

CITY OF CORAL GABLES

- MEMORANDUM -

TO: Diana Gomez
Finance Director

DATE: January 23, 2013

FROM: Ernesto R. Pino
Assistant Public Works Director

SUBJECT: Merrick Trust, LLC
Subdivision Bond

Enclosed please find a check from The Hartford Fire Insurance Company in the amount of \$162,000. This payment resulted from the City's claim to the surety company for Merrick Trust, LLC's failure to complete the North Giralda Avenue Site Improvements. This work was backed by Subdivision Bond 21 BCS EZ3219 (copy enclosed).

These funds should be deposited into the Road Improvement account (350-1553-541-63-00) as we are in the process of engaging the services of a Contractor to perform the work associated with this bond.

Copy: Carlos Hernandez, P.E. Public Works Director

Date: 12/13/12

Page 1 of 1
003

Check No. 0032476228

000021
THE CITY OF CORAL GABLES
P. O. BOX 141549
CORAL GABLES FL 33114 1549



RECEIVED

DEC 19 2012

PUBLIC WORKS DEPT.

IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE COMPANY AT:
(860) 547-7735, BOND CLAIM DEPARTMENT

PAYEE: THE CITY OF CORAL GABLES

001013 00324762280022

| REG | POLICY SYM | POLICY NUM | PROD CODE | INSURED ACCOUNT NUM | CHECK AMOUNT |
|-----|------------|------------|-----------|---------------------|-------------------|
| 021 | S | 500720 | 0221533 | 0000992763 | \$*****162,000.00 |

CHECK DESCRIPTION

FULL & FINAL SETTLEMENT CLAIM NO 564S50072
MERRICK TRUST/CITY OF CORAL GABLES



Form T-258-8 Printed in U.S.A.

No. 28210567

THIS IS WATERMARKED PAPER - DO NOT ACCEPT WITHOUT NOTING WATERMARK - HOLD TO LIGHT TO VERIFY WATERMARK

Bank of America
Hartford, CT 06120



Check No.: 0032476228 51-44
Check Date: 12/13/12 119

Pay

\$*****162,000.00

ONE HUNDRED SIXTY TWO THOUSAND AND 00/100 DOLLARS *****

| | | | | | |
|-----|----|--------|---------|------------|-----|
| RO | PS | PN | PRD CDE | ACCT | SC |
| 021 | S | 500720 | 0221533 | 0000992763 | 870 |

HARTFORD FIRE INSURANCE COMPANY
Hartford, Connecticut 06115

TO THE ORDER OF THE CITY OF CORAL GABLES
P. O. BOX 141549
CORAL GABLES FL 33114 1549

⑈0032476228⑈ ⑆011900445⑆

4869⑈

SUBDIVISION BOND

Bond No. 21BCSEZ3219

KNOW ALL MEN BY THESE PRESENTS, that we Merrick Trust, LLC

as Principal, and The Hartford Fire Insurance Company

authorized to do business in the State of Florida, as Surety, are held and firmly bound unto City of Coral Gables

as Oblige, in the penal sum of One Hundred Sixty Two Thousand and XX/100

(\$ 162,000.00**) DOLLARS, lawful money of the United States of America, for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

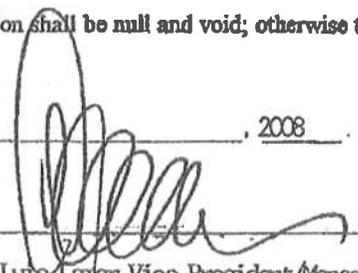
WHEREAS, Metro Express, Inc. and Vila and Sons

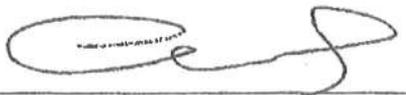
has agreed to construct in North Giralda Avenue Improvements, Coral Gables, FL. /Project NO. 0332

the following improvements: Site Improvements to surrounding areas- Landscaping and Drainage

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall construct, or have constructed, the improvements herein described and shall save the Obligees harmless from any loss, cost or damage by reason of its failure to complete said work, then this obligation shall be null and void; otherwise to remain in full force and effect.

Signed, sealed and dated this 14th day of March, 2008.


By: Luis Lantar, Vice President/Manager Principal


By: Fausto Alvarez, Fl. Resident Agent &
Attorney-In-Fact

THE HARTFORD

HARTFORD PLAZA
HARTFORD, CONNECTICUT 06115

- Hartford Fire Insurance Company
- Hartford Casualty Insurance Company
- Hartford Accident and Indemnity Company
- Hartford Underwriters Insurance Company

- Twin City Fire Insurance Company
- Hartford Insurance Company of Illinois
- Hartford Insurance Company of the Midwest
- Hartford Insurance Company of the Southeast

KNOW ALL PERSONS BY THESE PRESENTS THAT the *Hartford Fire Insurance Company, Hartford Accident and Indemnity Company and Hartford Underwriters Insurance Company*, corporations duly organized under the laws of the State of Connecticut; *Hartford Insurance Company of Illinois*, a corporation duly organized under the laws of the State of Illinois; *Hartford Casualty Insurance Company, Twin City Fire Insurance Company and Hartford Insurance Company of the Midwest*, corporations duly organized under the laws of the State of Indiana; and *Hartford Insurance Company of the Southeast*, a corporation duly organized under the laws of the State of Florida; having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of unlimited:**

*Ernesto Freyre, Fausto Alvarez, Ramon Rodriguez, Victor M. Pantin, Carl H. Moll, Carlos Lacasa,
William E. Beckham, Marc D. Jacobson, Michael L. Keeby*
of
Miami, FL

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, and any and all Surety Bonds and any and all consents required by the Florida Department of Transportation incident to the release of retained percentages and/or final estimates on engineering and/or construction contracts, 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, and as authorized by a Resolution of the Board of Directors of the Companies on September 12th, 2000, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary, this 19th day of September, 2000.



Paul A. Bergenholz
Paul A. Bergenholz, Assistant Secretary

John P. Hyland
John P. Hyland, Assistant Vice President

STATE OF CONNECTICUT }
 } ss. Hartford
COUNTY OF HARTFORD }

On this 19th day of September, 2000, before me personally came John P. Hyland, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



Jean H. Wozniak
Jean H. Wozniak
Notary Public
My Commission Expires June 30, 2004

I, the undersigned, Assistant Vice President 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 is still in full force effective as of **March 14, 2008**.

Signed and sealed at the City of Hartford.



Colleen Mastrolanni
Colleen Mastrolanni, Assistant Vice President