FILED

JUL 07 2022

MARY JO SPINO COUNTY CLERK

# **CONTRACT AGREEMENT**

THIS AGREEMENT, is made and entered into by and between, Jackson County, Missouri, Party of the

First Part and hereinafter called the County, and

Vance Brothers, Inc.
·
a MISSOURI Party of the Second Part and hereinafter called the Contractor,
WITNESSETH
<u>THAT WHEREAS</u> , in accordance with law, the County had bid in connection with Jackson County Project: 2022 Pavement Maintenance Program – Reclamation and Chip Seal, Invitation to Bid No. 32-22, and
<u>WHEREAS</u> , the Contractor, in response to the Invitation to Bid, has submitted to the County, in the manner and at the time specified, a sealed bid in accordance with the terms of the Invitation to Bid, and
<u>WHEREAS</u> , the County, in the manner prescribed by law, has opened, examined, and evaluated the bid submitted, and has determined the aforesaid Contractor to be the lowest and best bidder for the work and has duly awarded to the said Contractor, a contract therefor, for the sum or sums named in the Contractor's Bid, a copy thereof being attached to and made a part of this contract.
NOW THEREFORE, in consideration of the compensation to be paid to the Contractor and of the mutual agreements herein contained, the parties to these presents have agreed and hereby agree, the County for itself and its successors, and the Contractor for themselves, and their successors and assigns, and their executors and administrators, as follows:
ARTICLE I. That the Contractor shall: (a) furnish all tools, equipment, supplies, superintendence transportation, and other construction accessories, services, and facilities; (b) furnish all materials, supplies, and equipment specified and required to be incorporated in and form a permanent part of the completed work; (c) provide and perform all necessary labor; and (d) in a good, substantial, and professional manner and in accordance with the requirements, stipulations, provisions, and conditions of the contract documents as defined in the attached Invitation to Bid, said documents forming the contract and being as fully a part thereof as if repeated verbatim herein, perform, execute, construct and complete all work included in and covered by the County's official award of this contract to the said Contractor such award being based on the acceptance of the County of the Contractor's Bid.
ARTICLE II. That the County shall pay to the Contractor for the performance of the work embraced in this contract, and the Contractor will accept as full compensation therefore, the sum (subject to adjustment as provided by the contract) of
Eight hundred forty-five thousand, one hundred seventeen and 24 cents (\$ 845,117.24) for all work covered, by and included in the contract award and designated in the foregoing Article I

payment thereof to be made in cash or its equivalent, in the manner provided in the General Conditions.

# **CONTRACT AGREEMENT (cont.)**

ARTICLE III. That the Contractor shall start work within ten (10) days following the date stipulated in a written order from the County to proceed with the work to be performed hereunder, and that the Contractor shall complete the work within the number of days, after the authorized starting date, stipulated in the attached Bid.

ARTICLE IV. That the Contractor expressly warrants that they have employed no third person to solicit or obtain this contract in their behalf, or to cause or produce the same to be obtained upon compensation in any way contingent, in whole or in part, upon such procurement; and that they have not paid, or promised or agreed to pay, to any third person, in consideration of such procurement, or in compensation for services in connection therewith any brokerage, commission, or percentage upon the amount receivable by them here-under; and that he has not, in estimating the contract price demanded by him, included any sum by reason of any such brokerage, commission, or percentage, and that all monies payable to them hereunder are free from obligation of any other person for services rendered, or supposed to have been rendered, in the procurement of this contract. Contractor further agrees that any breach of this warranty shall constitute adequate cause for the annulment of this contract by the County and that the County may retain to its own use from any sums due or to become due hereunder an amount equal to any brokerage, commission, or percentage so paid, or agreed to be paid.

The County agrees to pay the Contractor in the manner and in the amount provided in the said specifications and bid.

