



Innovative approaches  
Practical results  
Outstanding service

6303 N Portland Ave., Suite. 100 + Oklahoma City, Oklahoma 73112 + 405-607-7060 + FAX 817-735-7491

www.freese.com

May 13, 2020

Chris Mattingly  
Capital Projects Engineer  
City of Norman  
P.O. Box 370  
Norman OK 73070

Re: Robinson St. Water Line: WTP to 24th Ave NE

Dear Chris:

The items identified on the final punch list for the referenced project have been verified as complete in accordance with the project close-out procedures. Listed below are the final close-out documents provided by the contractor:

1. Affidavit of Payment of Debts and Claims
2. Affidavit of Release of Liens
3. Consent of Surety to Final Payment

FNI has reviewed these documents and has verified their completeness. No change orders are needed, and the construction has been completed in accordance with the contract documents. We recommend that the City of Norman/Norman Utilities Authority accept this project as complete in accordance with the contract document and that the final payment to the contractor be released.

If you have any questions or are in need of further assistance, please call me at (405) 252-5934.

Sincerely,  
FREESE AND NICHOLS, INC.

A handwritten signature in blue ink that reads 'William C Herndon'.


William (Clay) Herndon, PE  
Associate/Project Manager

cc: file

Attachments

[NRN18532] T:\4.0 CONSTRUCTION\4.80 Proj Compl Activities\4.83 Final Acceptance and-or Punchlist\Final Letter of Recommendation to Accept\_2020.05.13.docx

**Consent of Surety to Final Payment**

<b>Project</b>	<u>Robinson St. Water Line: WTP to 24th Ave NE</u>	<b>Project Number</b>	
<b>Owner</b>	<u>Norman Utilities Authority</u>		<u>K-1819-126</u>
<b>Contractor</b>	<u>McKee Utility Contractors, Inc.</u>		
<b>Design Professional</b>	<u>Freese and Nichols, Inc.</u>		<u>NRN18532</u>
<b>Project</b>			
Contract Price	\$ <u>1,458,063.00</u>	Effective Date of the Contract	<u>May 14, 2019</u>
Bond Amount	\$ <u>1,458,063.00</u>	Date of Bond	<u>May 14, 2019</u>
<b>Contractor as Principal</b>		<b>Surety</b>	
Name	<u>McKee Utility Contractors, Inc.</u>	Name	<u>North American Specialty Insurance Company</u>
Address	<u>2319 W Main St.</u>	Address	<u>1450 American Lane, Ste 1100</u>
	<u>Prague, OK 74864</u>		<u>Schaumburg, IL 60173</u>
<i>Surety approves final payment to the Contractor in accordance with the Contract Documents. Surety agrees that final payment to the Contractor does not relieve Surety of any of its obligations to the Owner under the terms of the Contract.</i>			
<b>Surety</b>			
Signature			
Name	<u>Cathy Combs</u>		
Title	<u>Attorney-in-Fact</u>		
Date	<u>May 13, 2020</u>		
Phone	<u>918-743-8811</u>		
Email	<u>ccombs@rcins.com</u>		
	<i>(Attach Power of Attorney)</i>		

SWISS RE CORPORATE SOLUTIONS

NORTH AMERICAN SPECIALTY INSURANCE COMPANY  
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Kansas City, Missouri, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Kansas City, Missouri, each does hereby make, constitute and appoint:

JOHN K. DEER, VAUGHN P. GRAHAM, VAUGHN P. GRAHAM, JR., STEPHEN M. POLEMAN, TRAVIS E. BROWN, DEBORAH L. RAPER, JAMIE BURRIS,  
SHELLE R. SAMSEL, MARK D. NOWELL, CATHY COMBS, VICKI WILSON, AUSTIN K. GREENHAW, CLAYTON HOWELL, CAREY L. KENNEMER, RANDY D. WEBB, AARON WOOLSEY and GARY LILES

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of: FIFTY MILLION (\$50,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9<sup>th</sup> of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By [Signature]  
Steven P. Anderson, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company



By [Signature]  
Michael A. Ito, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 11th day of JULY, 2019.

