

MEMORANDUM



Public Works Department
Fiscal Services Division
1022 26th Ave. E.
Bradenton, FL 34285

MANATEE COUNTY
FLORIDA

Phone: 941-708-7450
Fax: 941-708-7502
www.mymanatee.org

To: Vicki Tessmer, Board Records Supervisor, Clerk of the Circuit Court

Thru: Carmen Mosley, Fiscal Operations Division Manager *C. Mosley*

From: Jane Oliver, Bond Coordinator *Jane Oliver*

Date: August 1, 2013

APPROVED IN OPEN SESSION

Subject: HARRISON RANCH, PHASE II-A
HARRISON RANCH BOULEVARD
PDMU-01-04/07-S-20 (F)
ACCEPT VERIFICATION CERTIFICATE
FOR DEFECT SECURITY AGREEMENT

AUG 13 2013

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

Please schedule on your consent calendar for the next available Board of County Commissioner's Agenda, the following "Form of Motion":

- **Acceptance of the Verification Certificate** in conjunction with the *Agreement in Conjunction with Surety Bond (Attachment "A") as Defect Security Warranting Required Improvements* in the amount of \$88,452.51 securing infrastructure for Harrison Ranch Boulevard. **NOTE:** Original agreement accepted by the Board of County Commissioners on April 26, 2011.
 - **Surety Bond No. 1054964, Verification Certificate** dated June 20, 2013, issued through Lexon Insurance Company;
 - **Extended** to August 25, 2014;
 - **Amount of Performance Security** \$88,452.51.

CM/jo

cc: Records Management
Andy Fischer, Infrastructure Inspections Division Manager
Karen Wilson, Agent, ZNS Engineering
Lexon Insurance Co.

Attachment



Lexon Insurance Company
Bond Safeguard Insurance Company

VERIFICATION CERTIFICATE

SURETY: Lexon Insurance Company
PRINCIPAL: Pulte Home Corporation
OBLIGEE: County of Manatee, State of Florida
DESCRIPTION: Harrison Ranch, Phase II-A2
BOND NO: 1054964
BOND AMOUNT: \$88,452.51
BOND EFFECTIVE DATE: March 18, 2011

We consent to the extension of this agreement to August 25, 2014.

This is to certify that this company has not terminated its suretyship under the above-described bond and that such bond according to its record is still in full force and effect.

Signed and Sealed this 20th of June 2013

LEXON INSURANCE COMPANY

By: [Signature]
Attorney-in-Fact, Robert Porter

STATE OF - MICHIGAN
COUNTY OF - OAKLAND

The foregoing instrument was acknowledged before me this 20th of June 2013 by Robert Porter, Attorney-in-Fact for Lexon Insurance Company.

My commission expires: March 30, 2017
SHIRLEY E. HUTCHINS
NOTARY PUBLIC, STATE OF MI
COUNTY OF WAYNE
MY COMMISSION EXPIRES Mar 30, 2017
ACTING IN COUNTY OF Oakland

[Signature]
NOTARY PUBLIC, Shirley E. Hutchins
SEAL

NASHVILLE OFFICE
12890 LEBANON ROAD
MT. JULIET, TN 37122
PH: 615-553-9500 Fx: 615-553-9502

CHICAGO OFFICE
900 S. FRONTAGE ROAD, SUITE 250
WOODRIDGE, IL 60517
PH: 630-495-9380 Fx: 630-495-9272
www.LexonSurety.com

LOUISVILLE OFFICE
10002 SHELBYVILLE ROAD, SUITE 100
LOUISVILLE, KY 40223
PH: 502-253-6500 Fx: 502-253-6570

POWER OF ATTORNEY

LX - 057415

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: Steven M. Cook, Bruce E. Robinson, Jan M. Klym, Colette R. Zukoff, Suzanne Treppa, *

Robert Porter, David J. Furstenberg, Nicole M. Ocholik, Dory Malouf *****

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 \$ 2,000,000.00 Two million dollars ***** 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 21st day of September, 2009.



LEXON INSURANCE COMPANY

BY [Signature] David E. Campbell President

ACKNOWLEDGEMENT

On this 21st day of September, 2009, before me, personally came David E. Campbell to me known, who being 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.

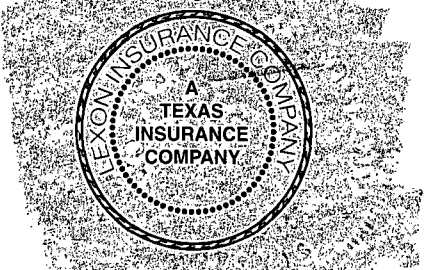
OFFICIAL SEAL MAUREEN K. AYE Notary Public, State of Illinois My Commission Expires 09/21/13

[Signature] Maureen K. Aye 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 foregoing 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 Sealed at Woodridge, Illinois, this 20th Day of June, 2013.



[Signature] Philip G. Lauer Assistant Secretary

WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement 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.