# **CONTRACT AGREEMENT (cont.)**

IN WITNESS	S WHEREOF, Jackson C	County, Missouri has	caused by Resolution No	20968
of	June 6		, 2022, these presents to I	be executed in its
behalf by its			the Second Part has hereunt	
seal.				
Recommer	nded by:			
_			1- 01z	
Brian Gadd	tie P.F.		Date 25/22	
	Public Works		Date	
	Lud Att	Zh.		
Frank White	a Ir	-	Date 6. 2022	
County Exe			Date	
¥	form this	. T.		
Approved to	form this	day ofW	, 2022.	
1				
[M	D. Heden	n		
County Cou	unselor			
•				
4	A			
Attest:	late to Din			
Cle	rk of the Legislature			
		da	ice Brothers, In	
		Var	(CE (DI) 1013) DIG	<u></u>
	- Name - Control of the Control of t	By:	20 - Shawn	Brust-
CORPO	ROTHERS INC DRATE SEAL	Second		dent
MIS	SSOURI			
THE REAL PROPERTY AND PERSONS ASSESSMENT OF THE PERSONS ASSESSMENT OF	RS INC (816) 923-4325	au alla		

#### **REVENUE CERTIFICATE**

There is a balance otherwise unencountered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation of \$845,118.00 which is hereby authorized.

Date

7-6-2022

Director of Finance and Purchasing Account No. 004-1506-58040

PC 150622002 000 ML



# **CERTIFICATE OF LIABILITY INSURANCE**

DATE (MM/DD/YYYY) 6/22/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

THE CONTINUES WOOD FIRST CONTINUE	rigino to the continuate helder in hea of c					
PRODUCER	<u>.</u>	CONTACT NAME: Certificate Department				
HUB International Mid-America 9200 Ward Parkway	3	PHONE (A/C, No, Ext); 816-708-4600 FAX (A/C, No); 816-20	03-4425			
Suite 500		E-MAIL ADDRESS: HUB-KC.Certificates@HUBInternational.com				
Kansas City MO 64114		INSURER(S) AFFORDING COVERAGE	NAIC#			
		INSURER A: Travelers Property Casualty Company of America	25674			
SURED	VANCE01	ınsurer в : Missouri Employers Mutual Insurance Company	10191			
Vance Brothers, Inc. 5201 Brighton		INSURER c : The Phoenix Insurance Company	25623			
Kansas City MO 64130		เพรบRER บ : Argonaut Insurance Company	19801			
		INSURER E: The Travelers Indemnity Company	25658			
		INSURER F: Previsor Insurance	21776			
COVERAGES	CERTIFICATE NUMBER: 274000240	DEVICION NUMBER.				

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED TO HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	NSR LTR TYPE OF INSURANCE		SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMIT	S
С	X COMMERCIAL GENERAL LIABILITY	Υ		DTCO9M212947PHX22	1/1/2022	1/1/2023	EACH OCCURRENCE	\$1,000,000
	CLAIMS-MADE X OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000
	X Cont. Liab.						MED EXP (Any one person)	\$ 10,000
							PERSONAL & ADV INJURY	\$1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	\$ 2,000,000
	POLICY X PRO- JECT LOC						PRODUCTS - COMP/OP AGG	\$ 2,000,000
	OTHER:						0011011115 01101 5	\$
E	AUTOMOBILE LIABILITY	Υ		DT8109M352747TIA22	1/1/2022	1/1/2023	COMBINED SINGLE LIMIT (Ea accident)	\$1,000,000
	X ANY AUTO						BODILY INJURY (Per person)	\$ -
	OWNED SCHEDULED AUTOS AUTOS						l ' '''	\$
	X HIRED X NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	\$
	X MCS-90							\$
Α	X UMBRELLA LIAB X OCCUR	Υ	l	CUP9M4229022226	1/1/2022	1/1/2023	EACH OCCURRENCE	\$ 10,000,000
	EXCESS LIAB CLAIMS-MADE						AGGREGATE	\$ 10,000,000
	DED X RETENTION \$ 10,000							\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y/N			MEG102108614 PRV300004003	1/1/2022 1/1/2022	1/1/2023 1/1/2023	X PER OTH-	
	ANYPROPRIETOR/PARTNER/EXECUTIVE N	N/A		WC928828285514	1/1/2022	1/1/2023	E.L. EACH ACCIDENT	\$ 1,000,000
	(Mandatory in NH)						E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - POLICY LIMIT	\$1,000,000
			ļ					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Re: Project No. 32-22, Pavement Maintenance Program – Reclamation and Chip Seal; Jackson County Missouri and its agencies, officials, officers and employees, while acting within the scope of their authority are Additional Insured as respects the General, Auto and Umbrella Liability policies. 30 day cancellation notice to the certificate holder, 10 days for non-payment when required by written contract.

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CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

Jackson County Public Works Department 303 W. Walnut Street Independence MO 64050

AUTHORIZED REPRESENTATIVE





6/23/2022

Jackson County Missouri 415 East 12<sup>th</sup> Street, 2<sup>nd</sup> Floor Kansas City, MO 64106

RE:

Contractor:

Vance Brothers, Inc.

