

Bond #LFB 2054191

**MAINTENANCE BOND**

Know all men by these presents that Precision Concrete Cutting of Oklahoma, LLC. \_\_\_\_\_, as Principal, and Old Republic Surety Company \_\_\_\_\_, a corporation organized under the laws of the State of Wisconsin \_\_\_\_\_, and authorized to transact business in the State of Oklahoma, as Surety, are held and firmly bound under the City of Norman, an Oklahoma municipal corporation, herein called City, in the sum of One Hundred Thirty Three Thousand, Three Hundred Six dollars (\$ 133,306.00), such sum being equal to the contract price and being in force for a period of one year from the date of the acceptance of the below described improvements by the Council of the City of Norman, Oklahoma, for the payment of which sum Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally.

WHEREAS, the conditions of this obligation are such, that the Principal, being the lowest and most advantageous bidder on the following project:

**CORE AREA SIDEWALK SHAVING PROJECT, PHASE 2**

has entered into a written Contract (K-1718-82) with the City of Norman, dated \_\_\_\_\_, for the erection and construction of this Project, that Contract being incorporated herein by reference as if fully set forth; and,

WHEREAS, the Principal is required to furnish to the Authority a maintenance bond covering said construction of this Project, the bond to include the terms and provisions hereinafter set forth, as a condition precedent to final acceptance of the Project.

NOW THEREFORE, if the Principal shall keep and maintain, subject to normal wear and tear, the construction, except for defects not occasioned by improper workmanship, materials, or failure to protect new work until it is accepted, and if the Principal shall promptly repair, without notice from the Authority any and all defects arising from improper workmanship, materials, or failure to protect new work until it is accepted; all for a period of one (1) year from the date of the written final acceptance by the Council of the City of Norman, then this obligation shall be null and void. Otherwise, this obligation shall remain in full force and effect at all times.

Provided further, however, that upon neglect, failure or refusal of the Principal to maintain or make any needed repairs upon the construction on the Project, as set out in the preceding paragraph, within ten (10) days after the mailing of notice to the Principal by letter deposited in the United States Post Office at Norman, Oklahoma, addressed to the Principal at the address set forth below, then the Principal and Surety shall jointly and severally be liable to the City of Norman for the cost and expense for making such repair, or otherwise maintaining the said construction.

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If is further expressly agreed and understood by the parties hereto that no changes or alterations in said Contract and no deviations from the plan or mode of procedure herein fixed shall have the effect of releasing the sureties, or any of them, from the obligations of this Bond.

IN WITNESS WHEREOF, the said Principal has caused these presents to be executed in its name and its corporate seal (where applicable) to be hereunto affixed by its duly authorized representative(s), on the 31st day of January, 2018 and the said Surety has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its authorized representative, on the 31st day of January, 2018.

(Corporate Seal) (where applicable)

Precision Concrete Cutting of Oklahoma, LLC.

Principal

ATTEST:

Signed: RoxAnn Baker

Authorized Representative

RoxAnn Baker, Managing Member

Corporate Secretary (where applicable)

Title

Address: 11417 SW 109<sup>th</sup> St. Mustang, OK.

73064

Telephone: \_\_\_\_\_

(Corporate Seal) (where applicable)  
Surety

Old Republic Surety Company



ATTEST:

Signed: David Faust

Authorized Representative

David Faust, Attorney-in-Fact

Corporate Secretary (where applicable)

Title

Address: 217 S. Choctaw Bartlesville, OK.

74003

Telephone: 918 337 4100

CORPORATE ACKNOWLEDGMENT

STATE OF OKLAHOMA \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_ (Name & Title) of \_\_\_\_\_, a \_\_\_\_\_ corporation, on behalf of the corporation.

WITNESS my hand and seal this \_\_\_ day of \_\_\_\_\_, 20\_\_.

Notary Public My Commission Expires: \_\_\_\_\_

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INDIVIDUAL ACKNOWLEDGMENT

STATE OF OKLAHOMA \_\_\_\_\_ )  
COUNTY OF CANADIAN \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this 1 day of Feb, 2018, by Rox Ann Baker Owner of Precision Concrete, (Name and Title) of Cutting of Oklahoma LLC.

WITNESS my hand and seal this 1 day of Feb, 2018.

Tina Carter  
Notary Public



My Commission Expires: 5-18-19

PARTNERSHIP ACKNOWLEDGMENT

The foregoing instrument was acknowledged before me this \_\_\_ day of \_\_\_\_\_, 20\_\_, by \_\_\_\_\_ partner (agent) on behalf of \_\_\_\_\_, a partnership.

WITNESS my hand and seal this \_\_\_ day of \_\_\_\_\_, 20\_\_.

Notary Public

My Commission Expires: \_\_\_\_\_

**CITY OF NORMAN**

Approved as to form and legality this 2 day of February, 2018

[Signature]  
City Attorney

Approved by the CITY OF NORMAN this \_\_\_ day of \_\_\_\_\_, 20\_\_.