North American Specialty Insurance Company  
Washington International Insurance Company

State of Illinois  
County of Cook ss:

On this 11th day of JULY, 2019, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and Michael A. Ito, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature]  
M. Kenny, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 13th day of May, 2020.

[Signature]  
Jeffrey Goldberg, Vice President & Assistant Secretary of  
Washington International Insurance Company & North American Specialty Insurance Company


Affidavit of Payments of Debts and Claims

<b>Project</b>	<u>Robinson St. Water Line: WTP to 24th Ave NE</u>	<b>Project Number</b>
<b>Owner</b>	<u>Norman Utilities Authority</u>	<u>K-1819-126</u>
<b>Contractor</b>	<u>McKee Utility Contractors, Inc.</u>	
<b>Design Professional</b>	<u>Freese and Nichols, Inc.</u>	<u>NRN18532</u>

Contractor, in accordance with the Contract Documents, hereby certifies that, except as listed below, all obligations for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which Owner or its property might in any way be held responsible have been paid in full or have otherwise been satisfied in full.

**Exceptions**

If none, write "None." Contractor must furnish a bond, acceptable to the Owner, for each exception.

By   
(signature)

Date 5/13/20  
(date signed)

Name Tyler McKee  
(typed or printed)

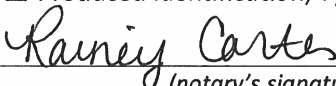
Title Vice President  
(typed or printed)

Representing McKee Utility Contractors, Inc.  
(typed or printed)

**Notary Attest**

Sworn to (or affirmed) and subscribed before on 5/13/20  
(month, day, year)

Personally Known  Produced Identification, Type and No. of ID \_\_\_\_\_

By   
(notary's signature)

Name Rainey Carter  
(typed or printed)

Notary Public - State of Oklahoma  
(typed or printed)

My commission expires 4/18/22  
(expiration date)



(Notary Seal)


**Affidavit of Release of Liens**

<b>Project</b>	<u>Robinson St. Water Line: WTP to 24th Ave NE</u>	<b>Project Number</b>
<b>Owner</b>	<u>Norman Utilities Authority</u>	<u>K-1819-126</u>
<b>Contractor</b>	<u>McKee Utility Contractors, Inc.</u>	
<b>Design Professional</b>	<u>Freese and Nichols, Inc.</u>	<u>NRN18532</u>

*Contractor, in accordance with the Contract Documents, and in consideration for the full and final payment to Contractor for all services regarding the Project, does hereby waive and release any and all liens, or any and all claims to liens which it may have on or affecting the Project as a result of its Contract(s) for the Project or for performing labor and/or furnishing materials in any way connected with the construction of any aspect of the Project. Contractor further certifies and warrants that all Subcontractors of labor and/or materials for the Project, except as listed below, have been paid in full for all labor and/or materials supplied to, for, through, or at the direct or indirect request of Contractor prior to, through, and including the date of this affidavit.*

**Exceptions**

*If none, write "None." Contractor must furnish a bond, acceptable to the Owner, for each exception.*

By   
 (signature)

Date 5/13/20  
 (date signed)

Name Tyler McKee  
 (typed or printed)

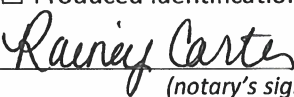
Title Vice President  
 (typed or printed)

Representing McKee Utility Contractors, Inc.  
 (typed or printed)

**Notary Attest**

Sworn to (or affirmed) and subscribed before on 5/13/20  
 (month, day, year)

Personally Known     Produced Identification, Type and No. of ID \_\_\_\_\_

By   
 (notary's signature)

Name Rainey Carter  
 (typed or printed)

Notary Public - State of Oklahoma  
 (typed or printed)

My commission expires 4/18/22  
 (expiration date)

