



Finance and Administrative Services Department

**PURCHASING DIVISION**

115 S. Andrews Avenue, Room 212 • Fort Lauderdale, Florida 33301 • 954-357-6066 • FAX 954-357-8535

May 25, 2021

Trio Development Corporation

EMAIL TRANSMITTAL

Attention: Lawrence Shortz

1701 NW 22 Court

Pompano Beach, FL 33069

[larry@triodevelopment.com](mailto:larry@triodevelopment.com); [scott@triodevelopment.com](mailto:scott@triodevelopment.com)

RE: Solicitation No. PNC2122386B1, Sewer Lift Station Rehabilitation and Repair

Award Amount: \$10,669,350.00; Bond Amount: \$2,667,337.50

Dear Mr. Shortz:

This is to confirm that the Director of Purchasing has conditionally accepted your Bid on the above-referenced solicitation.

**This Award is subject to terms and conditions below and the Vendor is cautioned not to proceed until the items indicated have been satisfied.** Goods or Services covered under this procurement must not be delivered or initiated until an official Purchase Order is issued **(and Notice to Proceed, if applicable)**.

Please arrange with the Nancy Olesen, Purchasing Division, for the submission of required Performance Guaranty and Payment Guaranty for the referenced contract. The [Performance](#) and [Payment](#) Bond forms are available on the [Purchasing Division website](#). Upon receipt and acceptance (by the County) of an executed Contract and the aforementioned documents, a Purchase Order will be issued.

To ensure the bonds are filled in completely and accurately, it is suggested that a copy of the bonds be emailed to the Purchasing Agent at [nolesen@broward.org](mailto:nolesen@broward.org) for review prior to recording with the Broward County Records, Taxes and Treasury Division. Please use the following contract date ["by written agreement dated the"]: **June 2, 2021**.

Pursuant to the requirements of Section 255.05(1)(a), Florida Statutes, Performance and Payment bonds must be recorded by the Vendor with the Broward County Records, Taxes and Treasury Division and the original bond must be provided to the Purchasing Division. In light of current events, the physical location of the Recording Section of the Records, Taxes and Treasury Division (for the recording of payment and performance bonds) is closed until further notice. However, there are vendors who provide services for electronic recording of these documents. Please refer to their website for vendor information at: <https://www.broward.org/RecordsTaxesTreasury/Pages/Default.aspx>.

If you are unable to complete electronic recording through these vendors, please contact the Purchasing Agent by email at [nolesen@broward.org](mailto:nolesen@broward.org) or by phone at (954) 357-7995 for additional options. Failure to provide the above required documentation by close of business on June 3, 2021 shall cause your firm to be considered non-responsible and this contingent Award to your firm may be rescinded.

Thank you for your interest in doing business with Broward County.

Sincerely,

Brenda J. Billingsley, Director  
Purchasing Division

By: Nancy Olesen Digitally signed by Nancy Olesen  
Date: 2021.05.25 08:13:14 -04'00'  
Nancy Olesen, Purchasing Agent

Award Letter Contingent to Vendor  
Rev. 12/11/2017



Solicitation No. PNC2122386B1

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Hours of Operation: Monday through Friday 8:30 a.m. to 5:00 p.m.

