AND DATED THIS 26th DAY OF February, 20 25. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT: WHEREAS. Windstar Homes, LLC has installed and completed improvements of The Bluffs at Youngs Creek, Section 3 - Survey Monuments and Street Signs NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with specifications, and requirements of the City of Franklin, Indiana. the standards. _____, at its own expense for a period of three (3) years from the date of Windstar Homes, LLC acceptance by the City of Franklin, Indiana, shall make all repairs which may become necessary by reason of improper workmanship or materials, then this obligation to be null and void, otherwise to be and remain in full force and effect. It is a further condition of this bond that if it is not released by official action of the Board of Public Works and Safety within the stated three (3) years from the date of acceptance, such term shall automatically extend for an additional one hundred and eighty (180) day period. Developer's Company Name (printed) Windstar Homes, LLC BY: Signature for Developer's Company Signatory Name & Title (printed) Berkley Insurance Company Surety Company Name BY: Signature of Attorney-in-Fact Robert L. Sherfick Attorney-in-Fact (printed) Accepted by the Franklin Board of Public Works and Safety this _____ day of__ Tina Gross, Board Member Steve Barnett, Board Member Ken Austin, Board Member ATTEST: Jan Jones, Clerk-Treasurer ********************************** Released by the Franklin Board of Public Works and Safety this ____ day of _____, 20_____. Board Member Board Member Board Member ATTEST: Clerk-Treasurer

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have seeded to be such at the time when such instruments shall be issued.

ceased to be such at the time when such instruments shall be issued.
IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of,2023
Attest: Berkley Insurance Company By Ira S. Lederman Executive Vice President & Secretary Berkley Insurance Company By Ira S. Lederman Executive Vice President & Secretary
STATE OF CONNECTICUT)) ss: COUNTY OF FAIRFIELD)
Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of June, 2023, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company. MARIA C RUNDBAKEN NOTARY PUBLIC COMMISSION EXPIRES APRIL 30, 2024 Notary Public, State of Connecticut
CERTIFICATE L, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Give under my hand and seal of the Company, this 26th day of

SFAL 1975

Vincent P. Forte



268195

Bond Number

			ject Name provements	The Blut Sidewall	ffs at Youngs (ks	Creek, Sect	<u>on 3</u>
KNOW	ALL MEN BY THESE PRESENT	·		ed.			
Devel	oper's Company Name Windsta	r Homes, LLC				as Principa	ıl
Devel	oper's Company Address 5374	Cayman Drive	, Carmel, IN	46033		and	
Suret	y Company Name Berkley Insur	ance Company	у				
•	y Company Address 475 Stear					•	held and firmly
bound			,	ndiana,	in the	penal	sum of
	Sixty Five Thousand Nine Hund				DOLLARS, (,933.00)
for the	e payment of which we bind ours	eives, our neir	s, executors	administra	ators and assig	jris.	
ABO\	SEALED AND DATED THIS _ /E OBLIGATION ARE SUCH TH		Fe	oruary	, 20 <u>25</u> .	THE COND	ITIONS OF THE
	WHEREAS, Wine	dstar Homes, l Bluffs at Youn	LLC gs Creek, Se	has in ction 3 - Si	nstalled and o dewalks	completed i	mprovements of
the accepimpro and e	Windstar Homes, LLC stance by the City of Franklin, per workmanship or materials, t	and require , at Indiana, shall	ments of t its own exp t make all re	the Ci ense for a epairs whic	ity of Fra period of thre th may becor	nklin, Ind e (3) years ne necessa	iana, and if from the date of ry by reason of
	It is a further condition of this y within the stated three (3) ye onal one hundred and eighty (18 Developer's Company Name	ars from the o	date of acce	ptance, su	al action of the ch term shall	e Board of F automatica	Public Works and lly extend for an
BY:	Signature for Developer's Con Signatory Name & Title (printe	mpany	Wav Mark	L Olli	Men how		
BY:	Surety Company Name Signature of Attorney-in-Fact	g g	rkley hasurar		ný		
*****	Attorney-in-Fact (printed)	**********	bert L. Sherf		*******	*****	******
Acce	oted by the Franklin Board of Pul	blic Works and	I Safety this _.	day c	of	, 20)
Steve	Barnett, Board Member	Ken Austin, E	Board Membe	er	Tina Gross, I	Board Mem	ber
ATTE	ST:	er					
*****	*********	******	*****	******	*******	******	*****
Relea	ased by the Franklin Board of Pu	blic Works and	d Safety this	day d	of	, 20	
Board	d Member	Board Membe	er		Board Memb	per	
ATTE	ST: Clerk-Treasurer						

