

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: January 10, 2023 Consent Regular
 Ordinance Public Hearing

Department: Engineering and Public Works

Submitted By: Engineering and Public Works

Submitted For: Road and Bridge Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Work Order 2021050-39 in the amount of \$928,000 to mill and resurface the residential streets within the Cabana Colony Subdivision utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2021-0984 (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 \$10 million of Ranger's \$50 million Contract that was approved on August 17, 2021, by the BCC, has been spent or encumbered. This Contract is one of three contracts with an available cumulative total of \$50 million for the annual asphalt milling and resurfacing program. The Affirmative Procurement Initiative selected for this Contract on September 16, 2020 by the Goal Setting Committee is a 15% minimum mandatory Small Business Enterprise (SBE) participation. Ranger agreed to 15% SBE participation for the Contract and 15.44% for this work order. Their cumulative SBE participation, including this work order is 14%. District 1 (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 \$45,000 bringing the total fiscal impact to \$973,000.

Attachments:

1. Location Map
 2. Work Order 2021050-39 with Exhibits "A", "B" and "C" (3)
-

Recommended by: _____

ybh

David L. King
County Engineer

12/8/2022
Date

Approved By: _____

Thelma Blue
Assistant County Administrator

12/28/22
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	\$973,000	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$973,000	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)	-0-	-0-	-0-	-0-	-0-

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

Budget Account No:
 Fund 3900 Dept 363 Unit R122-113 Object 4612

Recommended Sources of Funds/Summary of Fiscal Impact:
 Capital Outlay Fund
 Pavement Mgmt/Roadway Striping FY2022
 Cabana Colony Subdivision

Annual Contract	
Asphalt & Milling	\$ 928,000.00
Striping and Marking	\$ 45,000.00
Fiscal Impact	\$ 973,000.00

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

ASDUB 12/9/22
 OFMB 9A 12/9
 [Signature] 12-9-22
 [Signature] 12/21/22
 Contract Dev. and Control 12/22/22

B. Approved as to Form and Legal Sufficiency:

[Signature] 12/28/22
 Assistant County Attorney

C. Other Department Review:

 Department Director

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



RSF LIMITS
CABANA COLONY SUBDIVISION

- Island Road / Bimini Avenue - Hillman Drive
- Hillman Drive / Island Road - Dunes Road
- Bimini Avenue / Island Road - Holiday Road
- Holiday Road / Acapulco Avenue - Hillman Drive
- Bimini Avenue / Holiday Road - Florida Boulevard
- Gull Road / Acapulco Avenue - Hillman Drive
- Florida Boulevard / Acapulco Avenue - Dolphin Drive
- Bimini Avenue / Florida Boulevard - Bahama Road
- Everglades Road / Acapulco Avenue - Hillman Drive
- Dunes Road / Acapulco Avenue - Atlantic Road
- Catalina Road / Acapulco Avenue - Atlantic Road
- Bahama Road / Acapulco Avenue - Atlantic Road
- Atlantic Road / Acapulco Avenue - Dolphin Drive
- Acapulco Avenue / Holiday Road - Atlantic Road
- Colony Avenue / Dead End - Atlantic Road
- Grove Road / Florida Boulevard - Florida Boulevard
- Dinghy Drive / Grove Road - Florida Boulevard
- Dinghy Road / Florida Boulevard - Atlantic Road E & W
- Capri Road / Atlantic Road - Atlantic Road
- Dolphin Drive / Florida Boulevard - Atlantic Road

**WORK ORDER # 2021050-39 TO THE
ANNUAL MILLING AND RESURFACING CONTRACT
BY AND BETWEEN PALM BEACH COUNTY
AND RANGER CONSTRUCTION INDUSTRIES, INC. FOR
THE RESIDENTIAL STREETS WITHIN THE
CABANA COLONY SUBDIVISION**

This Work Order to the Contract for Annual Milling and Resurfacing (R2021-0984), dated August 17, 2021 (**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**) authorized to do business in the State of Florida, whose Federal I.D. is 59-2098662 (individually Party and collectively Parties).

WITNESSETH

WHEREAS, the **COUNTY** and **CONTRACTOR** entered into an **ANNUAL CONTRACT** on a work order basis on August 17, 2021 (R2021-0984); and

WHEREAS, the **COUNTY** desires the **CONTRACTOR** to mill and resurface the residential streets within the Cabana Colony Subdivision 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**, and as directed and accepted by the Engineering Department, Road & Bridge Division; and

**Re: THE RESIDENTIAL STREETS WITHIN THE
CABANA COLONY SUBDIVISION**

Work Order No.: 2021050-39

WHEREAS, based on the pricing agreed to in the **ANNUAL CONTRACT**, the Parties agree that a cost not to exceed \$928,000 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**, and as further described in **Exhibit "A"**.
3. The **COUNTY** agrees to pay the **CONTRACTOR** a fee not to exceed \$928,000 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: THE RESIDENTIAL STREETS WITHIN THE CABANA COLONY
SUBDIVISION**

Work Order No.: 2021050-39

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**, on behalf of the **COUNTY**, and **CONTRACTOR** has hereunto set its hand the day and year above written.

