PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Department: Engineering and Public Works						
Submitted By: Engineering and Public Works						
Submitted For: Road and Bridge Division						
	Works					

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Work Order 2018051-153 in the amount of \$365,000 to mill and resurface Kimberly Boulevard from State Road 7 to Lyons Road utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2018-1533 (Contract) with Ranger Construction Industries, Inc. (Ranger).

SUMMARY: Per County PPM CW-F-050, this work order exceeds the \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners (BCC). Approval of this work order will allow the contractual services necessary to construct the improvements. Prior to this meeting date, approximately \$36 million of Ranger's \$48.5 million Contract has been spent or encumbered. On October 16, 2018, the BCC approved the Contract with Ranger to provide milling and resurfacing of County roadways for countywide projects. The Contract was renewed on October 22, 2019 with a 15% mandatory Small Business Enterprise (SBE) goal set as the Affirmative Procurement Initiative. Due to the limited availability of qualified certified SBE subcontractors, the Office of Equal Business Opportunity issued a waiver on January 17, 2020 that reduced the mandatory SBE participation to 5%. On June 2, 2020 the second renewal was approved, and continued with the reduced mandatory SBE participation of 5%. Ranger agreed to 5% SBE participation for this work order. Work orders approved on this meeting date will result in a cumulative SBE participation of 8.8% for all the work orders issued under the Contract. District 5 (YBH)

Background and Justification: The County intends to construct the improvements in accordance with the attached work order. The budget for the improvements includes striping and marking costs of \$33,000, bringing the total fiscal impact to \$398,000.

Attachments:

- 1. Location Map
- 2. Work Order 2018051-153 with Exhibits "A", "B", "C" (3)

<i>/</i> `	\		
		,	•
\sim	'~~		
11	∕ Recommended	by: YBH	1-8-2024
		County Engineer	Date
			1/2-1
	Approved By:	100	1 25/21
		Assistant County Administrator	Date
		,	

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2021	2022	2023	2024	2025
Capital Expenditures	<u>\$ -0-</u>	0	-0-	-0-	
Operating Costs	\$398,000	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	0		-0-	-0-	-0-
In-Kind Match (County)		-0-	0-		0-
NET FISCAL IMPACT	\$398,000	0	-0-	-0-	
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No Does this item include the use of federal funds? Yes No X

Budget Account No:

Fund 3900 Dept 363 Unit R121-103 Object 4612

Recommended Sources of Funds/Summary of Fiscal Impact:

Capital Outlay Fund Pavement Mgmt/Roadway Striping FY2021 Kimberly Blvd from SR 7 to Lyons Rd

Annual Contract
Asphalt & Milling
Striping and Marking
Fiscal Impact

\$ 365,000.00 \$ 33,000.00 \$ 398,000.00

C. Departmental Fiscal Review:

III. REVIEW COMMENTS

A./	9	DFMB	Fiscal	and/or	Contract	Dev.	and	Control	Commy	ents:
-----	---	-------------	--------	--------	----------	------	-----	---------	-------	-------

