

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Release of Maintenance Bond Alaqua Lakes Ph 7A

DEPARTMENT: Environmental Services DIVISION: Business Office

**AUTHORIZED BY: [Signature] CONTACT: Becky Noggle EXT. 2143
Robert G. Adolphe, P.E., Director Sr. Coordinator**

Agenda Date <u>07/27/04</u>	Regular <input type="checkbox"/>	Consent <input checked="" type="checkbox"/>	Work Session <input type="checkbox"/>	Briefing <input type="checkbox"/>
	Public Hearing – 1:30 <input type="checkbox"/>		Public Hearing – 7:00 <input type="checkbox"/>	

MOTION/RECOMMENDATION:

Approve release of original Water and Sewer Maintenance Bond.

BACKGROUND:

The following project has satisfactorily completed the two (2) year maintenance inspection by the water and sewer division.

Release Maintenance Bond #929226852 dated 7/12/02 (Taylor Woodrow) in the amount of \$25,966.70 for water and sewer which was accepted by submission memorandum into County Records for the project known as Alaqua Lakes Ph 7A. District 5

Reviewed by:
Co Atty: <u>na</u>
DFS: <u>na</u>
Other: <u>na</u>
DCM: <u>[Signature]</u>
CM: <u>[Signature]</u>
File No <u>CESA02</u>



Taylor Woodrow

1704 Alaqua Lakes Blvd.
Longwood, Florida 32779

Tel 407.444.0156
Fax 407.444.0533
taylorwoodrow.com

June 23, 2004

Becky Noggle
500 W. Lake Mary Blvd.
Sanford, FL 32773

RE: Release of Water and Sewer Maintenance Bond/Agreement

Dear Ms. Noggle:

Attached is a letter from David Jackson regarding the release of a Water and Sewer Maintenance Bond/Agreement for Alaqua Lakes Phase 7A, Bond #929226852.

Accordingly, we are requesting the original Bond/Agreement be returned. Please forward this document to my attention at 1704 Alaqua Lakes Blvd., Longwood, FL, 32779.

If you have any questions, please contact me at 407-444-0156.

Sincerely,

Charles Ayers
Project Manager



June 10, 2004

Mr. Charlie Ayers
1704 Alaqua Lakes Boulevard
Longwood, FL 32779

Re: Water and Sewer Maintenance Bond/Agreement

Project Name: Alaqua Lakes Phase 7A
Bond Amount: \$25,966.70
Bond #: 929226852

Dear Mr. Ayers:

Pursuant to Seminole County's Land Development Code (LDC) requirements, Chapter 35, Part 8, Sec. 35.902 (H) (1, 2) the County conducted a re-inspection of the referenced project on June 1, 2004 to insure that the maintenance problems or design deficiencies which manifested themselves during the maintenance period were addressed prior to expiration of the Maintenance Agreement.

As of June 1, 2004 the Seminole County Utilities Inspectors found no deficiencies, therefore, the above-mentioned Water and Sewer Maintenance Agreement has been released.

You may take this document to your lending institution to have your Bond/Agreement released. If your lending institution requires the original Bond/Agreement to be returned, you will need to put the request in writing to Becky Noggle, 500 W. Lake Mary Blvd., Sanford, FL 32773, Phone: 407-665-2143.

Please contact me at 407-665-2028 should you require any further information.

Sincerely,

A handwritten signature in black ink, appearing to read "David Jackson", is written over the word "Sincerely,".

David Jackson
Sr. Utilities Inspector

DJ:am

c: Becky Noggle, Environmental Services
Project file

NATIONAL FIRE INSURANCE COMPANY OF HARTFORD

929226852

MAINTENANCE BOND

KNOW ALL PERSONS BY THESE PRESENTS, That we THE BRIAR CORPORATION of POST OFFICE BOX 470264, LAKE MONROE, FL 32747, hereinafter referred to as the Principal, and NATIONAL FIRE INSURANCE COMPANY OF HARTFORD, as Surety, are held and firmly bound unto TAYLOR WOODROW COMMUNITIES of 1704 ALAQUA LAKES BOULEVARD, LONGWOOD, FL 32779, hereinafter referred to as the Obligee, in the sum of Twenty-Five Thousand Nine Hundred Sixty-Six and 70/100--- Dollars (\$ 25,966.70), for the payment of which we bind ourselves, our legal representatives, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the said Principal entered into a contract with the TAYLOR WOODROW COMMUNITIES dated OCTOBER 3, 2001, for ALAQUA LAKES PHASE VII A - UTILITIES

WHEREAS, said contract provides that the Principal will furnish a bond conditioned to guarantee for the period of TWO (2) year(s) after approval of the final estimate on said job, by the owner, against all defects in workmanship and materials which may become apparent during said period, and

WHEREAS, the said contract has been completed, and was approved on July 12, 2002.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH that, if the Principal shall indemnify the Obligee for all loss that the Obligee may sustain by reason of any defective materials or workmanship which become apparent during the period of TWO (2) year(s) from and after July 12, 2002 then this obligation shall be void, otherwise to remain in full force and effect.

SIGNED, SEALED AND DATED this 17TH day of MAY, 2002.

THE BRIAR CORPORATION

(Principal) By [Signature] (Seal)

NATIONAL FIRE INSURANCE COMPANY OF HARTFORD

(Surety) By [Signature] (Seal) Francis T. O'Reardon, Attorney-in-Fact Resident Florida Agent

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That Continental Casualty Company, National Fire Insurance Company of Hartford, and American Casualty Company of Reading, Pennsylvania (herein called "the CNA Companies"), are duly organized and existing corporations having their principal offices in the City of Chicago, and State of Illinois, and that they do by virtue of the signatures and seals herein affixed hereby make, constitute and appoint

Todd L. Johnson, Joseph D. Johnson, Jr., Francis T. O'Reardon, Pamela P. Smith, Jo ann H. Bebout, L. Mitchell Johnson,

of _____ Orlando, Florida
their true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on their behalf bonds, undertakings and other obligatory instruments of similar nature

— In Unlimited Amounts —

and to bind them thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of their corporations and all the acts of said Attorney, pursuant to the authority hereby given is hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law and Resolutions, printed on the reverse hereof, duly adopted, as indicated, by the Boards of Directors of the corporations.

In Witness Whereof, the CNA Companies have caused these presents to be signed by their Vice President and their corporate seals to be hereto affixed on this 12th day of September, 2001.



Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania

Michael Gengler

Michael Gengler

Group Vice President

State of Illinois, County of Cook, ss:

On this 12th day of September, 2001, before me personally came Michael Gengler to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Chicago, State of Illinois; that he is a Group Vice President of Continental Casualty Company, National Fire Insurance Company of Hartford, and American Casualty Company of Reading, Pennsylvania described in and which executed the above instrument; that he knows the seals of said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed pursuant to authority given by the Boards of Directors of said corporations and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporations.



My Commission Expires June 5, 2004

Eileen T. Pachuta

Eileen T. Pachuta

Notary Public

CERTIFICATE

I, Mary A. Ribikawskis, Assistant Secretary of Continental Casualty Company, National Fire Insurance Company of Hartford, and American Casualty Company of Reading, Pennsylvania do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that the By-Law and Resolution of the Board of Directors of the corporations printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporations this 17th day of

MAY, 2002



Continental Casualty Company
National Fire Insurance Company of Hartford
American Casualty Company of Reading, Pennsylvania

Mary A. Ribikawskis

Mary A. Ribikawskis

Assistant Secretary