

BOARD OF COUNTY COMMISSIONERS  
SARPY COUNTY, NEBRASKA

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN CERTIFICATE OF SUBSTANTIAL COMPLETION FOR THE  
PUBLIC WORKS ROOF COATING PROJECT

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6) (Reissue 2012), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-103 (Reissue 2012), the powers of the County as a body are exercised by the County Board; and,

WHEREAS, the construction of the Public Works Roof Coating Project is substantially complete ;and,

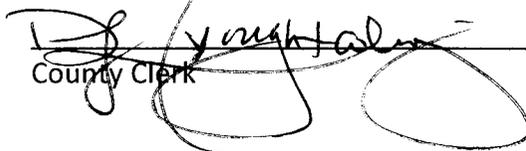
WHEREAS, the one year warranty period date of commencement is September 3, 2013.

NOW, THEREFORE, BE IT RESOLVED, By the Sarpy County Board of Commissioners, that the Chairman of such Board is hereby authorized to sign the attached Certificate of Substantial Completion for the Public Works Roof Coating Project.

The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 8<sup>th</sup> day of October, 2013.

  
Sarpy County Board Chairman

Attest:  
SEAL 

  
County Clerk

# Sarpy County Purchasing Department

SARPY COUNTY COURTHOUSE  
1210 GOLDEN GATE DRIVE SUITE 1220  
PAPILLION, NE 68046



Brian Hanson, Purchasing Agent  
(402) 593-2349  
Debby Peoples, Asst. Purchasing Agent  
(402) 593-4164  
Beth Garber, Senior Buyer/Contract Administrator  
(402) 593-4476  
Lois Spethman, Supply Clerk/Purchaser  
(402) 593-2102

## Memo

To: Sarpy County Board of Commissioners

From: Beth Garber

Re: Substantial Completion – Public Works Roof Coating Project

During the October 8, 2013 Board Meeting, the County Board will be asked to approve the attached Certificate of Substantial Completion for the Public Works Roof Coating Project. The beginning of the warranty period is September 3, 2013. There are no outstanding items associated with this project.

Please feel free to contact me with any questions.

October 3, 2013

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Beth Garber

Cc: Deb Houghtaling  
Mark Wayne  
Scott Bovick  
Brian Hanson  
Ross Richards



# AIA Document G704™ – 2000

## Certificate of Substantial Completion

**PROJECT:**  
*(Name and address)*  
 Sarpy County Public Works Roof  
 Coating  
 15100 S 84 Street  
 Papillion, Nebraska

**PROJECT NUMBER:** 12143/  
**CONTRACT FOR:** General Construction  
**CONTRACT DATE:** May 16, 2013

OWNER:   
 ARCHITECT:   
 CONTRACTOR:   
 FIELD:   
 OTHER:

**TO OWNER:**  
*(Name and address)*  
 Sarpy County Board of Commissioners  
 1210 Golden Gate Drive  
 Papillion, Nebraska 68046

**TO CONTRACTOR:**  
*(Name and address)*  
 Ak-Sar-Ben Roofing  
 2622 N 16th Street  
 Omaha, Nebraska

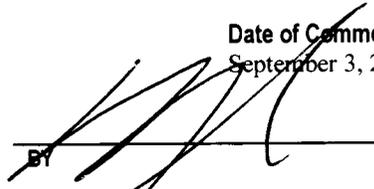
**PROJECT OR PORTION OF THE PROJECT DESIGNATED FOR PARTIAL OCCUPANCY OR USE SHALL INCLUDE:**

The Work performed under this Contract has been reviewed and found, to the Architect's best knowledge, information and belief, to be substantially complete. Substantial Completion is the stage in the progress of the Work when the Work or designated portion is sufficiently complete in accordance with the Contract Documents so that the Owner can occupy or utilize the Work for its intended use. The date of Substantial Completion of the Project or portion designated above is the date of issuance established by this Certificate, which is also the date of commencement of applicable warranties required by the Contract Documents, except as stated below:

**Warranty**  
 1 - Year

**Date of Commencement**  
 September 3, 2013

Carlson West Povondra Architects  
 \_\_\_\_\_  
**ARCHITECT**

BY 

September 9, 2013  
 \_\_\_\_\_  
**DATE OF ISSUANCE**

A list of items to be completed or corrected is attached hereto. The failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract Documents. Unless otherwise agreed to in writing, the date of commencement of warranties for items on the attached list will be the date of issuance of the final Certificate of Payment or the date of final payment.