La Mati Mala

Contract Dev. and Control

B. Approved as to Form

and Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

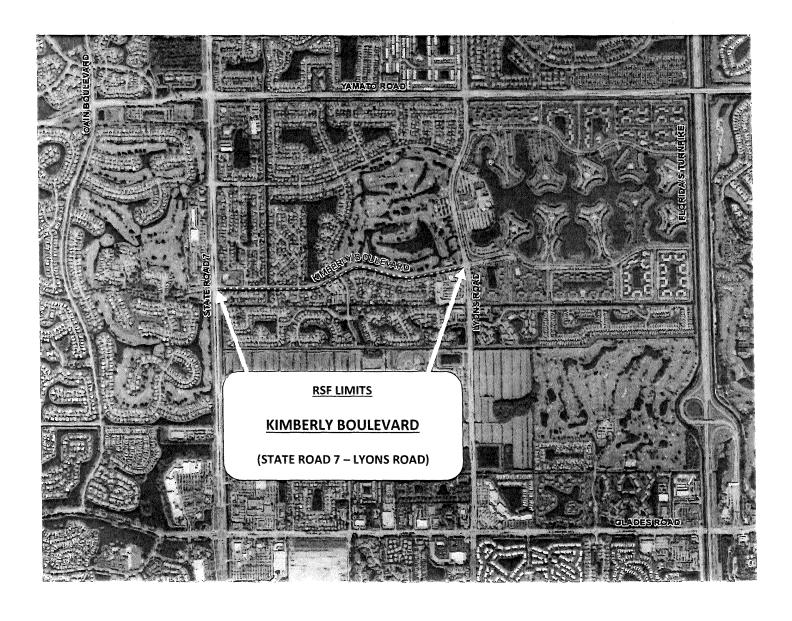
Department Director

This summary is not to be used as a basis for payment.

2

F:\ADM SER\FISCAL\AGENDAPAGE2\FY 2021\21.104.PAVE.DOC





WORK ORDER # 2018051-153 TO THE ANNUAL MILLING AND RESURFACING CONTRACT BY AND BETWEEN PALM BEACH COUNTY AND RANGER CONSTRUCTION INDUSTRIES, INC. FOR KIMBERLY BOULEVARD FROM STATE ROAD 7 TO LYONS ROAD

This Work Order to the Contract for Annual Milling and Resurfacing (R2018-1533), dated
October 16, 2018 (ANNUAL CONTRACT) is made and entered into the day
of, 20, by and between Palm Beach County, a political subdivision of the
State of Florida, by and through its Board of County Commissioners (COUNTY) and RANGER
CONSTRUCTION INDUSTRIES, INC. (CONTRACTOR) (individually Party and collectively
Parties).

WITNESSETH

WHEREAS, the COUNTY and CONTRACTOR entered into an ANNUAL CONTRACT on a work order basis on October 16, 2018 (R2018-1533) as amended on October 22, 2019 (R2019-1591) and June 2, 2020 (R2020-0539); and

WHEREAS, the COUNTY desires the CONTRACTOR to mill and resurface Kimberly Boulevard from State Road 7 to Lyons Road in Palm Beach County, Florida ("IMPROVEMENTS"); and

WHEREAS, the CONTRACTOR agrees to construct the IMPROVEMENTS in accordance with the terms and conditions of the ANNUAL CONTRACT, as amended, and as directed and accepted by the Engineering Department, Road & Bridge Division; and

Re: KIMBERLY BOULEVARD FROM STATE ROAD 7 TO LYONS ROAD

Work Order No.: 2018051-153

WHEREAS, based on the pricing agreed to in the ANNUAL CONTRACT, as amended, the Parties agree that a cost not to exceed \$365,000 is appropriate compensation for the services to be performed by the CONTRACTOR to construct the IMPROVEMENTS.

NOW, THEREFORE, THIS INDENTURE WITNESSETH: That for and in consideration of the mutual benefits that flow from each to the other, the Parties hereto agree as follows:

- 1. The above recitals are true and are incorporated herein.
- 2. The CONTRACTOR agrees to construct the IMPROVEMENTS in accordance with the ANNUAL CONTRACT, as amended, and as further described in Exhibit "A".
- 3. The COUNTY agrees to pay the CONTRACTOR a fee not to exceed \$365,000 to construct the IMPROVEMENTS. Final payment shall be per documented quantities installed.
- 4. The following Exhibits are attached to and made part of this Work Order:
 - a) Exhibit A Work Order Request and Scope/Cost Estimate; and
 - b) Exhibit B OEBO Schedules 1 and 2; and
 - c) Exhibit C Public Construction Bond

INTENTIONALLY LEFT BLANK

Re: KIMBERLY BOULEVARD FROM STATE ROAD 7 TO LYONS ROAD

Work Order No.: 2018051-153

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Work Order for the IMPROVEMENTS, pursuant to the ANNUAL CONTRACT, as amended, on behalf of the COUNTY, and CONTRACTOR has hereunto set its hand the day and year above written.