Bond No:

674218014

**Contract Price:** 

\$845,117.24

Project:

Jackson County MO 2022 Pavement Maintenance Prog - Reclamation

and Chip Seal

Enclosed please find three (3) originals of the Performance Bonds, and Powers of Attorney issued in conjunction with the referenced. The Bonds and accompanying Powers of Attorney are "undated" because the Contract has not yet been dated.

This letter serves as your authority to insert the appropriate dates once the contracts have been executed. Please note the date of the bonds and powers of attorney must be **on or after** the date of the contract in order for the bonds to become effective. The bond is not valid if it is dated prior to the contract date.

Once the bonds have been signed and dated, please let me know the contract date so that I can mark my records and advise the surety underwriter.

Sincerely,

LIBERTY MUTUAL INSURANCE COMPANY

C. Favorine Engeman

Attorney-in-Fact

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees. For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company

#### **POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint C. Lavonne Engemen of the city of Kansas City, state of MO its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge the following surety bond:

Obligee Name: <u>Jackson County Missouri</u>	
Surety Bond Number: 674218014	Bond Amount: See Bond Form
NESS WHEREOF, this Power of Attorney has been subscribed by an authorized office this 12th day of March, 2021.  INSURANCE OFFORMATION OF THE POWER O	cer or official of the Companies and the corporate seals of the Companies have to The Ohio Casualty Insurance Company Liberty Mutual Insurance Company West-American Insurance Company

On this 12th day of March, 2021, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.

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Commonwealth of Pennsylvania - Notary Seal Teresa Pastella, Notary Public Montgomery County My commission expires March 28, 2025 Commission number 1126044 Member, Pennsylvania Association of Notaries

Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of Liberty Multual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS - Section 12. Power of Altorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-infact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I. Renee C. Llewellyn, the undersigned. Assistant Secretary, of Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company do hereby certify that this power of attorney executed by said Companies is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 23rd day of June 2022







## PERFORMANCE BOND

Bond No. 674218014



Project Number 32-22
2022 Pavement Maintenance Program Project Title Reclamation and Chip Seal

VNOWALL MEN DY THESE DESCRITO. That	
KNOW ALL MEN BY THESE PRESENTS: That Vance Brothers, Inc.	
Liberty Mutual Insurance Company	as PRINCIPAL (CONTRACTOR), and, (SURETY), licensed to do business as such
in the State of Missouri, hereby bind themselves a successors, and assigns unto Jackson County, governmental organization, (COUNTY), as Obligee,	nd their respective heirs, executors, administrators Missouri, a constitutionally home rule chartered
of Eight Hundred Forty Five Thousand One Hundred Seve	nteen Dollars and 24/100 Dollars
(\$_845,117.24 ) for the payment whereof C heirs, executors, administrators, successors and as	CONTRACTOR and SURETY bind themselves, their signs, jointly and severally, firmly by these presents.
WHEREAS,	• •
CONTRACTOR has entered a Contract with COUN 2022 Pavement Maintenance Program -	TY
for <u>Reclamation and Chip Seal</u> which thereto, is incorporated herein by reference and is h	Contract, including any present or future amendment rereinafter referred to as the Contract.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION is such that, if CONTRACTOR shall promptly and faithfully perform said Contract including all duly authorized changes thereto, according to all the terms thereof, including those under which CONTRACTOR agrees to pay legally required wage rates including the prevailing hourly rate of wages in the locality, as determined by the Department of Labor and Industrial Relations or by final judicial determination, for each craft or type of workman required to execute the Contract and, further, shall defend, indemnify, and hold harmless COUNTY from all damages, including but not limited to liquidated damages, loss and expense occasioned by any failure whatsoever of said CONTRACTOR and SURETY to fully comply with and carry out each and every requirement of the Contract, then this obligation shall be void; otherwise, it shall remain in full force and effect.

WAIVER. That SURETY, for value received, hereby expressly agrees that no change, extension of time, alteration or addition to the terms of the Contract or to the Work to be performed thereunder, shall in any way affect the obligations of this Bond; and it does hereby waive notice of any such change, extension of time, or alteration or addition to the terms of the Contract or the Work to be performed thereunder.