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

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RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

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RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

ceased to be such at the time when such instruments shall be issued.
IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of,2023 .
Attest: Berkley Insurance Company By Iran S. Lederman Executive Vice President & Secretary Berkley Insurance Company By Jeffrey M. Hafter Senior Vice President
STATE OF CONNECTICUT)) ss: COUNTY OF FAIRFIELD)
Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of June, 2023, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company. MARIA C RUNDBAKEN NOTARY PUBLIC CONNECTICUT MY COMMISSION EXPIRES APRIL 30, 2024 Notary Public, State of Connecticut
CERTIFICATE
L the undersigned. Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney attached, is in full force and effect as of this date.

of the Company, this 26th day of

SEAL 1975

Vincent P. Forte



Bond Number

		Project Name Improvements	The Bluffs at Youngs Creek, Section Streets	<u>1</u> 3
	ALL MEN BY THESE PRESENT loper's Company Name Windstal		d, as Principal	
	loper's Company Name <u>windstal</u> loper's Company Address <u>5374</u> (
	y Company Name Berkley Insura		and	
	y Company Address 475 Steam		Γ 06830 as Surety are h	eld and firmly
bound			ndiana, in the penal	sum o
	One Hundred Seventy Six Thousand Se	ven Hundred Thirty Eight and 25/100	DOLLARS, (\$176,7	38.25
for the	e payment of which we bind ourse	elves, our heirs, executors,	administrators and assigns.	
ABOV	SEALED AND DATED THIS 2 E OBLIGATION ARE SUCH TH		oruary , 20_25 . THE CONDIT	IONS OF THE
		Istar Homes, LLC Bluffs at Youngs Creek, S	has installed and completed impection 3 - Streets	provements o
the	standards, specifications, a	and requirements of	materials used in the work to be in ac the City of Franklin, Indiar ense for a period of three (3) years fro	na, and i
accep impro and e	tance by the City of Franklin, per workmanship or materials, the	Indiana, shall make all re	pairs which may become necessary all and void, otherwise to be and rema	by reason o
		ars from the date of accep	ed by official action of the Board of Pub ptance, such term shall automatically	
BY:	Developer's Company Name (Signature for Developer's Con		s, LLC	
	Signatory Name & Title (printe		Alt member	
BY:	Surety Company Name Signature of Attomey-in-Fact	Berkleyinsuran	ce Company	
DI.	Attorney-in-Fact (printed)	Robert L. Sherfi	ck	
*****	**********	::	***************************************	*********
Accep	oted by the Franklin Board of Pub	lic vvorks and Safety this _	day of, 20	<u>-</u>
Steve	Barnett, Board Member	Ken Austin, Board Membe	r Tina Gross, Board Member	r
ATTE				
	Jan Jones, Clerk-Treasure			
Relea	ssed by the Franklin Board of Pub		**************************************	********
Board	d Member	Board Member	Board Member	
ATTE	ST			
	Clerk-Treasurer			

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

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RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

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RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of June 2023 Berkley Insurance Company INSURANCE Attest: ORPORA; Ву SEAL Jeffrey M. Hafter Ira S. Lederman 1975 Vice President Executive Vice President & Secretary CHLAWARK STATE OF CONNECTICUT) ss: COUNTY OF FAIRFIELD 2023, by Ira S. Lederman Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of June and Jeffrey M. Hafter who are swom to me to be the Executive Vice President, and Secretary, and the Senior Vice President, MARIA C RUNDBAKEN NOTARY PUBLIC CONNECTICUT respectively, of Berkley Insurance Company. MY COMMISSION EXPIRES Notary Public, State of Connecticut APHIL 30, 2024 CERTIFICATE L the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

 S^{n+6} (Avenual my hand and seal of the Company, this 26th day of SFAI) $\stackrel{?}{\xi}$

