

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.

Date Submitted:	August 10, 2020	Meeting Date:	August 17, 2020
Contact Information:			
Requested by:	Joanna Myers		
On Behalf of Organization or Individual:	Deer Meadows Partners, LLC		
Telephone:	317-736-3631		
Email address:	jmyers@franklin.in.gov		
Mailing Address:	70 E. Monroe Street, Franklin, IN 46131		
Describe Request:			
Request the following Performance Bonds to be released for Deer Meadows, Sec. 2			
Performance Bond # PB18719000428 – Seeding & erosion control: \$19,974.00			
Performance Bond # PB18719000429 – Sidewalk & street trees: \$58,108.80			
Performance Bond # PB18719000430 – Dirtwork (grades & swales): \$65,234.34			
Performance Bond # PB18719000431 – Monumentation: \$3,450.00			
Request the following Maintenance Bonds to be accepted for Deer Meadows Partners, LLC			
Maintenance Bond # PC18719000498 – Seeding & erosion control: \$4,161.25			
Maintenance Bond # PC18719000499 – Sidewalks & street trees: \$12,106.00			
Maintenance Bond # PC18719000500 – Dirtwork: \$13,590.49			
Maintenance Bond # PC18719000501 – Monumentation: \$718.75			
List Supporting Documentation Provided:			
1. Performance bonds (originals to be provided at meeting)			
2. Maintenance bonds			
Who will present the request?			
Name:	Joanna Myers	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.



A Member of the Tokio Marine Group

Subdivision Maintenance Bond

Bond Number	<u>PB18719000498</u>
Project Name	<u>Deer Meadows Section 2</u>
Improvements	<u>Seeding and Erosion Control</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

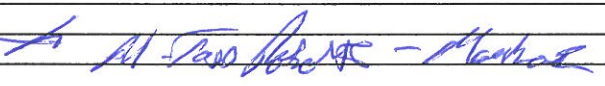
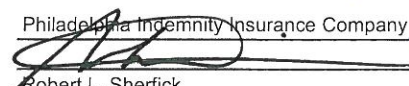
Developer's Company Name Deer Meadows Partners, LLC as Principal
Developer's Company Address 11691 Fall Creek Road, Suite 210, Indianapolis, IN 46256 and
Surety Company Name Philadelphia Indemnity Insurance Company
Surety Company Address 231 St. Asaph's Rd., Suite 100, Bala Cynwyd, PA 19004-0950 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Four Thousand One Hundred Sixty One and 25/100 DOLLARS, \$4,161.25 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 4th DAY OF August, 2020. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Deer Meadows Partners, LLC has installed and completed improvements of Deer Meadows Section 2 - Seeding and Erosion Control

NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with the standards, specifications, and requirements of the City of Franklin, Indiana, and if Deer Meadows Partners, LLC, at its own expense for a period of three (3) years from the date of 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.

BY:	<u>Developer's Company Name (printed)</u> <u>Deer Meadows Partners, LLC</u>
	<u>Signature for Developer's Company</u> 
	<u>Signatory Name & Title (printed)</u> _____
BY:	<u>Surety Company Name</u> <u>Philadelphia Indemnity Insurance Company</u>
	<u>Signature of Attorney-in-Fact</u> 
	<u>Attorney-in-Fact (printed)</u> <u>Robert L. Sherfick</u>

Accepted by the Franklin Board of Public Works and Safety this ____ day of _____, 20__.

Steve Barnett, Board Member Melissa L. Jones, Board Member Bob Swinehamer, Board Member

ATTEST: Jayne Rhoades, 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

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004-0950

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: That **PHILADELPHIA INDEMNITY INSURANCE COMPANY** (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint **Jason D. McEldowney, John W. Hannon, III, and Robert L. Sherfick of Dimond Bros. Insurance, LLC** its true and lawful Attorney-in-fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed **\$50,000,000.00**.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY on the 14th of November, 2016.

RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

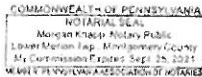
IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 27TH DAY OF OCTOBER, 2017.

