

**TOWNSHIP OF FRANKLIN
COUNTY OF HUNTERDON**

RESOLUTION 2017 – 49


WHEREAS, the installation of a drywell is being constructed at Block 42 Lot 4; Principal, Susan Blew; and

WHEREAS, the Municipal Engineer has determined a performance guarantee associated with the installation is required; and

WHEREAS, the Municipal Engineer has calculated the amount of \$5,000.00 for a performance guarantee to be provided to the Township of Franklin.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Franklin to hereby accept a Site Improvement Performance Bond in the amount of \$5,000.00. Said Bond No. 41209 dated July 6, 2017, has been issued by The Service Insurance Company, Inc., 80 Main Street, Suite 330, West Orange, NJ 07052. Term of Bond 7/6/2017-7/6/2018 and shall be renewed annually until released by Obligee.

ADOPTED: July 27, 2017



Joseph Darocha, Deputy Mayor
Township Committee

Attest:



Ursula V. Stryker, RMC
Municipal Clerk

**THE SERVICE INSURANCE COMPANY, INC.
80 MAIN STREET, SUITE 330
WEST ORANGE, NJ 07052**

**SITE IMPROVEMENT PERFORMANCE BOND
973-731-7650 (P) 973-731-7889(F)**

TERM: 7/6/2017-7/6/2018 AND SHALL BE RENEWED ANNUALLY UNTIL RELEASED BY OBLIGEE.

KNOW ALL MEN BY THESE PRESENTS:

BOND NO. 41209

That We **SUSAN BLEW**, as Principal(s), and **THE SERVICE INSURANCE COMPANY, INC., 80 MAIN ST., WEST ORANGE, NJ 07052**, a New Jersey corporation authorized to do business in the State of New Jersey and New York, as surety, are held and firmly bound unto **FRANKLIN TOWNSHIP** as Obligee, in the sum of **FIVE THOUSAND DOLLARS AND 0/100 CENTS (\$5,000.00)**, lawful money of the United States of America, for which payment well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally firmly by these presents.

SIGNED, SEALED AND DATED THIS 6TH Day of JULY, 2017.

Whereas, the Principal has entered into an agreement with **FRANKLIN TOWNSHIP**, as Obligee, guaranteeing only that the Principal will complete site improvements for certain site plan entitled **DRYWELL INSTLLATION AS PER THE RESOLUTION AND MARKED EXHIBIT "A"** all of which improvements shall be completed on or before the date set forth in the agreement.

Now, therefore, the condition of this obligation is such, that if the named Principal shall carry out all of the terms of said Developer's Agreement relating to the construction of site improvements only, all within the time set forth in said Developer's Agreement, then this obligation shall be null and void, otherwise to remain in full force and effect. This bond is not transferable or assignable, nor are the rights and obligations of the Principal or the Obligee transferable or assignable.

No party other than the Obligee shall have any rights hereunder as against the Surety.

The surety shall have the right to complete the work in accordance with the terms and conditions of the original approval as expressed in the Developer's Agreement, whether with its own employees or in conjunction with the Principal or another contractor; provided, however, that the surety, in its sole discretion, may make a monetary settlement with the municipality as an alternative to completing the work.

BOND NO. 41209

The aggregate liability of the Surety of the Bond Obligation set forth herein shall not exceed the penal sum hereof for any cause or reason whatsoever, inclusive of attorney's fees or other costs. Exclusion: This bond and any related bonds do not cover site improvements that have been performed by principal prior to the issue date of this bond. Exclusions include contaminated soil as well. The town agrees to withhold certificates of occupancy until this bond is released or upon the consent of surety. The town may not issue any certificate(s) of occupancy to any person or entity who succeeds to the Principals' rights to the subject project (or any aspect of it) by transfer of the subject property (or any portion thereof) or transfer of the entity(ies) which may own it (or any portion thereof), without first having first received a new site improvement bond as Obligee from such new Principal, which shall replace this bond for its penal sum in full

SIGNED AND SEALED THIS 6TH of JULY, 2017.

SURETY EMBOSSED CORPORATE SEAL MUST
APPEAR ON BOND FORM AND POWER OF
ATTORNEY

SUSAN BLEW

Susan Blew

PRINCIPAL

Wendell Steyger

WITNESS

[Signature]

WITNESS

THE SERVICE INSURANCE COMPANY, INC.
[Signature]

JAMES S. BURGER, PRESIDENT



Engineers
 Planners
 Surveyors
 Landscape Architects
 Environmental Scientists

Perryville III Corporate Park
 53 Frontage Road, Suite 110
 Hampton, NJ 08827
 T: 908.238.0900
 F: 908.238.0901
 www.maserconsulting.com

EXHIBIT "A"

July 3, 2017

Eric and Kathryn Blew
 266 Oak Grove Road
 Pittstown, NJ 08867

Re: Block 42 Lot 4
 Drywell Bond
 FKT-091

Dear Mr. and Mrs. Blew:

Please find below the estimate for the performance guarantee associated with the installation of a drywell at the above referenced property:

1)	Seepage Tank	\$2,200.00
2)	¾" Clean Stone	\$800.00
3)	Filter Fabric	\$200.00
4)	PVC Pipe and Fittings	\$1,000.00
	Total Cost:	\$4,200.00
	+20%	<u>\$ 840.00</u>
	Performance Guarantee	\$5,040.00 (round to \$5,000.00)

Should you have any questions regarding this correspondence, please do not hesitate to contact this office.

Very truly yours,

MASER CONSULTING P.A.