OWNER:

Palm Beach County, Florida, a Political Subdivision of the State of Florida by and through its

BOARD OF COUNTY COMMISSIONERS

BY: _____
Gregg K. Weiss, Mayor

CONTRACTOR:

Ranger Construction Industries, Inc.,
a Florida Corporation

BY: _____
Jamie Timming, Vice President
(Printed Name and Title)

ATTEST:
Joseph Abruzzo,
Clerk of the Circuit Court & Comptroller

C O R P O R A T E S E A L

BY: _____
Deputy Clerk

WITNESS:
BY: _____
Cristina Lolli
(Printed Name)

S E A L

**APPROVED AS TO TERMS
AND CONDITIONS:**

BY: sc _____


BY: _____
Taylor Lombardo
(Printed Name)

**APPROVED AS TO FORM & LEGAL
SUFFICIENCY:**

Yelizaveta Herman, Assistant County Attorney



**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. 2021050-39
 NEW AUTHORIZATION
 CHANGE ORDER NO. _____
 SUPPLEMENTAL NO. _____
 ___ OTHER: _____

REQUESTING DIVISION:

ROAD & BRIDGE
 ___ TRAFFIC
 ___ ROADWAY PRODUCTION
 ___ CONSTRUCTION COOR.
 ___ STREETScape

INFORMATION:

DATE October 14, 2022
 REQUESTOR Darren Prainito
 COMMISSION DISTRICT NO: 1
 RESOLUTION NO: R2021-0984
 PBC PO NUMBER: _____

PROJECT LOCATION/LIMITS: The Residential Streets within the Cabana Colony Subdivision
PROJECT NUMBER: 2023206 **BUDGET LINE ITEM:** 3900-363-R122-112-4612
CONTRACT NO: 2021050 **CONTRACT DATE:** August 17, 2021

CONTRACTOR/CONSULTANT/VENDOR: Ranger Construction Industries, Inc. **VENDOR #** RANG0001
CONTACT: Josh Torrens **CONTACT PHONE NUMBER:** 561-793-9400

Details: In accordance with your contract, you are to provide the following services: Mill and resurface roadways as directed. A separate NTP will be issued directing the contractor to commence work within five (5) working days.
 The contract duration for this work request is 30 days.

This work shall be coordinated with, (48 hours prior to beginning of work)
 Darren Prainito, Construction Project Manager R&B (561)-233-3962

The total amount of this request, per the attached documentation, is not to exceed \$928,000
 The Small Business Enterprise(SBE) goal for this contract is 15 %.
 The estimated SBE participation for this request 15.44%.
 The cumulative SBE participation to date for this Contract including this request is 14%.

Name: Darren Prainito Title: Project Manager Telephone Number: 561-233-3962

CONTRACTOR/CONSULTANT/VENDOR APPROVALS

Please indicate your receipt of this Work Order by signing and returning a duplicate copy.

Please sign below and submit with invoice at the completion of the project. Project completed in compliance with Contract and Project Specifications.

Signature _____ Date _____

Signature _____ Date _____

Printed Name and Title _____

Printed Name and Title _____

PALM BEACH COUNTY APPROVALS

BOARD APPROVAL? YES **Date:** _____

Division Approval _____ Date _____

Budget Approval _____ Date _____

Assistant County Engineer _____ Date _____

Contract Review Committee (when required) Date _____



ROAD AND BRIDGE CONSTRUCTION COST ESTIMATE

Exhibit 'A'

DATE: 10/14/2022

Project Description:	Milling & Resurfacing	Road Maintenance District:	1		
Project Location:	The Residential Streets Within The Cabana Colony Subdivision	Commission District:	1		
Item #	Item Description	Quantity	Unit	Unit Price	Amount
25	OFF DUTY POLICE OFFICER	1	HR	\$ 75.00	\$ 75.00
26	PORTABLE MILLING MACHINE	66	HR	\$ 230.00	\$ 15,180.00
28	MILL EXSITING ASPHALT PAVEMENT (1") - RESDENTIAL ROADWAYS	89114	SY	\$ 2.10	\$ 187,139.40
31	SUPERPAVE ASPHALTIC CONCRETE (SP-9.5 TRAFFIC LEVEL C) (>500 TON ORDERS) - RESIDENTIAL ROADV	5570	TN	\$ 115.00	\$ 640,550.00
35	ADJUST VALVE BOX & MISC STRUCTURES	10	EA	\$ 95.00	\$ 950.00
38	BITUMINOUS MATERIAL (PRIME COAT)	10	GAL	\$ 6.50	\$ 65.00
RANGER 2021050				SUBTOTAL:	\$ 843,959.40
				CONT:	\$ 84,040.60
				TOTAL:	\$ 928,000.00