<b>A</b>	ve parties have executed this instrument the day of
<u>JUU</u> , 2022.	
	CONTRACTOR
	Name, address and facsimile number of Contractor
	Vance Brothers, Inc.
	5201 Brighton Avenue P O Box 300107 Kansas City, MO 64130-0107
VANCE BROTHERS INC CORPORATE SEAL MISSOURI	I hereby certify that I have authority to execute this document on behalf of Contractor.
VANCE BROTHERS INC (816) 923-4325	By: Bobert A. Vance
	Title: SR. Vice President
(Attach corporate seal if applicable	le)
	SURETY
	Name, address and facsimile number of Surety:
	Liberty Mutual Insurance Company
	175 Berkeley Street
	Boston, MA 02116
	Phone No. 617-357-9500
A.M. Best rating of A- or better; (3) of Authority as Acceptable Reinsur by the Financial Management Serv	ority to execute this document on behalf of Surety; (2) Surety has an Surety is named in the current list of "Companies Holding Certificates ring Companies: as published in Circular 570 (most current revision) vice, Surety Bond Branch, U.S. Department of the Treasury; and (4) and in the State of Missouri and in the jurisdiction in which the Project
is located.	By: C. Lavana Ergenan
	Title: C. LaVonne Engeman, Attorney-in-Fact

Date:\_\_

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees. For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company

#### **POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, C. LaVonne Engeman of the city of Kansas City, state of MO its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge the following surety bond:

surely bond:	
Principal Name: <u>Vance Brothers, Inc.</u>	
Obligee Name: _Jackson County Missouri	
Surety Bond Number: 674218014	Bond Amount: See Bond Form
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official thereto this 12th day of March, 2021.	al of the Companies and the corporate seals of the Companies have been affixed
1912 SE TORPORATE LES CONTROLLES	The Ohio Casualty Insurance Company Liberty Mutual Insurance Company West American Insurance Company  By: David M. Carey, Assistant Secretary
STATE OF PENNSYLVANIA ss COUNTY OF MONTGOMERY	
On this 12 <sup>th</sup> day of March, 2021, before me personally appeared David M. Carey, who acknowledged Ohlo Casualty Company, and West American Insurance Company, and that he, as such, being authorize by signing on behalf of the corporations by himself as a duly authorized officer.	himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The secretary to do, execute the foregoing instrument for the purposes therein contained
IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of F	Prussia. Pennsylvania, on the day and year first above written.
Commonwealth of Pennsylvania - Notary Seal Teresa Pastella, Notary Public Montgomery County My commission expires March 28, 2025 Commission number 1126044 Member, Pennsylvania Association of Notaries	By: Leresa Pastella, Notary Public
This Power of Attorney is made and executed pursuant to and by authority of the following Hy-laws and A Company, and West American Insurance Company, which resolutions are now in full force and effect rea	uthorizations of Liberty Mutual Insurance Company, the Ohio Casualty Insurance iding as follows:
ARTICLE IV — OFFICERS — Section 12. Power of Attorney, Any officer or other official of the Corpora subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneyseal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surespective powers of attorney, shall have full power to bind the Corporation by their signature and exe When so executed, such instruments shall be as binding as if signed by the President and attested to b in-fect under the provisions of this article may be revoked at any time by the Board, the Chairman, the P	in-fact, as may be necessary to act in behalf of the Corporation to make, execute, rety obligations. Such attorneys-in-fact, subject to the limitations set forth in their cution of any such instruments and to attach thereto the seal of the Corporation, or the Secretary. Any power or authority graphed to any representative or attorney.
ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings, Any officer of the and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorned seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surespective powers of attorney, shall have full power to bind the Company by their signature and execution so executed such instruments shall be as binding as if signed by the president and attested by the secret	ys-in-fact, as may be necessary to act in behalf of the Company to make, execute, rely obligations. Such attomeys-in-fact subject to the limitations set forth in their on of any such instruments and to attach thereto the seal of the Company. When
Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Comp fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and d obligations.	pany, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in- eliver as surety any and all undertakings, bonds, recognizances and other surety
Authorization – By unanimous consent of the Company's Board of Directors, the Company consents th Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in the same force and effect as though manually affixed.	at facsimile or mechanically reproduced signature of any assistant secretary of the a connection with surety bonds, shall be valid and binding upon the Company with
I, Renee C. Llewetlyn, the undersigned, Assistant Secretary, of Liberty Mutual Insurance Company, do hereby certify that this power of attorney executed by said Companies is in full force and effect and h	The Ohio Casualty Insurance Company, and West American Insurance Company as not been revoked.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this	day of
LUL INSURANCE SULTY INSURANCE SELECTION OF THE SELECTION	Revision Conser

### PERFORMANCE BOND

Bond No. 674218014



effect.