OWNER:	CONTRACTOR:
Palm Beach County, Florida, a Political Subdivision of the State of Florida	Ranger Construction Industries, Inc., a Florida Corporation
BOARD OF COUNTY COMMISSIONERS	,
BY: Dave Kerner, Mayor	Jamie Timming, General Manager (Printed Name and Title)
ATTEST: Joseph Abruzzo, Clerk & Comptroller Circuit Court	CORPORATE S E A L
BY: Deputy Clerk	WITNESS:
SEAL	BY:Bash (Printed Name)
APPROVED AS TO TERMS AND CONDITIONS:	Died - Sold
BY:	BY: /WSJUU WOU
APPROVED AS TO FORM & LEGAL SUFFICIENCY:	(Printed Name)
Yelizaveta Herman, Assistant County Attorne	у



PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS ENGINEERING & PUBLIC WORKS DEPARTMENT P. O. BOX 21229, WEST PALM BEACH, FL 33416-1229

REQUEST: WORK ORDER NO. 2018051-15 NEW AUTHORIZATION CHANGE ORDER NO SUPPLEMENTAL NO	TRAFFIC ROADWAY PRODU CONSTRUCTION (DATE December REQUESTOR Thon UCTION COMMISSION DIS COOR. RESOLUTION NO:	nas Coppini TRICT NO: <u>5</u> R2018-1533
OTHER:	STREETSCAPE		Amended by R2019-1591 R2020-0539
PROJECT LOCATION/LIMITS: Kim	berley Boulevard from Stat	e Road 7 to Lyons Road	
PROJECT NUMBER: 2021206 CONTRACT NO: 2018051		BUDGET LINE ITEM: 3900 CONTRACT DATE: Octob	
Military of states.			
CONTRACTOR/CONSULTANT/VEI CONTACT: Beatriz Ramirez	NDOR: Ranger Construction	n Industries, Inc. VEND CONTACT PHONE NUMBE	OR # RANG0001 R: 561-793-9400
Details: In accordance with your cas directed. A separate NTP will be			
The contract duration for this wor		ractor to commence work wit	inii live (5) working days.
The total amount of this reque	est, per the attached doc	umentation, is not to exce	e d \$ <u>365,000</u>
The Affirmative Procurement Initi on 1/17/2020 that reduced SBE go participation to date for this Continuous c	al to 5%. The estimated SBI	E participation for this request	
Name: Thomas Coppini	Title: Project Mana	ger Telephone	Number: 561-233-3962
CONTRACTOR/CONSULTANT/VENI Please indicate your receipt of this and returning a duplicate copy.		Please sign below and sub- completion of the project. compliance with Contract	Project completed in
Signature	Date	Signature	Date
Printed Name and Title		Printed Name and Title	
PALM BEACH COUNTY APPROVA	LS	BOARD APPROVAL?	Date:
Division Approval	Date	Budget Approval	Date
Assistant County Engineer	Date	Contract Review Committe	e (when required) Date



Kimberly Boulevard from State Road 7 to Lyons Road

EXHIBIT A - SCOPE/COST ESTIMATE

DATE: 11/16/2020

	CRIP	EARIBIT A - SCOPE/COST ESTIMATE			DATE.	11/10/2020
Project [Description:	RANGER CONTRUCTION ANNUAL MILL AND RESURFACING #2018051	Roa	Road Maintenance District:		4
Proje	ct Location:	Kimberly Boulevard from State Road 7 to Lyons Road		Commissi	on District:	5
Item #		Item Description	Unit	Unit Price	Quantity	Amount
1	MILL EXSIT	ING ASPHALT PAVEMENT (1")	SY	\$1.90	37,705	\$71,639.50
9	SUPERPAVE	E ASPHALTIC CONCRETE (SP-9.5 TRAFFIC LEVEL C) (>800 TON ORDERS)	TN	\$110.00	2,357	\$259,270.00
25	OFF DUTY	POLICE OFFICER	HR	\$70.00	1	\$70.00
26	PORTABLE	PORTABLE MILLING MACHINE			4	\$920.00
32	SURCHARG	SURCHARGE TO DELIVER MILLINGS TO PBC STOCKPILE SITE USING CONTRACTOR VEHICLES		\$2.00	50	\$100.00
35	ADJUST VA	LVE BOX & MISC STRUCTURES	CY	\$95.00	1	\$95.00
					SUBTOTAL:	\$332,094.50
					CONT:	\$32,905.50
					TOTAL:	\$365,000.00