Striping \$45,000

Prepared By: ACR

OEBO SCHEDULE 1

LIST OF PROPOSED CONTRACTOR/CONSULTANT AND SUBCONTRACTOR/SUBCONSULTANT PARTICIPATION

SOLICITATION/PROJECT/BID NAME: ANNUAL MILLING AND RESURFACING
NAME OF PRIME RESPONDENT/BIDDER: RANGER CONSTRUCTION
CONTACT PERSON: JOSH TORRENS
SOLICITATION OPENING/SUBMITTAL DATE: March 16, 2021

SOLICITATION/PROJECT/BID No.: 2021050
ADDRESS: 101 SANSBURY'S WAY, WEST PALM BEACH, FL
PHONE NO.: 561 793 9400 **E-MAIL:** josh.torrens@rangerconstruction.com
DEPARTMENT: ENGINEERING AND PUBLIC WORKS

PLEASE LIST THE DOLLAR AMOUNT OR PERCENTAGE OF WORK TO BE COMPLETED BY THE PRIME CONTRACTOR/CONSULTANT ON THIS PROJECT. PLEASE ALSO LIST THE DOLLAR AMOUNT OR PERCENTAGE OF WORK TO BE COMPLETED BY ALL SUBCONTRACTORS/SUBCONSULTANTS ON THE PROJECT.

Name, Address and Phone Number	(Check all Applicable Categories)			DOLLAR AMOUNT OR PERCENTAGE OF WORK					
	Non-SBE	M/WBE	SBE	Black	Hispanic	Women	Caucasian	Other (Please Specify)	
		Minority/Women Business	Small Business						
1. SIRDAR TRUCKING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	_____	_____	_____	_____	\$51,867	
2. ALMAZAN CONSTRUCTION	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	\$78,400	_____	_____	_____	
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____	_____	_____	_____	
4.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____	_____	_____	_____	
5.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____	_____	_____	_____	
(Please use additional sheets if necessary)				Total	_____	\$78,400	_____	_____	\$51,867

Total Bid Price \$ Cabana Colony Subdivision Resurfacing - (WO 39) \$843,958.40

Total SBE - M/WBE Participation \$130,267 (15.44%)

Jamie R Timming

Digitally signed by Jamie R
 Timming
 Date: 2022.11.08 16:04:29 -05'00'

Vice President

I hereby certify that the above information is accurate to the best of my knowledge:

Signature

Title

- Note:**
1. The amount listed on this form for a Subcontractor/subconsultant must be supported by price or percentage listed on the properly executed Schedule 2 or attached signed proposal.
 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

Exhibit B, Pg. 2 of 3

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: 2021050

SOLICITATION/PROJECT NAME: ANNUAL MILLING AND RESURFACING

Prime Contractor: RANGER CONSTRUCTION Subcontractor: SIRDAR TRUCKING

(Check box(s) that apply)
 SBE WBE MBE M/WBE Non-S/M/WBE Date of Palm Beach County Certification (if applicable): May 7, 2024

The undersigned affirms they are the following (select one from each column if applicable):

Column 1	Column 2	Column 3
<input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	<input type="checkbox"/> African-American/Black <input checked="" type="checkbox"/> Asian American <input type="checkbox"/> Caucasian American	<input type="checkbox"/> Supplier
	<input type="checkbox"/> Hispanic American <input type="checkbox"/> 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	Item Description	Unit Price	Quantity/ Units	Contingencies/ Allowances	Total Price/Percentage
	HAULING ASPHALT MILLINGS	\$75	691.57		\$51,867

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: \$51,867 (6.64%) Cabana Colony Subdivision Resurfacing. - WO 39

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.

Name of 2nd/3rd tier Subcontractor/subconsultant _____ Price or Percentage: _____

Ranger Construction Industries, Inc.
 Print Name of Prime Jamie R Timming
 By: _____
Digitally signed by Jamie R Timming
 Date: 2022.11.02 10:54:40 -04'00'
 Authorized Signature
Jamie Timming
 Print Name
Vice President
 Title
 Date: 11/02/2022

SIRDAR TRUCKING
 Print Name of Subcontractor/subconsultant _____
 By: Phoolmattie Sirdar
 Authorized Signature
PHOOLMATTIE SIRDAR
 Print Name
PRESIDENT
 Title
 Date: 10/21/22

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: 2021050
 SOLICITATION/PROJECT NAME: ANNUAL MILLING AND RESURFACING