**AWARD/REJECTION MEMORANDUM**

<b>RECOMMENDED VENDOR</b>  Vendor: Trio Development Corporation  Vendor Number: VC00020477  Award: \$10,669,350.00  Initial Award Amount: \$10,669.350.00  Potential Award Amount: \$17,782.250.00  Agree to accept P-Cards <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>RECOMMENDATION FOR AWARD</b>	<b>OR</b>	<b>RECOMMENDATION TO REJECT</b>  <input type="checkbox"/> Reject <small>IN SECTION 21.30.f.3 (b), AFTER ALL BIDS ARE ANY OR ALL BIDS MAY BE REJECTED BY THE DIRECTOR OF PURCHASING</small>  <b>BASIS OF REJECTION</b> <input type="checkbox"/> Does not meet specifications: [identify section/area] <input type="checkbox"/> Single bidder: pricing not fair/reasonable [include justification] <input type="checkbox"/> Non-responsive (did not conform to any/all material aspects of solicitation): [identify area] <input type="checkbox"/> Non-responsive (does not have adequate resources to meet specifications): [identify area] <input type="checkbox"/> Other Reason: [include justification]
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>AWARD JUSTIFICATION</b>   <input checked="" type="checkbox"/> Price Analysis – See attached Price Analysis   <input type="checkbox"/> Clarification   <input type="checkbox"/> Waiver*   <small>*IN ACCORDANCE WITH THE BROWARD COUNTY PROCUREMENT CODE, SECTION 21.30.F.1(C), A MINOR OR NON-SUBSTANTIVE LACK OF CONFORMITY MAY BE CONSIDERED A TECHNICALITY OR IRREGULARITY AND MAY BE WAIVED BY THE APPROPRIATE AWARD AUTHORITY.</small> </div> <div style="width: 55%;"></div> </div>			
<b>SOLICITATION INFORMATION</b>  <div style="display: flex; justify-content: space-between;"> <div>Requisition No.: WWE0001036</div> <div>Folder No: 2122386</div> <div>Solicitation No. PNC2122386B1</div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div>Solicitations Title: Sewer Lift Station Rehabilitation and Repair</div> <div>Client Agency: Water and Wastewater Services</div> </div>			
<b>ADDITIONAL INFORMATION AND/OR SUMMARY</b>  <p>The purpose of this procurement is for an open-end contract to provide service lift station rehabilitation and repairs for Water and Wastewater Services. Services include by-pass pumping, wet well repair and restoration, replacement of top slabs, hatches, pumps, pipes, valves, control panels, electrical services, connection panels, underground vaults, excavating and backfilling for an initial three-year term in the amount of \$10,669,350.00 which includes allowances in the amount of \$285,000 with two one-year renewal periods for a potential five-year amount of \$17,782,250.00.</p> <p>Water and Wastewater Services has reviewed the bid submitted by Trio Development Corporation and concurs with the recommendation for award. Two final vendor performance evaluations have been completed for Trio Development Corporation; the firm has an overall rating of 4.71 out of a possible rating of 5.0.</p> <p>This procurement carries a 25% performance and payment guaranty. The Purchasing Agent confirmed with the surety that Trio Development Corporation has the capacity to obtain the required guaranty.</p> <p>In accordance with the Broward County Workforce Investment Program, Broward County Administrative Code, Section 19.211, these services are subject to the Workforce Investment Program. Trio Development has agreed to be bound to the contractual obligations of the Workforce Investment Program</p>			



Solicitation No. PNC2122386B1

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Hours of Operation: Monday through Friday 8:30 a.m. to 5:00 p.m.

☐ Short-summary for Sole Source/Sole Brand purchases over \$100,000.

Purchasing Agent: Nancy Olesen

 Digitally signed by Nancy Olesen  
 Date: 2021.05.19 07:47:00 -04'00'

Date:

Purchasing Manager: CHRISTINE CALHOUN

 Digitally signed by CHRISTINE CALHOUN  
 Date: 2021.05.18 13:12:51 -04'00'

Date:

**SOLICITATION METHOD**
☒ Invitation for Bid

☐ Emergency\*

☐ Sole Source\*

☐ Sole Brand\*

☐ One Reasonable Source

☐ Standardized by

☐ Board: [Insert Date] or

☐ Director of Purchasing: [Insert Date]

☐ Piggyback

\*(Sole Source/Sole Brand, Emergency, and Single Bids over \$100,000 must be added to the monthly activity report to the Board of County Commissioners, and a copy of this Award Memorandum Checklist should be uploaded to your final PO or Procurement Contract)

**SOLICITATION POSTING AND RESPONSES**

Posted on: March 22, 2021

Opened on: April 7, 2021

Number of responses: 5

Number of declinations: 0



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**SOLICITATION TERM AND BASIS OF AWARD**☐ Fixed

(One time procurement)

☒ Open-End

(Initial period &amp; renewals)

Initial Term: Three Year

Number of Option(s) to Renew: 2

Renewal Term(s): 2, One-year renewals

**NOTE: RESULTANT CONTRACT PERIOD FROM THE SOLICITATION TERM SHALL BEGIN ON DATE OF AWARD.**☒ Low☐ Responsive☐ Responsible☐ Single☐ Split Award\*☐ Multiple Award\*\*☐ N/A

\* Award by Different Line Item or Different Group to more than one Bidder)

\*\* Award Same Line or Same Group to more than one Bidder ( i.e. Primary, Secondary Tertiary, etc.)

**OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT (OESBD)**☐ OESBD has reviewed this solicitation and this firm is a certified Small Business Enterprise (SBE), and therefore is considered a responsive and responsible bidder under the OESBD provisions of this contract.☐ Due to no responses received from SBE vendors during the original solicitation, this solicitation was re-bid to the open market. Per OESBD, no goals were applied to the re-solicitation,☐ This project has been designated a sole source/sole brand, reasonable sole source/brand, or emergency procurement by the Director of Purchasing, therefore, this project is not subject to the OESBD requirements.☐ OESBD reviewed this solicitation and determined it should be solicited to open market with no assigned goals.☒ The Office of Economic and Small Business Development (OESBD) established a County Business Enterprise (CBE) goal of 30% for this contract. Trio Development Corporation committed to 30.82% participation which was reviewed and approved by the OESBD.**This award/rejection authority memorandum checklist approves the posting of the Recommendation for Award and the following:**

- a. ☐ In accordance with the Broward County Procurement Code Section 21.14.d, the Director of Purchasing shall approve purchases up to \$400,000, and over \$400,000 and up to \$500,000 jointly with the County Administrator.
- b. ☐ In accordance with the Broward County Procurement Code Section 21.14.d, award bids up to \$500,000, provided that more than one bidder has submitted a response.
- c. ☒ In accordance with the Broward County Procurement Code Section 21.47(b)(2) award bids in any amount over \$500,000, contingent upon no bidder has been determined to be non-responsive or non-responsible, no protests have been filed, and more than one bidder has submitted a response, and further provided that no Commissioner has expressed an objection within five (5) days after receiving notice of intended award from the Purchasing Division.
- d. ☐ In accordance with Broward County Procurement Code Section 21.30.f.3 (b), Rejection After Bid Opening. After any vendor offer is opened, any or all offers may be rejected by the Purchasing Director or designee, includes those bids in which there is only one responsive vendor.
- e. ☐ In accordance with the Broward County Procurement Code Section 21.30.F.1(c), a minor or non-substantive lack of conformity may be considered a technicality or irregularity and may be waived by the appropriate award authority. Refer to Recommendation for Award, Award Justification (above).
- f. ☐ In accordance with the County Administrative Policy and Procedures, 10.G: Repairs, if a firm fixed price is not available for equipment repair, a unit must be taken to a repair shop for disassembly and determination of repair costs, and repair.

This approval authority is for posting the Recommendation of Award only. Agenda will be submitted for award by the

g. ☒ Board of County Commissioners.



Solicitation No. PNC2122386B1

Finance and Administration Services Department

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**APPROVAL AUTHORITY FOR AWARDS**
☐ APPROVE ☐ DISAPPROVE  
 All Above Requirements

**BRENDA  
BILLINGSLEY**

 Digitally signed by BRENDA  
 BILLINGSLEY  
 Date: 2021.06.04 09:11:34  
 -04'00'
\_\_\_\_\_  
Director of Purchasing\_\_\_\_\_  
Date**APPROVAL AUTHORITY FOR AWARDS  
(\$400,001 - \$500,000)**
☐ APPROVE ☐ DISAPPROVE  
 Per Above Requirements a.
\_\_\_\_\_  
County Administrator\_\_\_\_\_  
Date**ATTACHMENTS:**

- |  |  |  |   |
|--|--|--|---|
| <input checked="" type="checkbox"/> Bid Tab        | <input checked="" type="checkbox"/> OESBD Memo | <input checked="" type="checkbox"/> Using Agency Concurrence | <input type="checkbox"/> Certificate of Insurance |
| <input checked="" type="checkbox"/> Price Analysis | <input type="checkbox"/> Sole Source           | <input type="checkbox"/> Sole Brand                          | <input type="checkbox"/> Emergency Memo           |
| <input type="checkbox"/> Purchasing Agent Report   | <input type="checkbox"/> Other                 |  |   |