STRIPING: \$33,000

OEBO SCHEDULE 1

LIST OF PROPOSED CONTRACTOR/CONSULTANT AND SUBCONTRACTOR/SUBCONSULTANT PARTICIPATION

OLICITATION/PROJECT/BID NAME: AN	IUAL MILLING AN	D RESURFACING		SOLICITATION/PROJECT/BID No.: 2018051					
NAME OF PRIME RESPONDENT/BIDDER: RANGER CONSTRUCTION CONTACT PERSON: BEATRIZ RAMIREZ COLICITATION OPENING/SUBMITTAL DATE: OCTOBER 16,2018				ADDRESS: 101 SANSBURY'S WAY, WEST PALM BEACH, FL					
					NO.: 561 793 9400		beatriz.ramlrez@rangerconstruction E-MAIL: m		
					MENT: ENGINEERI		ORK		
LEASE LIST THE DOLLAR AMOUN LEASE ALSO LIST THE DOLLAR AI ROJECT.	IT OR PERCEN	ITAGE OF WO	PRK TO BE CO OF WORK TO	OMPLETED BY TO BE COMPLETED	THE <u>PRIME CON</u> D BY ALL SUBC	ITRACTOR/CO ONTRACTORS/	NSULTANT ON SUBCONSULT	THIS PROJECT. ANTS ON THE	
	(Check <u>Non-SBE</u>	call Applicable Cate	gories) SBE		DOLLAR AMO	OUNT OR PERCENTA	AGE OF WORK		
Name, Address and Phone Number		Minority/Women Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify)	
· SIRDAR TRUCKING			✓				-	\$16,605.00	
2.					-		***************************************	**************************************	
3.					**************************************				
4.				•	-		*Copy of a financial and a financial and	**************************************	
5.						***************************************			
lease use additional sheets if necessary)			Total					\$16,605.00	
al Bid Price \$ \$332,094.5.00 (KIMBERLY BLVD-S	R7 to Lyons)			M/WB# Participation	\$16,605.00 (5	5%)			
reby certify that the above information is acc	trate to the best of r	ny knowledge	/_	1 /h			General Ma	nager	
	to the best of t			Signature			programme and the second secon	Title	

- 2. Firms may be certified by Palm Beach County as an SBE and/or an M/WBE. If firms are certified as both an SBE and/or M/WBE, please indicate the dollar amount under the appropriate category.
- 3. Modification of this form is not permitted and will be rejected upon submittal.

OEBO LETTER OF INTENT - SCHEDULE 2

A completed Schedule 2 is a binding document between the Prime Contractor/consultant and a Subcontractor/subconsultant (for any tier) and should be treated as such. The Schedule 2 shall contain bolded language indicating that by signing the Schedule 2,