KNOW ALL MEN BY THESE PRESENTS: That

Project Number 32-22
2022 Pavement Maintenance Program Project Title Reclamation and Chip Seal

Vance Brothers, Inc.	, as PRINCIPAL (CONTRACTOR), and
Liberty Mutual Insurance Company	, (SURETY), licensed to do business as such
in the State of Missouri, hereby bind themse successors, and assigns unto Jackson Co governmental organization, (COUNTY), as Ol	lves and their respective heirs, executors, administrators, ounty, Missouri, a constitutionally home rule chartered
of Eight Hundred Forty Five Thousand One Hundred	d Seventeen Dollars and 24/100 Dollars
(\$_845,117.24) for the payment whe heirs, executors, administrators, successors a	ereof CONTRACTOR and SURETY bind themselves, their and assigns, jointly and severally, firmly by these presents.
WHEREAS,	
CONTRACTOR has entered a Contract with 0 2022 Pavement Maintenance Program -	
thereto, is incorporated herein by reference a	which Contract, including any present or future amendment nd is hereinafter referred to as the Contract.
promptly and faithfully perform said Contract all the terms thereof, including those under wates including the prevailing hourly rate of values and Industrial Relations or by final judicito execute the Contract and, further, shall of	THIS OBLIGATION is such that, if CONTRACTOR shall including all duly authorized changes thereto, according to which CONTRACTOR agrees to pay legally required wages vages in the locality, as determined by the Department of all determination, for each craft or type of workman required defend, indemnify, and hold harmless COUNTY from all led damages, loss and expense occasioned by any failure

WAIVER. That SURETY, for value received, hereby expressly agrees that no change, extension of time, alteration or addition to the terms of the Contract or to the Work to be performed thereunder, shall in any way affect the obligations of this Bond; and it does hereby waive notice of any such change, extension of time, or alteration or addition to the terms of the Contract or the Work to be performed thereunder.

whatsoever of said CONTRACTOR and SURETY to fully comply with and carry out each and every requirement of the Contract, then this obligation shall be void; otherwise, it shall remain in full force and

, 2022.	CONTRACTOR
	Name, address and facsimile number of Contractor  Vance Brothers, Inc.
	5201 Brighton Avenue P O Box 300107 Kansas City, MO 64130-0107
	I hereby certify that I have authority to execute this document or behalf of Contractor.
NCE BROTHERS INC CORPORATE SEAL MISSOURI	By: Rubert A. Vance.  Title: SR. Vice President
BROTHERS INC (816) 923-4325	Title: SR. Vice President
(Attach corporate seal if applicable	e)
	SURETY
	Name and Issue and Provide the Control of the Contr
	Name, address and facsimile number of Surety:
	Liberty Mutual Insurance Company
	•
	Liberty Mutual Insurance Company  175 Berkeley Street
A.M. Best rating of A- or better; (3) Soft Authority as Acceptable Reinsuriby the Financial Management Serv	Liberty Mutual Insurance Company  175 Berkeley Street Boston, MA 02116  Phone No. 617-357-9500  prity to execute this document on behalf of Surety; (2) Surety has are Surety is named in the current list of "Companies Holding Certificateding Companies: as published in Circular 570 (most current revision ice, Surety Bond Branch, U.S. Department of the Treasury; and (4 ds in the State of Missouri and in the jurisdiction in which the Project
A.M. Best rating of A- or better; (3) Soft Authority as Acceptable Reinsuring by the Financial Management Serv Surety is duly licensed to issue bonders.	Liberty Mutual Insurance Company  175 Berkeley Street  Boston, MA 02116  Phone No. 617-357-9500  prity to execute this document on behalf of Surety; (2) Surety has are Surety is named in the current list of "Companies Holding Certificates and Companies: as published in Circular 570 (most current revision ice, Surety Bond Branch, U.S. Department of the Treasury; and (4)

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees. For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company