Prime Contractor: RANGER CONSTRUCTION Subcontractor: ALMAZAN CONSTRUCTION LLC

(Check box(s) that apply)

SBE WBE MBE M/WBE Non-S/M/WBE Date of Palm Beach County Certification (if applicable): August 2, 2022

The undersigned affirms they are the following (select one from each column if applicable):

Column 1	Column 2	Column 3
<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> African-American/Black <input type="checkbox"/> Asian American <input type="checkbox"/> Hispanic American <input type="checkbox"/> Native American	<input type="checkbox"/> Caucasian American <input type="checkbox"/> Supplier

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	Item Description	Unit Price	Quantity/ Units	Contingencies/ Allowances	Total Price/Percentage
	Asphalt Milling & Clean-up	\$4,900	16		\$78,400

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: \$78,400 (9.29%) Cabana Colony Subdivision Resurfacing. - WO 39

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.

Name of 2nd/3rd tier Subcontractor/subconsultant _____ Price or Percentage: _____

Ranger Construction Industries, Inc.
 Print Name of Prime Jamie R
 By: Timming
Digitally signed by Jamie R Timming Date: 2022.11.15 19:47:57 -05'00'
 Authorized Signature
Jamie Timming
 Print Name
Vice President
 Title
 Date: 11/15/2022

Print Name of Subcontractor/subconsultant _____
 By: [Signature]
 Authorized Signature
Samuel Almazan
 Print Name
President
 Title
 Date: 11/14/22

PUBLIC CONSTRUCTION BOND

BOND NUMBER: 107719088

BOND AMOUNT: \$928,000.00

CONTRACT AMOUNT: \$928,000.00

CONTRACTOR'S NAME: Ranger Construction Industries, Inc.

CONTRACTOR'S ADDRESS: 1645 N. Congress Ave.
West Palm Beach, FL 33409

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: 800-842-8496

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 2021050-39

DESCRIPTION OF WORK: Cabana Colony Subdivision Resurfacing
Asphalt Milling and Paving

PROJECT LOCATION: Cabana Colony Subdivision Resurfacing

LEGAL DESCRIPTION: No legal description is available.
The best description available is indicated in the Project Location above.

PUBLIC CONSTRUCTION BOND

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 (Principal) 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 of: \$928,000.00

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:	Cabana Colony Subdivision Resurfacing
Project No.:	Work Order 2021050-39
Project Description:	See Page PCB-1
Project Location:	See Page PCB-1

in accordance with Design Criteria Drawings and Specifications prepared by:

Name of Engineering/Architectural Firm:	TBD
Location of Firm:	TBD
Phone:	TBD
Fax :	TBD

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:

1. Performs the contract dated _____ between Principal and County for the construction of the 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
3. 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.

PUBLIC CONSTRUCTION BOND

- 5. 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.

ATTEST:

Cristina Lolli
 (Signature)

Ranger Construction Industries, Inc.
 (Seal)

CRISTINA LOLLI
 (Print Name)

ASSISTANT CONTROLLER
 (Title)

By: *[Signature]*
 Jamie Timming, Vice President
 (Principal)

ATTEST:

Taylor Lombardo
 (Signature)

Travelers Casualty and Surety Company of America
 (Seal)

TAYLOR LOMBARDO
 (Print Name)

Witness to Surety
 (Title)

By: *[Signature]*
 William Phelps, Attorney-In-Fact and FL Resident Agent
 (Surety)

PUBLIC CONSTRUCTION BOND

PROJECT NO.: Work Order 2021050-39

DESCRIPTION OF WORK: Cabana Colony Subdivision Resurfacing
Asphalt Milling and Paving

PROJECT LOCATION: Cabana Colony Subdivision Resurfacing

SURETY COMPANY: Travelers Casualty and Surety Company of America

SURETY ADDRESS: One Tower Square
Hartford, CT 06183

SURETY PHONE: 800-842-8496

BOND NUMBER: 107719088

BOND AMOUNT: \$928,000.00

CONTRACT AMOUNT: \$928,000.00

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) and power of attorney 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

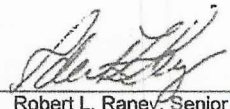
KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **WILLIAM D PHELPS** of **MELBOURNE**, Florida, their true and lawful Attorney(s)-in-Fact to sign, 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 21st day of April, 2021.



State of Connecticut

City of Hartford ss.

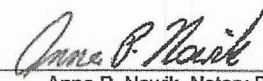
By: 
Robert L. Raney, Senior Vice President

On this the 21st day of April, 2021, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies 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, 2026




Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, 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

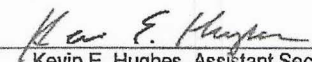
FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice 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 Secretary, 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 each of the Companies, 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 _____, 2021.




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(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**