both parties recognize this Schedule as a binding document. All Subcontractors/subconsultants, including any tiered Subcontractors/subconsultants, must properly execute this document. Each properly executed Schedule 2 must be submitted with the bid/proposal. SOLICITATION/PROJECT NUMBER: 2018051 SOLICITATION/PROJECT NAME: ANNUAL MILLING AND RESURFACING Prime Contractor: RANGER CONSTRUCTION Subcontractor:_ (Check box(s) that apply) SBE WBE MBE M/WBE Non-S/M/WBE Date of Palm Beach County Certification (if applicable): MACA The undersigned affirms they are the following (select one from each column if applicable): Column 1 Column 2 Column 3 ☐Male ☐ Female ☐ African-American/Black ☐ Asian American ☐ Caucasian American □Supplier ☐ Hispanic American ☐Native American S/M/WBE PARTICIPATION - S/M/WBE Primes must document all work to be performed by their own work force on this form. Failure to submit a properly executed Schedule 2 for any S/M/WBE participation may result in that participation not being counted. Specify in detail, the scope of work to be performed or Items supplied with the dollar amount and/or percentage for each work item. S/M/WBE credit will only be given for the areas in which the S/M/WBE is certified. A detailed proposal may be attached to a properly executed Schedule 2. Line Item Description Unit Price Quantity/ Contingencies/ Total Price/Percentage Item Units Allowances Haul milled asphalt 221.4 \$16,605.00 The undersigned Subcontractor/subconsultant is prepared to self-perform the above-described work in conjunction with the aforementioned project at the following total price or percentage: \$16,605.00 (5%) KIMBERLY BLVD (SR 7 to Lyons) If the undersigned intends to subcontract any portion of this work to another Subcontractor/subconsultant, please list the business name and the amount below accompanied by a separate properly executed Schedule 2. Price or Percentage: Name of 2nd/3rd tier Subcontractor/subconsultant Ranger Construction Industries, Inc. Print Name of Prime Authorized Signature **Authorized Signature** Jamie Timming Print Name General Manager

Title

Date:

Revised 09/17/2019



GEORGE H. FRIEDLANDER COMPANY Bonds & Insurance

1566 Kanawha Blvd., East 25311 PO Box 2466, Charleston, WV 25329 Telephone: 304/357-4520 * Fax: 304/345-8724 447 Montreal Ave., Melbourne, FL 32935 PO Box 10356, Melbourne, FL 32936 Telephone: 321/254-8477 * Fax 321/988-0209

December 10, 2020

Palm Beach County Engineering & Public Works Department Roadway Production Division 2300 N. Jog Road West Palm Beach, FL 33411

Re: Ranger Construction Industries, Inc.

Bond Number: 107346570

Public Construction Bond

To Whom It May Concern,

As the Surety Company for Ranger Construction Industries, Inc. we have executed the captioned bond. Since the contract date is unknown, we have left the bonds undated. As a duly authorized Attorney-In-Fact for the Surety, Travelers Casualty and Surety Company of America, permission is hereby granted to fill in the contract date on the bonds and power of attorney when the date is known. Also, the "signed and sealed" date on the bonds should be completed.

Sincerely,

William Phelps

Attorney-In-Fact for Travelers Casualty and Surety Company of America

BOND NUMBER:	107346570
BOND AMOUNT:	\$365,000
CONTRACT AMOUNT:	\$365,000
CONTRACTOR'S NAME:	Ranger Construction Industries, Inc.
CONTRACTOR'S ADDRESS	: 101 Sansbury's Way West Palm Beach, FL 33411
CONTRACTOR'S PHONE:	561-793-9400
SURETY COMPANY:	Travelers Casualty and Surety Company of America
SURETY ADDRESS:	One Tower Square Hartford, CT 06183
SURETY PHONE:	800-842-5075
OWNER'S NAME:	Palm Beach County
OWNER'S ADDRESS:	2300 North Jog Road, Suite 3W-33 West Palm Beach, FL 33411-2745
OWNER'S PHONE:	561-684-4150
PROJECT NO.:	Work Order 2018051-153
DESCRIPTION OF WORK:	Kimberley Boulevard fron SR 7 to Lyons Rd Asphalt Mill and Resurface
PROJECT LOCATION:	Kimberley Boulevard fron SR 7 to Lyons Rd
LEGAL DESCRIPTION:	No legal description is available. The best description available is as indicated on the Project Location above.

This Bond is issued in favor of the County conditioned on the full and faithful performance of the Contract.