**From:** [Certificate of Insurance](#)  
**To:** [Olesen, Nancy](#)  
**Subject:** FW: Payment and Performance Bond - Sewer Lift Station Rehabilitation and Repair, Contract PNC2122386B1  
**Date:** Tuesday, June 1, 2021 3:33:52 PM  
**Attachments:** [Bond - Trio.pdf](#)  
[COI 05-12-21.pdf](#)  
[VOIDED COI.pdf](#)  
[image002.png](#)

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Good afternoon Nancy,

Westfield Insurance Company is a valid Surety authorized to transact business in the state of Florida. This email serves as verification and approval of the surety.

Also, please note the approval of the certificate is being rescinded. Please provide a revised certificate indicating that additional insured and waiver of subrogation also applies in favor of Broward County for Pollution Liability.  
We apologize for the oversight.

Best regards,



Colleen Pounall  
Assistant Risk Manager  
Risk Management Division  
115 S Andrews Avenue, Suite 210  
Fort Lauderdale, FL 33301  
(954) 357-7224  
[www.broward.org](http://www.broward.org)

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**From:** Olesen, Nancy <nolesen@broward.org>  
**Sent:** Tuesday, June 1, 2021 8:19 AM  
**To:** Certificate of Insurance <CERTIFICATEOFINSURANCE@broward.org>  
**Subject:** Payment and Performance Bond - Sewer Lift Station Rehabilitation and Repair, Contract PNC2122386B1

Good morning,  
Please review the attached payment and performance bond received from Trio Development.

Thank you,  
Nancy



Nancy Olesen, Senior Purchasing Agent  
Broward County Purchasing Division  
115 South Andrews Avenue, Room 212, Fort Lauderdale, FL 33301  
Office: 954-357-7995, Fax: 954-357-8253  
[nolesen@broward.org](mailto:nolesen@broward.org)

Customer Care is my priority. How am I doing? Please contact my Manager, Christine Calhoun at [ccalhoun@broward.org](mailto:ccalhoun@broward.org) with feedback.

---

**From:** chris triodevelopment.com <[chris@triodevelopment.com](mailto:chris@triodevelopment.com)>  
**Sent:** Tuesday, June 1, 2021 8:01 AM  
**To:** Olesen, Nancy <[nolesen@broward.org](mailto:nolesen@broward.org)>  
**Cc:** larry triodevelopment.com <[larry@triodevelopment.com](mailto:larry@triodevelopment.com)>; scott triodevelopment.com <[scott@triodevelopment.com](mailto:scott@triodevelopment.com)>  
**Subject:** RE: Sewer Lift Station Rehabilitation and Repair, Contract PNC2122386B1

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Good Morning,

Attached, please find copy of the bonds for the subject contract recorded on 05/28/21. Let me know if you need the originals and we will send them out to you. Thank you,

Sincerely,

Chris Shortz  
Trio Development Corporation  
1701 NW 22nd Court  
Pompano Beach, FL 33069  
954-971-2288 Phone  
954-707-9123 Cell

---

**From:** Olesen, Nancy <[nolesen@broward.org](mailto:nolesen@broward.org)>  
**Sent:** Tuesday, May 25, 2021 1:23 PM  
**To:** chris triodevelopment.com <[chris@triodevelopment.com](mailto:chris@triodevelopment.com)>  
**Cc:** larry triodevelopment.com <[larry@triodevelopment.com](mailto:larry@triodevelopment.com)>; scott triodevelopment.com

<[scott@triodevelopment.com](mailto:scott@triodevelopment.com)>

**Subject:** RE: Sewer Lift Station Rehabilitation and Repair, Contract PNC2122386B1

Good afternoon,

In response to your email below, I have reviewed the bonds and they are okay to process.

Thank you,

Nancy



Nancy Olesen, Senior Purchasing Agent  
Broward County Purchasing Division  
115 South Andrews Avenue, Room 212, Fort Lauderdale, FL 33301  
Office: 954-357-7995, Fax: 954-357-8253  
[nolesen@broward.org](mailto:nolesen@broward.org)

Customer Care is my priority. How am I doing? Please contact my Manager, Connie Mangan at [cmangan@broward.org](mailto:cmangan@broward.org) with feedback.