SEAL 1975
OFLAWARE

Vincent P. Forte



Bond Number

Project Name

268193

The Bluffs at Youngs Creek, Section 3

Street Trees, Landscaping, and Street Signs Improvements KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Developer's Company Name Windstar Homes, LLC as Principal Developer's Company Address 5374 Cayman Drive, Carmel, IN 46033 Surety Company Name Berkley Insurance Company Surety Company Address 475 Steamboat Road, Greenwich, CT 06830 as Surety are held and firmly unto the City of Franklin. Indiana. in the penal bound Forty Five Thousand Sixty Two and 50/100 45,062.50 DOLLARS, (\$ for the payment of which we bind ourselves, our heirs, executors, administrators and assigns. SEALED AND DATED THIS 26th DAY OF ______ February _____, 20 25 . THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT: Windstar Homes, LLC has installed and completed improvements of WHEREAS. The Bluffs at Youngs Creek, Section 3 - Street Trees, Landscaping, and Street Signs NOW. THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with standards. specifications, and requirements of the City of Franklin, Indiana, and if the _____, at its own expense for a period of three (3) years from the date of Windstar Homes, LLC acceptance by the City of Franklin, Indiana, shall make all repairs which may become necessary by reason of improper workmanship or materials, then this obligation to be null and void, otherwise to be and remain in full force and effect. It is a further condition of this bond that if it is not released by official action of the Board of Public Works and Safety within the stated three (3) years from the date of acceptance, such term shall automatically extend for an additional one hundred and eighty (180) day period. Developer's Company Name (printed) BY: Signature for Developer's Company Signatory Name & Title (printed) Surety Company Name BY: Signature of Attorney-in-Fact Robert L. Sherfick Attorney-in-Fact (printed) Accepted by the Franklin Board of Public Works and Safety this ____ day of__ Tina Gross, Board Member Ken Austin, Board Member Steve Barnett, Board Member ATTEST: Jan Jones, Clerk-Treasurer Released by the Franklin Board of Public Works and Safety this _____ day of ______, 20______ Board Member Board Member Board Member ATTEST: Clerk-Treasurer

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

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I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

under my hand and seal of the Company, this 26th day of

SEAL

Vincent P. Forte



The Bluffs at Youngs Creek, Section 4

Bond Number

Project Name

Survey Monuments and Street Signs Improvements KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Developer's Company Name Windstar Homes, LLC as Principal Developer's Company Address 5374 Cayman Drive, Carmel, IN 46033 Surety Company Name Berkley Insurance Company Surety Company Address 475 Steamboat Road, Greenwich, CT 06830 as Surety are held and firmly of Franklin, the City Indiana, in the penal sum bound unto of 5,640.00 Five Thousand Six Hundred Forty and No/100 DOLLARS, (\$ for the payment of which we bind ourselves, our heirs, executors, administrators and assigns. ABOVE OBLIGATION ARE SUCH THAT: Windstar Homes, LLC has installed and completed improvements of The Bluffs at Youngs Creek, Section 4 - Survey Monuments and Street Signs NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with specifications, and requirements of the City of Franklin, Indiana, the standards. _____, at its own expense for a period of three (3) years from the date of Windstar Homes, LLC acceptance by the City of Franklin, Indiana, shall make all repairs which may become necessary by reason of improper workmanship or materials, then this obligation to be null and void, otherwise to be and remain in full force and effect. It is a further condition of this bond that if it is not released by official action of the Board of Public Works and Safety within the stated three (3) years from the date of acceptance, such term shall automatically extend for an additional one hundred and eighty (180) day period. Developer's Company Name (printed) Windstar Homes, LL BY: Signature for Developer's Company Signatory Name & Title (printed) Surety Company Name Berkley Insurance Company BY: Signature of Attorney-in-Fact Robert L. Sherfick Attorney-in-Fact (printed) Accepted by the Franklin Board of Public Works and Safety this _____ day of____ Tina Gross. Board Member Steve Barnett, Board Member Ken Austin, Board Member ATTEST: Jan Jones, Clerk-Treasurer ************************************* Released by the Franklin Board of Public Works and Safety this _____ day of ______, 20______, 20______ Board Member Board Member Board Member ATTEST: Clerk-Treasurer