**Cost estimate of Work that is incomplete or defective:** \$ \_\_\_\_\_ or equal to full project retainage.

The Contractor will complete or correct the Work on the list of items attached hereto within Zero (0) days from the above date of Substantial Completion.

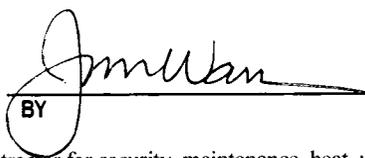
Ak-Sar-Ben Roofing  
 \_\_\_\_\_  
**CONTRACTOR**

BY 

9-24-2013  
 \_\_\_\_\_  
**DATE**

The Owner accepts the Work or designated portion as substantially complete and will assume full possession at \_\_\_\_\_ (time) on \_\_\_\_\_ (date).

Sarpy County Board of  
 Commissioners  
 \_\_\_\_\_  
**OWNER**

BY 

10/8/13  
 \_\_\_\_\_  
**DATE**

The responsibilities of the Owner and Contractor for security, maintenance, heat, utilities, damage to the Work and insurance shall be as follows:

*(Note: Owner's and Contractor's legal and insurance counsel should determine and review insurance requirements and coverage.)*

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 10/2/13



**AIA**<sup>®</sup>

# Document G706™ – 1994

## Contractor's Affidavit of Payment of Debts and Claims

<b>PROJECT:</b> <i>(Name and address)</i> Sarpy County Public Works Roof Coating 15100 S 84 Street Papillion, Nebraska	<b>ARCHITECT'S PROJECT NUMBER:</b> 12143	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input checked="" type="checkbox"/> <b>CONTRACTOR:</b> <input checked="" type="checkbox"/> <b>SURETY:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO OWNER:</b> <i>(Name and address)</i> Sarpy County Board of Commissioners 1210 Golden Gate Drive Papillion, Nebraska 68046	<b>CONTRACT FOR:</b> General Construction	<b>CONTRACT DATED:</b> May 16, 2013

**STATE OF:** Nebraska  
**COUNTY OF:** Sarpy

The undersigned hereby certifies that, except as listed below, payment has been made in full and all obligations have otherwise been satisfied for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or Owner's property might in any way be held responsible or encumbered.

**EXCEPTIONS:**

**SUPPORTING DOCUMENTS ATTACHED HERETO:**

- Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required. AIA Document G707, Consent of Surety, may be used for this purpose.
- Indicate Attachment       Yes       No

**CONTRACTOR:** *(Name and address)*

Ak-Sar-Ben Roofing  
2622 N 16th Street  
Omaha, Nebraska

BY:   
*(Signature of authorized representative)*

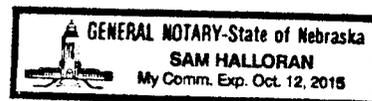
John Eckerman, Project Manager  
*(Printed name and title)*

*The following supporting documents should be attached hereto if required by the Owner:*

- Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
- Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.
- Contractor's Affidavit of Release of Liens (AIA Document G706A).

Subscribed and sworn to before me on this date:

  
Notary Public:  
My Commission Expires: Oct 12, 2015





# AIA<sup>®</sup> Document G706A<sup>™</sup> – 1994

## Contractor's Affidavit of Release of Liens

<b>PROJECT:</b> <i>(Name and address)</i>	<b>ARCHITECT'S PROJECT NUMBER:</b>	<b>OWNER:</b> <input checked="" type="checkbox"/>
Sarpy County Public Works Roof Coating 15100 S 84 Street Papillion, Nebraska	12143	<b>ARCHITECT:</b> <input checked="" type="checkbox"/>
<b>TO OWNER:</b> <i>(Name and address)</i>	<b>CONTRACT FOR:</b> General Construction	<b>CONTRACTOR:</b> <input checked="" type="checkbox"/>
Sarpy County Board of Commissioners 1210 Golden Gate Drive Papillion, Nebraska 68046	<b>CONTRACT DATED:</b> May 16, 2013	<b>SURETY:</b> <input type="checkbox"/>
		<b>OTHER:</b> <input type="checkbox"/>