---

**From:** chris triodevelopment.com <[chris@triodevelopment.com](mailto:chris@triodevelopment.com)>

**Sent:** Tuesday, May 25, 2021 1:13 PM

**To:** Olesen, Nancy <[nolesen@broward.org](mailto:nolesen@broward.org)>

**Cc:** larry triodevelopment.com <[larry@triodevelopment.com](mailto:larry@triodevelopment.com)>; scott triodevelopment.com <[scott@triodevelopment.com](mailto:scott@triodevelopment.com)>

**Subject:** RE: Sewer Lift Station Rehabilitation and Repair, Contract PNC2122386B1

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Good Afternoon,

Attached, please find the draft copies of the bonds for the subject contract. Can you please review and let me know if everything appears okay, I will then have them overnight the originals to us for execution and recording.

Sincerely,

Chris Shortz



Trio Development Corporation  
1701 NW 22nd Court  
Pompano Beach, FL 33069  
954-971-2288 Phone  
954-707-9123 Cell

---

**From:** Olesen, Nancy <[nolesen@broward.org](mailto:nolesen@broward.org)>  
**Sent:** Tuesday, May 25, 2021 8:14 AM  
**To:** larry triodevelopment.com <[larry@triodevelopment.com](mailto:larry@triodevelopment.com)>; scott triodevelopment.com <[scott@triodevelopment.com](mailto:scott@triodevelopment.com)>; chris triodevelopment.com <[chris@triodevelopment.com](mailto:chris@triodevelopment.com)>  
**Subject:** Sewer Lift Station Rehabilitation and Repair, Contract PNC2122386B1

Good morning,  
See attached contingent award letter for PNC2122386B1 – Sewer Lift Station Rehabilitation and Repair.

Thank you,  
Nancy



Nancy Olesen, Senior Purchasing Agent  
Broward County Purchasing Division  
115 South Andrews Avenue, Room 212, Fort Lauderdale, FL 33301  
Office: 954-357-7995, Fax: 954-357-8253  
[nolesen@broward.org](mailto:nolesen@broward.org)

Customer Care is my priority. How am I doing? Please contact my Manager, Connie Mangan at [cmangan@broward.org](mailto:cmangan@broward.org) with feedback.

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Under Florida law, most e-mail messages to or from Broward County employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the County, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

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Westfield Insurance Company  
One Park Circle  
Westfield Center, OH 44251  
800-552-9134

This is the front page of the performance/payment bond issued in compliance with Florida Statute Chapter 255.05

Bond Number 151476Q

Contractor Name Trio Development Corporation  
Address 1701 NW 22<sup>nd</sup> Court  
Pompano Beach, FL 33069  
954-971-2288

Owner Name Broward County, FL  
Address 115 South Andrews Ave, Room 212  
Fort Lauderdale, FL 33301  
954-357-6782

Contract Name Sewer Lift Station Rehabilitation & Repair

Agent Name Broder & Company  
Address 6191 Orange Drive, #6159E  
Davie, FL 33314  
954-584-3002

Front Page  
All other bond page(s) are deemed subsequent to this page regardless  
of any page number(s) that may be preprinted thereon.

**FORM 007500-1: PERFORMANCE BOND**

Project Name: Sewer Lift Station Rehabilitation and Repair

Project Number: PNC2122386B1

BY THIS BOND, We Trio Development Corporation, as Principal, hereinafter called Contractor, and Westfield Insurance Company, as Surety, under the assigned Bond Number 151476Q, are bound to Broward County, Florida, as Obligee, hereinafter called County, in the amount of Two Million Six Hundred Sixty Seven Thousand Three Hundred Thirty Seven & 50/100 Dollars (\$ 2,667,337.50 ) for the payment whereof Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally.