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RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

ceased to be such at the time when such instruments shall be issued.
IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of
Attest: Berkley Insurance Company By Ira S. Lederman Executive Vice President & Secretary Berkley Insurance Company By Jeffrey M. Hafter Senior Vice President
STATE OF CONNECTICUT)) ss: COUNTY OF FAIRFIELD)
Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of June, 2023, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and the Senior Vice President, respectively, of Berkley Insurance Company. MARIA C RUNDBAKEN NOTARY PUBLIC CONNECTICUT MY COMMISSION EXPIRES APHIL 30, 2024 Notary Public, State of Connecticut
CERTIFICATE L, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

tive under my hand and seal of the Company, this 26th day of

OF LAWAR

Yu

Vincent P. Forte



		Bond Number Project Name Improvements	268199 The Bluffs at Youngs O Sidewalks	Creek, Section 4
Develop Develop Surety (Surety (bound Fi	L MEN BY THESE PRESENT per's Company Name Windsta per's Company Address 5374 Company Name Berkley Insur- Company Address 475 Stear unto the City fty Five Thousand Two Hundre cayment of which we bind ours	r Homes, LLC Cayman Drive, Carmel, IN ance Company mboat Road, Greenwich, C of Franklin, I ed Seventy Seven and 50/	46033 T 06830 as ndiana, in the 100 DOLLARS, (\$	
	SEALED AND DATED THIS <u>:</u> OBLIGATION ARE SUCH TH		bruary , 20 <u>25</u> . ⁻	THE CONDITIONS OF THE
		dstar Homes, LLC Bluffs at Youngs Creek, Se		ompleted improvements of
acceptal imprope and effe	Windstar Homes, LLC nce by the City of Franklin, r workmanship or materials, tot.	and requirements of, at its own exp Indiana, shall make all re hen this obligation to be n	the City of Francense for a period of three epairs which may become ull and void, otherwise to	nklin, Indiana, and if e (3) years from the date of ne necessary by reason of be and remain in full force
Safety v	It is a further condition of this vithin the stated three (3) yea al one hundred and eighty (18	ars from the date of acce		
BY:	Developer's Company Name (Signature for Developer's Con Signatory Name & Title (printe	mpany Mark (es LLC Llt Mark Alt	membar
BY:	Surety Company Name Signature of Attorney-in-Fact Attorney-in-Fact (printed)	Berkley Insurar		*********
Accepte	d by the Franklin Board of Pub	olic Works and Safety this	day of	, 20
Steve B	arnett, Board Member	Ken Austin, Board Membe	er Tina Gross, E	Board Member
ATTEST	T: Jan Jones, Clerk-Treasure		******	********
Release	d by the Franklin Board of Pul	blic Works and Safety this	day of	, 20
Board N	1ember	Board Member	Board Membe	er
ATTEST	Clerk-Treasurer			

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

ceased to be such at the time when such instruments shall be issued.
IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of, 2023 .
Attest: Berkley Insurance Company By Ira S. Lederman Executive Vice President & Secretary Berkley Insurance Company By Jeffrey M. Hafter Senior Vice President
STATE OF CONNECTICUT)) ss: COUNTY OF FAIRFIELD)
Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of June, 2023, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company. MARIA C RUNDBAKEN NOTARY PUBLIC COMMISSION EXPIRES APAIL 30, 2024 Notary Public, State of Connecticut
CERTIFICATE
I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSUKANCE COMPANY, DO HERBBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney at a tached, is in full force and effect as of this date.

of the Company, this 26th day of

SEAL

Vincent P. Forte



		Bond Number Project Name Improvements	268198 The Bluffs at Youngs Streets	s Creek, Section 4
Devel Devel Surety	oper's Company Name Wind oper's Company Address <u>537</u> v Company Name Berkley Ins	74 Cayman Drive, Carmel, IN	46033	as Principal and s Surety are held and firmly
bound	unto the City One Hundred Sixty One Thousand		ndiana, in the DOLLARS,	e penal sum of (\$ <u>161,471.25</u>)
		S 26th DAY OFFeb		. THE CONDITIONS OF THE
		/indstar Homes, LLC Γhe Bluffs at Youngs Creek, S		completed improvements of
	standards, specifications, Windstar Homes, LLC tance by the City of Frankli per workmanship or materials		the City of Frense for a period of the pairs which may become	ranklin, Indiana, and if ree (3) years from the date of ome necessary by reason of
		nis bond that if it is not release years from the date of accep 180) day period.		
BY:	Developer's Company Nam Signature for Developer's C Signatory Name & Title (pri	Company Wask (L	s, LLC Cx AH Menn	bar
BY:	Surety Company Name Signature of Attorney-in-Fa Attorney-in-Fact (printed)	Robert L. Sherri		********
Accep		Public Works and Safety this _	day of	, 20
Steve	Barnett, Board Member	Ken Austin, Board Membe	r Tina Gross,	Board Member
ATTE	Jan Jones, Clerk-Treas			
******* Relea		************************************* Public Works and Safety this _		
Board	Member	Board Member	Board Mem	ber
ATTE	ST: Clerk-Treasurer			