#### **POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohlo Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, and appoint its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge the following surety bond:

surety bond:	•					
Principal N	ame: <u>Vance Bro</u>	others, Inc.	· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·	
Obligee Na	me: <u>Jackson (</u>	County Missouri	· · · · · · · · · · · · · · · · · · ·	7-4		
Surety Bon	d Number:	674218014			Bond Amount:	See Bond Form
IN WITNESS WHEREOF, the third things of the third things of the third things of the third	his Power of Attorr arch, 2021.	ney has been subscribed by	y an authorized officer or offi		And the second	ls of the Companies have been affixed
1912 COMPORATION OF THE PROPERTY OF THE PROPER	SOLUTY INSUR SOLUTION INSUR 1919	1991  WOIAND	S COMPANY	Liber Wes	Ohio Casualty Insurance the Mutual Insurance American Insurance American Insurance American Insurance American Insurance The March Insurance The M	ce Company
STATE OF PENNSYLVANI COUNTY OF MONTGOME						
On this <u>12th</u> day of <u>March</u> , Ohlo Casually Company, ar by signing on behalf of the c	nd West American	Insurance Company, and the	hat he, as such, being autho	d himself to be the As rized so to do, execute	sistant Secretary of Li the foregoing instrun	berty Mutual Insurance Company, The nent for the purposes therein contained
	<b>.</b>		ed my notarial seal at Kino of	•	a, on the day and year	first above written.
This Power of Attorney is mic Company, and West Americ	ade and executed	Teresa Pastella Montgome My commission exp Commission nu Member, Pennsylvania	ires March 28, 2025 umber 1126044 Association of Notaries	By: Te	resa Pastella, Nota	Lacy Public Company, The Ohio Casualty Insurance
subject to such limitation as seal, acknowledge and deliverspective powers of attornation of the such installation in the	the Chairman or the ver as surety any a ey, shall have full p struments shall be	ne President may prescribe and all undertakings, bonds bower to bind the Corporat as binding as if signed by t	r, shall appoint such attorney s, recognizances and other s ion by their signature and ex	s-in-fact, as may be no urely obligations. Sur- ecution of any such in by the Secretary. Any	ecessary to act in behi th attorneys-in-fact, st nstruments and to atta power or authority or:	by the Chairman or the President, an alf of the Corporation to make, execute abject to the limitations set forth in the arch thereto the seal of the Corporation anted to any representative or attorney g such power or authority.
ARTICLE XIII – Execution of and subject to such limitation seal, acknowledge and deliverspective powers of attorners.	of Contracts – SEC ns as the chairman wer as surety any a by, shall have full p	TION 5. Surety Bonds and I or the president may preso and all undertakings, bonds ower to bind the Company	Undertakings. Any officer of to table, shall appoint such attor	he Company authorize neys-in-fact, as may be urety obligations. Su tion of any such instr	ed for that purpose in venecessary to act in both	writing by the chairman or the presiden shalf of the Company to make, execute the company to the forth in the nereto the seal of the Company. Whe
Certificate of Designation lact as may be necessary to obligations.	- The President of to act on behalf of the	the Company, acting pursu he Company to make, exec	uant to the Bylaws of the Concute, seal, acknowledge and	npany, authorizes Dav deliver as surety any	id M. Carey, Assistant and all undertakings,	Secretary to appoint such attorneys-in bonds, recognizances and other suret
Authorization – By unanim Company, wherever appear he same force and effect as	ing upon a certified	I copy of any power of attor	tors, the Company consents rney issued by the Company	hat facsimile or mecha In connection with su	anically reproduced sig rety bonds, shall be va	nature of any assistant secretary of th lid and binding upon the Company wit
, Renee C. Llewellyn, the to hereby certify that this po	o undersigned, Ass ower of attorney ex	sistant Secretary, of Liberty ecuted by said Companies	Mutual insurance Company is in full force and effect and	, The Ohio Casualty I has not been revoked	nsurance Company, a	nd West American Insurance Compan
- 1 miles	A part of the control	et my hand and affixed the	seals of said Companies thi			
LUNSURANCE ORPORANCE	SUNCTY INSU	LAN INSURA	rich .		17-	

# PERFORMANCE BOND

Bond No. 674218014



Project Number 32-22
2022 Pavement Maintenance Program Project Title Reclamation and Chip Seal