WHEREAS, Contractor has by written agreement dated the 2nd day of June, 20 21, entered into a Contract, Bid/Contract No. PNC2122386B1, with County, which Contract Documents are by reference incorporated herein and made a part hereof, including any and all provisions for liquidated damages, and other damages identified, and for the purposes of this Bond are hereafter referred to as the "Contract";

THE CONDITION OF THIS BOND is that if Contractor:

- 1) Performs the Contract between Contractor and County for construction of Sewer Lift Station Rehabilitation and Repair, in the time and manner prescribed in the Contract; and
- 2) Pays County all losses, liquidated damages, expenses, costs and attorneys' fees including appellate proceedings, that County sustains as a result of default by Contractor under the Contract; and
- 3) Performs the guaranties of all work and materials furnished under the Contract for the time specified in the Contract; then THIS BOND IS VOID, OTHERWISE IT REMAINS IN FULL FORCE AND EFFECT.

Whenever Contractor shall be, and is declared by County to be, in default under the Contract, County having performed County's obligations thereunder, the Surety may promptly remedy the default, or shall promptly:

- a) Complete the required performance in accordance with the terms and conditions of the Contract Documents; or
- b) Obtain a bid or bids for completing the Project in accordance with the terms and conditions of the Contract Documents, and upon determination by Surety of the lowest responsible Bidder, or, if County elects, upon determination by County and Surety jointly of the lowest responsible Bidder, arrange for a contract between such Bidder and County on the same terms and conditions as the Contract Documents unless otherwise agreed by County, and make available as work progresses (even though there should be a default or a succession of defaults under the contract or contracts of completion arranged under this paragraph)

sufficient funds to pay the cost of completion less the balance of the Contract Price; but not exceeding, including other costs and damages for which the Surety may be liable hereunder, the amount set forth in the first paragraph hereof. The term "balance of the Contract Price," as used in this paragraph, shall mean the total amount payable by County to Contractor under the Contract and any amendments thereto, less the amount properly paid by County to Contractor.

No right of action shall accrue on this bond to or for the use of any person or corporation other than Broward County named herein.

The Surety hereby waives notice of and agrees that any changes in or under the Contract Documents and compliance or noncompliance with any formalities connected with the Contract or the changes does not affect Surety's obligation under this Bond.

Signed and sealed this 2nd day of June, 2021.

ATTEST:

Corporate Secretary or other person

Authorized to attest

Scott Christie

Print Name

CONTRACTOR

By: Lawrence Shortz

Authorized Signor

Lawrence Shortz, President

Print Name and Title

2nd day of June, 2021

(CORPORATE SEAL OR NOTARY)

IN THE PRESENCE OF:

Artur Broder  
Signature

Artur Broder  
(Print Name)

George Kramel  
Signature

GEORGE KRAMEL  
(Print Name)

SURETY:

By Michael P. Broder  
Agent and Attorney-in-Fact

Michael P. Broder, Agent & Attorney-in-Fact  
(Print/Type Name)

Address: 6191 Orange Drive, #6159E  
(Street)

Davie, Florida, 33313  
(City/State/Zip Code)

Telephone No.: 954-584-3002

**FORM 007500-2: PAYMENT BOND**

Project Name: Sewer Lift Station Rehabilitation and Repair

Project Number: PNC2122386B1

**KNOW ALL BY THESE PRESENTS:**

That we Trio Development Corporation, as Principal (hereinafter called "Contractor"), located at 1701 NW 22nd Ct, Pompano Beach, FL 33069, phone 954-971-2288, and Westfield Insurance Company, as Surety, located at One Park Circle, Westfield Center, OH 44251, phone 800-243-0210, under the assigned Bond Number 151476Q and pursuant to Section 255.05, Florida Statutes, are bound to Broward County, Florida (hereinafter "County"), as Obligee, in the amount of Two Million Six Hundred Sixty Seven Thousand Three Hundred Thirty Seven Dollars (\$ 2,667,337.50) for the payment whereof Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally.