(Seal)



Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 27th day of October, 2017, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



(Notary Seal)

Notary Public:

residing at:

Bala Cynwyd, PA

My commission expires:

September 25, 2021

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and the Power of Attorney issued pursuant thereto on the 27th day of October, 2017 are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY.

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 4th day of August, 20 20.



Edward Sayago, Corporate Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY



PHILADELPHIA
INSURANCE COMPANIES

A Member of the Tokio Marine Group

Subdivision Maintenance Bond

Bond Number	<u>PB18719000499</u>
Project Name	<u>Deer Meadows Section 2</u>
Improvements	<u>Sidewalks and Street Trees</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

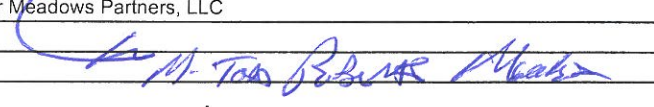
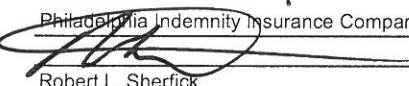
Developer's Company Name Deer Meadows Partners, LLC as Principal
Developer's Company Address 11691 Fall Creek Road, Suite 210, Indianapolis, IN 46256 and
Surety Company Name Philadelphia Indemnity Insurance Company
Surety Company Address 231 St. Asaph's Rd., Suite 100, Bala Cynwyd, PA 19004-0950 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Twelve Thousand One Hundred Six and No/100 DOLLARS, \$12,106.00 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 4th DAY OF August, 2020. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Deer Meadows Partners, LLC has installed and completed improvements of Deer Meadows Section 2 - Sidewalks and Street Trees

NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with the standards, specifications, and requirements of the City of Franklin, Indiana, and if Deer Meadows Partners, LLC, at its own expense for a period of three (3) years from the date of 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.

	<i>Developer's Company Name (printed)</i>	<u>Deer Meadows Partners, LLC</u>
BY:	<i>Signature for Developer's Company</i>	
	<i>Signatory Name & Title (printed)</i>	<u>Robert L. Sherfick</u>
	<i>Surety Company Name</i>	<u>Philadelphia Indemnity Insurance Company</u>
BY:	<i>Signature of Attorney-in-Fact</i>	
	<i>Attorney-in-Fact (printed)</i>	<u>Robert L. Sherfick</u>

Accepted by the Franklin Board of Public Works and Safety this ____ day of _____, 20__.

Steve Barnett, Board Member Melissa L. Jones, Board Member Bob Swinehamer, Board Member

ATTEST: Jayne Rhoades, 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

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004-0950

Power of Attorney

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This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY on the 14th of November, 2016.

RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

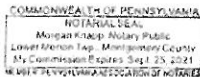
IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 27TH DAY OF OCTOBER, 2017.

(Seal)



Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 27th day of October, 2017, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



(Notary Seal)

Notary Public:

residing at:

Bala Cynwyd, PA

My commission expires:

September 25, 2021

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and the Power of Attorney issued pursuant thereto on the 27th day of October, 2017 are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY.

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 4th day of August, 20 20.



Edward Sayago, Corporate Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY



PHILADELPHIA
INSURANCE COMPANIES

A Member of the Tokio Marine Group

Subdivision Maintenance Bond

Bond Number	<u>PB18719000500</u>
Project Name	<u>Deer Meadows Section 2</u>
Improvements	<u>Dirt Work</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

Developer's Company Name Deer Meadows Partners, LLC as Principal

Developer's Company Address 11691 Fall Creek Road, Suite 210, Indianapolis, IN 46256 and