KNOW ALL MEN BY THESE PRESENTS: that Contractor and Surety, are held and firmly bound unto:

Palm Beach County Board of County Commissioners

301 N. Olive Avenue West Palm Beach, Florida 33401 As Obligee, herein called County, for the use and benefit of claimant as herein below defined, in the amount \$ \$365,000 for the payment whereof Principal and Surety bind themselves, their heirs, personal representatives, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. WHEREAS, Principal has by written agreement dated ____, 20____, entered into a contract with the County for. Project Name: Kimberley Boulevard fron SR 7 to Lyons Rd Road Project No.: Order 2018051-153 Project Description: See Page PCB-1 See Page PCB-1 Project Location: in accordance with Design Criteria Drawings and Specifications prepared by: Name of Engineering/Architectural Firm: TBD TBD TBD Location of Firm: Phone: TBD Fax: which contract is by reference made a part hereof in its entirety, and is hereinafter referred to as the Contract. THE CONDITION OF THIS BOND is that if Principal: between Principal and County for the construction of the 1. Performs the contract dated project as described above, the contract being made part of this bond by reference, at the times and in the manner prescribed in the contract; and 2. Promptly makes payments to all claimants, as defined in Section 255.05, Florida Statutes, supplying

Principal with labor, materials, or supplies, used directly or indirectly by Principal in the prosecution of the work provided for in the contract; and

- Pays County all losses, damages (including liquidated damages), expenses, costs, and attorney's fees, including appellate proceedings, that County sustains because of a default by Principal under the contract; and
- 4. Performs the guarantee 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.
- 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 and Surety
 waives notice of such changes.
- 6. The amount of this bond shall be reduced by and to the extent of any payment or payments made in good faith hereunder, inclusive of the payment by Surety of construction liens which may be filed of record against said improvement, whether or not claim for the amount of such lien be presented under and against the bond.
- 7. Principal and Surety expressly acknowledge that any and all provisions relating to consequential, delay and liquidated damages contained in the contract are expressly covered by and made a part of this Performance, Labor and Material Payment Bond. Principal and Surety acknowledge that any such provisions lie within their obligations and within the policy coverages and limitations of this instrument.
- 8. Section 255.05, Florida Statutes, as amended, together with all notice and time provisions contained therein, is incorporated herein, by reference, in its entirety. Any action instituted by a claimant under this bond for payment must be in accordance with the notice and time limitation provisions in Section 255.05(2), Florida Statutes. This instrument regardless of its form, shall be construed and deemed a statutory bond issued in accordance with Section 255.05, Florida Statutes.
- 9. Any action brought under this instrument shall be brought in the state court of competent jurisdiction in Palm Beach County and not elsewhere.

	•
	Ranger Construction Inudustries, Inc.
Dy Pooh	Principal (Seal)
Witness	
Dry Bosha	Travelers Casualty and Surety Company of America
	Surety /// (Seal)
Witness	
	Title William Phelps, Attorney-In-Fact and FL Resident Agent

PROJECT NO.:	Work Order 2018051-153	·
DESCRIPTION OF WORK:	Kimberley Boulevard fron SR 7 to Lyons Rd Asphalt Mill and Resurface	
PROJECT LOCATION:	Kimberley Boulevard fron SR 7 to Lyons Rd	
SURETY COMPANY:	Travelers Casualty and Surety Company of America	
SURETY ADDRESS:	One Tower Square Hartford, CT 06183	
SURETY PHONE:	800-842-5075	
BOND NUMBER:	107346570	
BOND AMOUNT:	\$365,000	·
CONTRACT AMOUNT:	\$365,000	

As the Surety Company for Ranger Construction Industries, Inc. we have executed the captioned bond. Because the contract date is unknown, we have left the bond(s) undated. As a duly authorized Attorney-in-Fact for the Surety, Travelers Casualty and Surety Company of America, permission is hereby granted to Palm Beach County to fill in the contract date on the bond(s) when that date is known. Also, the "signed and sealed" date on the bond(s) should be completed.



Travelers Casualty and Surety Company of America Travelers Casualty and Surety Company St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint William Phelps of Melbourne, Florida their true and lawful Attorney-in-Fact tosign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 3rd day of February, 2017.







State of Connecticut

City of Hartford ss.

On this the 3rd day of February, 2017, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed 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 hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2021



Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Assistant Vice President, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this

day of







Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880. Please refer to the above-named Attorney-in-Fact and the details of the bond to which the power is attached.