WHEREAS, Contractor has by written agreement dated the 2nd of June, 2021, entered into a Contract, Bid/Contract No. PNC2122386B1, with County for construction of Sewer Lift Station Rehabilitation & Repair located at Broward County Florida, which Contract Documents are by reference incorporated herein and for purposes of this Bond are hereafter referred to as the "Contract";

**THE CONDITION OF THIS BOND is that if Contractor:**

1. Pays County all losses, damages, expenses, costs and attorneys' fees including appellate proceedings, that County sustains because of default by Contractor under the Contract; and
2. Promptly makes payments to all claimants as defined by Florida Statute Section 225.05(1) for all labor, materials and supplies used directly or indirectly by Contractor in the performance of the Contract;

**THEN CONTRACTOR'S OBLIGATION SHALL BE VOID; OTHERWISE, IT SHALL REMAIN IN FULL FORCE AND EFFECT SUBJECT, HOWEVER, TO THE FOLLOWING CONDITIONS:**

- A. A claimant, except a laborer, who is not in privity with Contractor and who has not received payment for its labor, materials, or supplies shall, within forty-five (45) days after beginning to furnish labor, materials, or supplies for the prosecution of the work, furnish to the Contractor a notice that he or she intends to look to the bond for protection.
- B. A claimant who is not in privity with the Contractor and who has not received payment for its labor, materials, or supplies shall, within ninety (90) days after performance of the labor or after complete delivery of the materials or supplies, deliver to the Contractor and to the Surety, written notice of the performance of the labor or delivery of the materials or supplies and of the nonpayment.

- C. No action for the labor, materials, or supplies may be instituted against the Contractor or the Surety unless the notices stated under the preceding conditions (A) and (B) have been given.
- D. Any action under this Bond must be instituted in accordance with the Notice and Time Limitations provisions prescribed in Section 255.05(2) and 255.05(10), Florida Statutes.

The Surety hereby waives notice of and agrees that any changes in or under the Contract Documents and compliance or noncompliance with any formalities connected with the Contract or the changes does not affect the Surety's obligation under this Bond.

Signed and sealed this 2nd day of June, 2021.

ATTEST:

[Signature]  
Corporate Secretary or other person  
authorized to attest

Scott Christie  
Print Name

(CORPORATE SEAL OR NOTARY)

CONTRACTOR

By: [Signature]  
Authorized Signor

Lawrence Shortz, President

Print Name and Title

2nd day of June, 2021

IN THE PRESENCE OF:

[Signature]  
Signature

Arthur K. Broder  
(Print Name)

[Signature]  
Signature

George Kramer  
(Print Name)

SURETY:

By [Signature]  
Agent and Attorney-in-Fact

Michael P. Broder, Agent & Attorney-in-Fact  
(Print/Type Name)

Address: 6191 Orange Drive, #6159E  
(Street)

Davie, FL 33314  
(City/State/Zip Code)

Telephone No.: 954-584-3002



General  
Power  
of Attorney

POWER NO. 0992212 00

**Westfield Insurance Co.**  
**Westfield National Insurance Co.**  
**Ohio Farmers Insurance Co.**  
Westfield Center, Ohio

CERTIFIED COPY

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint  
**ARTHUR K. BRODER, MICHAEL P. BRODER, JOINTLY OR SEVERALLY**

of DAVIE and State of FL its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

**LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.**

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

*The Attorney-in-Fact* may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be It Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their **National Surety Leader** and **Senior Executive** and their corporate seals to be hereto affixed this **02nd** day of **JANUARY** A.D., **2020**.

Corporate  
Seals  
Affixed



State of Ohio  
County of Medina ss.:

WESTFIELD INSURANCE COMPANY  
WESTFIELD NATIONAL INSURANCE COMPANY  
OHIO FARMERS INSURANCE COMPANY

By: *Gary W. Stumper*  
**Gary W. Stumper, National Surety Leader and Senior Executive**

On this **02nd** day of **JANUARY** A.D., **2020**, before me personally came **Gary W. Stumper** to me known, who, being by me duly sworn, did depose and say, that he resides in **Hartford, CT**; that he is **National Surety Leader and Senior Executive** of **WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY**, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial  
Seal  
Affixed



State of Ohio  
County of Medina ss.:

*David A. Kotnik*  
**David A. Kotnik, Attorney at Law, Notary Public**  
My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

I, **Frank A. Carrino**, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this **2nd** day of **June** A.D., **2021**.



*Frank A. Carrino*  
**Frank A. Carrino, Secretary**