Surety Company Name Philadelphia Indemnity Insurance Company

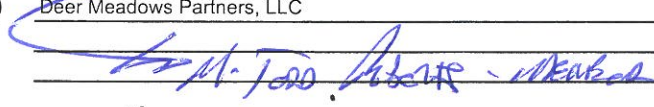
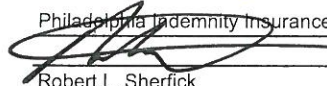
Surety Company Address 231 St. Asaph's Rd., Suite 100, Bala Cynwyd, PA 19004-0950 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Thirteen Thousand Five Hundred Ninety and 49/100 DOLLARS, \$13,590.49 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 4th DAY OF August, 2020. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Deer Meadows Partners, LLC has installed and completed improvements of Deer Meadows Section 2 - Dirt Work

NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with the standards, specifications, and requirements of the City of Franklin, Indiana, and if Deer Meadows Partners, LLC, at its own expense for a period of three (3) years from the date of 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.

BY:	<u>Developer's Company Name (printed)</u> <u>Deer Meadows Partners, LLC</u>
	<u>Signature for Developer's Company</u> 
	<u>Signatory Name & Title (printed)</u> _____
BY:	<u>Surety Company Name</u> <u>Philadelphia Indemnity Insurance Company</u>
	<u>Signature of Attorney-in-Fact</u> 
	<u>Attorney-in-Fact (printed)</u> <u>Robert L. Sherfick</u>

Accepted by the Franklin Board of Public Works and Safety this ____ day of _____, 20__.

Steve Barnett, Board Member Melissa L. Jones, Board Member Bob Swinehamer, Board Member

ATTEST: Jayne Rhoades, 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

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004-0950

Power of Attorney

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RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

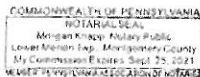
IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 27TH DAY OF OCTOBER, 2017.

(Seal)



Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 27th day of October, 2017, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



(Notary Seal)

Notary Public:

residing at:

Bala Cynwyd, PA

My commission expires:

September 25, 2021

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and the Power of Attorney issued pursuant thereto on the 27th day of October, 2017 are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY.

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 4th day of August, 20 20.



Edward Sayago, Corporate Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY



PHILADELPHIA
INSURANCE COMPANIES

A Member of the Tokio Marine Group

Subdivision Maintenance Bond

Bond Number	<u>PB18719000501</u>
Project Name	<u>Deer Meadows Section 2</u>
Improvements	<u>Monumentation</u>

KNOW ALL MEN BY THESE PRESENTS, that We, the undersigned,

Developer's Company Name Deer Meadows Partners, LLC as Principal
Developer's Company Address 11691 Fall Creek Road, Suite 210, Indianapolis, IN 46256 and
Surety Company Name Philadelphia Indemnity Insurance Company
Surety Company Address 231 St. Asaph's Rd., Suite 100, Bala Cynwyd, PA 19004-0950 as Surety are held and firmly bound unto the City of Franklin, Indiana, in the penal sum of Seven Hundred Eighteen and 75/100 DOLLARS, \$718.75 for the payment of which we bind ourselves, our heirs, executors, administrators and assigns.

SEALED AND DATED THIS 4th DAY OF August, 2020. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH THAT:

WHEREAS, Deer Meadows Partners, LLC has installed and completed improvements of Deer Meadows Section 2 - Monumentation

NOW, THEREFORE, warrants its workmanship and all materials used in the work to be in accordance with the standards, specifications, and requirements of the City of Franklin, Indiana, and if Deer Meadows Partners, LLC, at its own expense for a period of three (3) years from the date of 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.

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	<i>Signature for Developer's Company</i> <u>[Signature]</u>
	<i>Signatory Name & Title (printed)</i> <u>[Signature]</u>
BY:	<i>Surety Company Name</i> <u>Philadelphia Indemnity Insurance Company</u>
	<i>Signature of Attorney-in-Fact</i> <u>[Signature]</u>
	<i>Attorney-in-Fact (printed)</i> <u>Robert L. Sherfick</u>

Accepted by the Franklin Board of Public Works and Safety this ____ day of _____, 20__.

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ATTEST: Jayne Rhoades, Clerk-Treasurer

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Board Member Board Member Board Member

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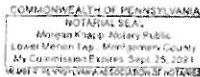
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