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

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ceased to be such at the time when such instruments shall be issued. IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of June 2023 . Berkley Insurance Company Attest: NSURANCE Ву SEAL Jeffrey M. Hafter Ira S. Lederman 1975 Vîçe President Executive Vice President & Secretary OFLAWAR STATE OF CONNECTICUT) 88: COUNTY OF FAIRFIELD 2023, by Ira S. Lederman Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of June and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and Secretary, and the Senior Vice President. MARIA C RUNDBAKEN NOTARY PUBLIC CONNECTICUT respectively, of Berkley Insurance Company. MY COMMISSION EXPIRES Notary Public, State of Connecticut APRIL 30, 2024 CERTIFICATE I the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Caron Given under my hand and seal of the Company, this 26th day of

SEAL

OF LAWARE

Vincent P. Forte



268197

The Bluffs at Youngs Creek, Section 4

Bond Number

Project Name

Street Trees, Landscaping, and Street Lights Improvements KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned, Developer's Company Name Windstar Homes, LLC as Principal Developer's Company Address 5374 Cayman Drive, Carmel, IN 46033 Surety Company Name Berkley Insurance Company Surety Company Address 475 Steamboat Road, Greenwich, CT 06830 as Surety are held and firmly of Indiana, bound unto the City Franklin, the pena! sum of Forty Two Thousand Six Hundred Eighty Seven and 50/100 DOLLARS, (\$_ for the payment of which we bind ourselves, our heirs, executors, administrators and assigns. SEALED AND DATED THIS 26th DAY OF _______, 20_25 . THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT: Windstar Homes, LLC WHEREAS. has installed and completed improvements of The Bluffs at Youngs Creek, Section 4 - Street Trees, Landscaping, and Street Lights NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with specifications. and requirements the City of Franklin, Indiana, the standards. of ____, at its own expense for a period of three (3) years from the date of Windstar Homes, LLC acceptance by the City of Franklin, Indiana, shall make all repairs which may become necessary by reason of improper workmanship or materials, then this obligation to be null and void, otherwise to be and remain in full force and effect. It is a further condition of this bond that if it is not released by official action of the Board of Public Works and Safety within the stated three (3) years from the date of acceptance, such term shall automatically extend for an additional one hundred and eighty (180) day period. Developer's Company Name (printed) BY: Signature for Developer's Company Signatory Name & Title (printed) Berkley Insurance Company Surety Company Name BY: Signature of Attorney-in-Fact Robert L. Sherfick Attorney-in-Fact (printed) Accepted by the Franklin Board of Public Works and Safety this _____ day of______ Steve Barnett, Board Member Ken Austin, Board Member Tina Gross, Board Member ATTEST: Jan Jones, Clerk-Treasurer ******************************* Released by the Franklin Board of Public Works and Safety this day of ______, 20______, 20______ Board Member Board Member Board Member ATTEST: Clerk-Treasurer

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: Jason McEldowney; John Hannon, III; or Robert Sherfick of Dimond Bros. Insurance, LLC of Carmel, IN its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

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IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 1st day of June 2023 . Berkley Insurance Company Attest: NSURANCE ORPORA; SEAL Jeffrey M. Hafter Ira'S. Lederman 1975 Vice President Executive Vice President & Secretary OFLAWARE STATE OF CONNECTICUT) ss: COUNTY OF FAIRFIELD June 2023, by Ira S. Lederman Sworn to before me, a Notary Public in the State of Connecticut, this 1st day of and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President, and Secretary, and the Senior Vice President, MARIA C RUNDBAKEN NOTARY PUBLIC CONNECTICUT respectively, of Berkley Insurance Company. MY COMMISSION EXPIRES Notary Public, State of Connecticut APHIL 30, 2024 CERTIFICATE I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

One of the Company, this 26th day of

SEAL,

DELAWARE

Vincent P. Forte