ATTEST:

\_\_\_\_\_  
Deputy City Clerk

\_\_\_\_\_  
Mayor

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That OLD REPUBLIC SURETY COMPANY, a Wisconsin stock insurance corporation, does make, constitute and appoint:

PHIL FAUST, DAVID E. FAUST, OF BARTLESVILLE, OK

its true and lawful Attorney(s)-in-Fact, with full power and authority, not exceeding \$50,000,000, for and on behalf of the company as surety, to execute and deliver and affix the seal of the company thereto (if a seal is required), bonds, undertakings, recognizances or other written obligations in the nature thereof, (other than bail bonds, bank depository bonds, mortgage deficiency bonds, mortgage guaranty bonds, guarantees of installment paper and note guaranty bonds, self-insurance workers compensation bonds guaranteeing payment of benefits, asbestos abatement contract bonds, waste management bonds, hazardous waste remediation bonds or black lung bonds), as follows:

ALL WRITTEN INSTRUMENTS IN AN AMOUNT NOT TO EXCEED  
ONE MILLION DOLLARS(\$1,000,000)----- FOR ANY SINGLE OBLIGATION.

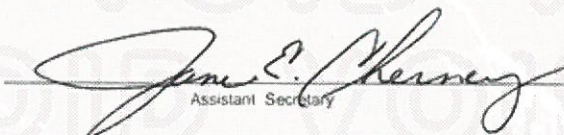
and to bind OLD REPUBLIC SURETY COMPANY thereby, and all of the acts of said Attorneys-in-Fact, pursuant to these presents, are ratified and confirmed. This document is not valid unless printed on colored background and is multi-colored. This appointment is made under and by authority of the board of directors at a special meeting held on February 18, 1982. This Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the board of directors of the OLD REPUBLIC SURETY COMPANY on February 18, 1982.

RESOLVED that, the president, any vice-president, or assistant vice president, in conjunction with the secretary or any assistant secretary, may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the company to execute and deliver and affix the seal of the company to bonds, undertakings, recognizances, and suretyship obligations of all kinds; and said officers may remove any such attorney-in-fact or agent and revoke any Power of Attorney previously granted to such person.

RESOLVED FURTHER, that any bond, undertaking, recognizance, or suretyship obligation shall be valid and binding upon the Company  
(i) when signed by the president, any vice president or assistant vice president, and attested and sealed (if a seal be required) by any secretary or assistant secretary; or  
(ii) when signed by the president, any vice president or assistant vice president, secretary or assistant secretary, and countersigned and sealed (if a seal be required) by a duly authorized attorney-in-fact or agent; or  
(iii) when duly executed and sealed (if a seal be required) by one or more attorneys-in-fact or agents pursuant to and within the limits of the authority evidenced by the Power of Attorney issued by the company to such person or persons.

RESOLVED FURTHER, 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 obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, OLD REPUBLIC SURETY COMPANY has caused these presents to be signed by its proper officer, and its corporate seal to be affixed this 19TH day of OCTOBER, 2017.

  
Assistant Secretary



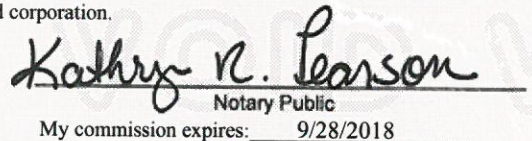
OLD REPUBLIC SURETY COMPANY

  
President

STATE OF WISCONSIN, COUNTY OF WAUKESHA-SS

On this 19TH day of OCTOBER, 2017, personally came before me, Alan Pavlic and Jane E Cherney, to me known to be the individuals and officers of the OLD REPUBLIC SURETY COMPANY who executed the above instrument, and they each acknowledged the execution of the same, and being by me duly sworn, did severally depose and say; that they are the said officers of the corporation aforesaid, and that the seal affixed to the above instrument is the seal of the corporation, and that said corporate seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority of the board of directors of said corporation.



  
Notary Public  
My commission expires: 9/28/2018

CERTIFICATE

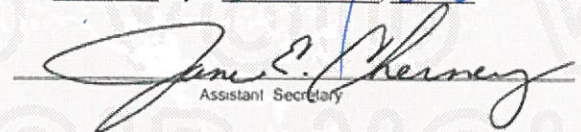
I, the undersigned, assistant secretary of the OLD REPUBLIC SURETY COMPANY, a Wisconsin corporation, CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolutions of the board of directors set forth in the Power of Attorney, are now in force.

87-8110

(Expiration of notary commission does not invalidate this instrument)

Signed and sealed at the City of Brookfield, WI this 31 day of JANUARY, 2018.



  
Assistant Secretary

BONDPRO, INC.

THIS DOCUMENT HAS A COLORED BACKGROUND AND IS MULTI-COLORED ON THE FACE. THE COMPANY LOGO APPEARS ON THE BACK OF THIS DOCUMENT AS A WATERMARK. IF THESE FEATURES ARE ABSENT, THIS DOCUMENT IS VOID.