**STATE OF:** Nebraska  
**COUNTY OF:** Sarpy

The undersigned hereby certifies that to the best of the undersigned's knowledge, information and belief, except as listed below, the Releases or Waivers of Lien attached hereto include the Contractor, all Subcontractors, all suppliers of materials and equipment, and all performers of Work, labor or services who have or may have liens or encumbrances or the right to assert liens or encumbrances against any property of the Owner arising in any manner out of the performance of the Contract referenced above.

**EXCEPTIONS:**

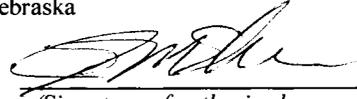
**SUPPORTING DOCUMENTS ATTACHED HERETO:**

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

**CONTRACTOR:** *(Name and address)*

Ak-Sar-Ben Roofing  
2622 N 16th Street  
Omaha, Nebraska

BY:

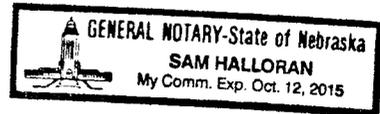


*(Signature of authorized representative)*

John Eckerman, Project Manager  
*(Printed name and title)*

Subscribed and sworn to before me on this date:

Notary Public:   
My Commission Expires: Oct 12, 2015





# AIA® Document G707™ – 1994

## Consent Of Surety to Final Payment

Bond No. 2166739

<b>PROJECT:</b> <i>(Name and address)</i> Sarpy County Public Works Roof Coating 15100 S 84 Street Papillion, Nebraska	<b>ARCHITECT'S PROJECT NUMBER:</b> 12143  <b>CONTRACT FOR:</b> General Construction	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input checked="" type="checkbox"/> <b>CONTRACTOR:</b> <input checked="" type="checkbox"/> <b>SURETY:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO OWNER:</b> <i>(Name and address)</i> Sarpy County Board of Commissioners 1210 Golden Gate Drive Papillion, Nebraska 68046	<b>CONTRACT DATED:</b> May 16, 2013	

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the  
*(Insert name and address of Surety)*

North American Specialty Insurance Company  
475 N. Martingale Road, Suite 850  
Schaumburg, IL 60173

, SURETY,

on bond of  
*(Insert name and address of Contractor)*

Ak-Sar-Ben Roofing  
2622 N 16th Street, Omaha, Nebraska

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety  
of any of its obligations to  
*(Insert name and address of Owner)*

Sarpy County Board of Commissioners  
1210 Golden Gate Drive, Papillion, Nebraska 68046

, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: September 23, 2013  
*(Insert in writing the month followed by the numeric date and year.)*

North American Specialty Insurance Company

*(Surety)*



*(Signature of authorized representative)*

Maura P. Kelly, Attorney-in-Fact

*(Printed name and title)*

Attest:  
*(Seal):*



NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois, each does hereby make, constitute and appoint:

DAVID A. DOMINIANI, JOAN LEU,

MAURA P. KELLY and SHARON K. MURRAY

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9th of May, 2012:

RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached.



By [Signature] Steven P. Anderson, Senior Vice President of Washington International Insurance Company & Senior Vice President of North American Specialty Insurance Company



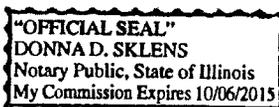
By [Signature] David M. Layman, Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hercunto affixed, and these presents to be signed by their authorized officers this 1st day of March, 2013.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of Cook ss:

On this 1st day of March, 2013, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and David M. Layman, Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature] Donna D. Sklens, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 23rd day of September, 2013.

[Signature] Jeffrey Goldberg, Vice President & Assistant Secretary of Washington International Insurance Company & North American Specialty Insurance Company