KNOW ALL MEN BY THESE PRESENTS: That	·
Vance Brothers, Inc.	, as PRINCIPAL (CONTRACTOR), and
Liberty Mutual Insurance Company	, (SURETY), licensed to do business as such
in the State of Missouri, hereby bind themselves	and their respective heirs, executors, administrators, y, Missouri, a constitutionally home rule chartered
of Eight Hundred Forty Five Thousand One Hundred Sev	venteen Dollars and 24/100 Dollars
(\$_845,117.24) for the payment whereof heirs, executors, administrators, successors and a	CONTRACTOR and SURETY bind themselves, their assigns, jointly and severally, firmly by these presents.
WHEREAS,	
CONTRACTOR has entered a Contract with COU 2022 Pavement Maintenance Program - for Reclamation and Chip Seal whice	ch Contract, including any present or future amendment
thereto, is incorporated herein by reference and is	s hereinafter referred to as the Contract.
promptly and faithfully perform said Contract inclu all the terms thereof, including those under which	S OBLIGATION is such that, if CONTRACTOR shall uding all duly authorized changes thereto, according to a CONTRACTOR agrees to pay legally required wage

promptly and faithfully perform said Contract including all duly authorized changes thereto, according to all the terms thereof, including those under which CONTRACTOR agrees to pay legally required wage rates including the prevailing hourly rate of wages in the locality, as determined by the Department of Labor and Industrial Relations or by final judicial determination, for each craft or type of workman required to execute the Contract and, further, shall defend, indemnify, and hold harmless COUNTY from all damages, including but not limited to liquidated damages, loss and expense occasioned by any failure whatsoever of said CONTRACTOR and SURETY to fully comply with and carry out each and every requirement of the Contract, then this obligation shall be void; otherwise, it shall remain in full force and effect.

WAIVER. That SURETY, for value received, hereby expressly agrees that no change, extension of time, alteration or addition to the terms of the Contract or to the Work to be performed thereunder, shall in any way affect the obligations of this Bond; and it does hereby waive notice of any such change, extension of time, or alteration or addition to the terms of the Contract or the Work to be performed thereunder.

IN WITNESS WHEREOF, the above	e parties have executed this instrument the day of
, 2022.	
	CONTRACTOR  Name, address and facsimile number of Contractor
	Vance Brothers, Inc.  5201 Brighton Avenue P O Box 300107  Kansas City, MO 64130-0107
VANCE BY THE ALL ALIVE CORPORATE SEAL MISSOURI VANCE BROTHERS INC (816) 923-432 <b>5</b>	I hereby certify that I have authority to execute this document on behalf of Contractor.  By: Roberta. Vace  Title: Sk. Vice Plesident
(Attach corporate seal if applicable	
	SURETY
	Name, address and facsimile number of Surety:
	Liberty Mutual Insurance Company
	175 Berkeley Street Boston, MA 02116
	Phone No. 617-357-9500
A.M. Best rating of A- or better; (3) S of Authority as Acceptable Reinsuri by the Financial Management Servi	ority to execute this document on behalf of Surety; (2) Surety has an Surety is named in the current list of "Companies Holding Certificates ing Companies: as published in Circular 570 (most current revision) lice, Surety Bond Branch, U.S. Department of the Treasury; and (4) dis in the State of Missouri and in the jurisdiction in which the Project
	Title: C. LaVonne Engeman, Attorney-in-Fact
	Date:

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees. For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@tibertymutual.com.



Liberty Mutual Insurance Company The Ohio Casualty Insurance Company West American Insurance Company

#### **POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohlo Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty
Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under
the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint C. Layonne Engement
of the city of Kansas City, state of MO its true and lawful attorney-in-fact, with full power and authority hereby conferred to sign, execute and acknowledge the following
surety bond:

Principal Name: <u>Vance Brothers, Inc.</u>	
Obligee Name: <u>Jackson County Missouri</u>	
Surety Bond Number: 674218014	Bond Amount: See Bond Form
ALINSURAN SHOPPORTAL SUN INSURANCE OFFORTAL	The Ohio Casualty Insurance Company Liberty Mutual Insurance Company
1912 CORPORATE TO THE PROPERTY OF THE PROPERTY	The Ohio Casualty Insurance Company Liberty Mutual Insurance Company West American Insurance Company  By: David M. Carey, Assistant Secretary

On this 12th day of March, 2021, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Multual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia. Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seat Teresa Pastella, Notary Public Montgomery County My commission expires March 28, 2025 Commission number 1126044

Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following by-laws and Authorizations of Liberty Mutual Insurance Company, The Ohlo Casualty Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization — By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, of Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company do hereby certify that this power of attorney executed by said Companies is in full force and effect and has not been revoked.