C. Richard Roseberry, P.E., P.P., C.M.E.
 Franklin Township Engineer

cc: Ursula Stryker, Clerk
 Eric and Kathryn Blew, Applicants

r:\alloffices\clinton\projects\kfk\kft-091\correspondence\out\170703crr_bond estimate.docx

THE SERVICE INSURANCE COMPANY, INC.
(d/b/a Service Guarantee and Surety Company in DC, DE, NC & SC)
Service Guarantee and Surety Company (used in FL by: The Service Insurance Company, Inc.)
Service Guarantee and Surety Co. (used in VA by: The Service Insurance Company, Inc.)
POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE SERVICE INSURANCE COMPANY, INC., 80 Main Street #330, West Orange, NJ 07052, a corporation of the State of New Jersey, pursuant to authority granted by Article VIII, Section 7 of the By-Laws of said Company, which reads as follows: "CONTRACTS. The Board of Directors may authorize any officers, to execute any surety bond instrument in the name of and on behalf of the corporation, and such authority may be general or confined to specific instances."

Does hereby nominate, constitute and appoint Glen T. Burger and James S. Burger, its true and lawful agents and Attorney(s)-in-Fact, to make, execute, seal and deliver for, and on its behalf as surety, and its act and deed: any and all bond undertakings, and consents of surety, no one bond to exceed an aggregated penal sum liability of \$5,000,000.00 (Five Million Dollars).

Does hereby nominate, constitute and appoint not applicable executed in home office of not applicable executed in home office Insurance Agency as its true and lawful agents ("Outside Agents") and Attorney(s)-in-Fact to make, execute and deliver any and all bond undertakings and Consents of Surety on behalf of the Company to any Obligee for all bid bond, performance bond, payment bond and all bond undertakings not to exceed an aggregated penal sum liability of \$5,000,000 (Five Million Dollars). Said Outside Agents shall obtain prior approval confirmed in writing from the Company with a bond number provided by the Company's home office prior to issuing any bonds. Said Outside Agents by executing the attached bond(s), hereby represents and warrants under oath that the Company has granted him/her prior approval and furnished the bond number for the attached bonds, which has been logged and recorded at the Company's home office. The Company shall not cover, honor or pay any claims for unauthorized bonds, and the Obligee may confirm the validity of the attached bond on receipt by contacting the Company in writing at 973-731-7889 (fax) or Jburger@serviceinsurancecompany.com.

IN WITNESS WHEREOF, the said Treasurer and President have hereunto subscribed their names and affixed the Corporate Seal of the said The Service Insurance Company, Inc., this 26th day of April, A.D. 2016

THE SERVICE INSURANCE COMPANY, INC.

BY: [Signature]
GLEN T. BURGER, TREASURER

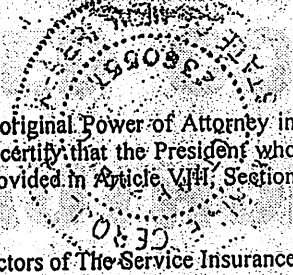
BY: [Signature]
JAMES S. BURGER, PRESIDENT

STATE OF NEW JERSEY)
) SS
CITY OF WEST ORANGE)

On this 26th day of April, A.D. 2016, before the subscribed, a Notary Public of the State of New Jersey, duly commissioned and qualified, came the above named Treasurer and President of The Service Insurance Company, Inc., to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledge the execution of the same, and being by me duly sworn severally and each for himself deposed the saith; that they are the said officers of the Company aforesaid, and that the seal is affixed to the preceding instruments, is the Corporate Seal of said Company, and that the Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

MARIA E. CERQUEIRA
NOTARY PUBLIC OF NEW JERSEY
Comm. # 2360557
My Commission Expires 6/4/2022
CERTIFICATE

[Signature]
Notary Public in the State of New Jersey



I, the undersigned, President of The Service Insurance Company, Inc., The Company, do hereby certify that the original Power of Attorney in which the forgoing is full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the President who executed the said Power of Attorney was specially authorized by the Board of Directors to appoint any Attorney in Fact as provided in Article VIII, Section 7, of the By-Laws of The Service Insurance Company, Inc.

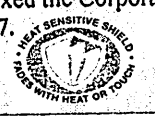
This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Service Insurance Company, Inc.

Resolved: "That the facsimile or mechanically reproduced signature of the Company President, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the Corporate Seal of the said Company, this 26 day of July, 2017.

COMPANY EMBOSSED CORPORATE SEAL MUST APPEAR ON BOND FORM AND POWER OF ATTORNEY

[Signature]
JAMES S. BURGER, PRESIDENT



THE SERVICE INSURANCE COMPANY

(Statutory Basis)

STATEMENT OF ADMITTED ASSETS,
LIABILITIES SHAREHOLDER'S EQUITY
AS OF DECEMBER 31, 2016

ADMITTED ASSETS

Cash & Cash Equivalents & Short Term Investments	3,594,096
Common Stocks	1,428,946
Bonds	8,774,555
Interest Income Receivable	55,605
Premiums & Agents Balances	547,297
Amounts Receivable from Reinsurers	229,911
Current Federal Income Tax Recoverable	-
Electronic Data Equipment	-
Net Deferred Tax Asset	100,678
TOTAL ADMITTED ASSETS	14,731,088

LIABILITIES & SHAREHOLDER'S EQUITY

LIABILITIES

Losses & Loss Adjustment Expenses	759,444
Other Expenses	516,734
Taxes, licenses & fees	118,184
Federal Income Tax	49,155
Unearned Premiums	1,334,404
Amounts Withheld or Retained by Company for Accounts of Others	4,003,842
Miscellaneous	170,136

Total Liabilities 6,951,899

SHAREHOLDER'S EQUITY

Common stock, par value \$20.00 per share	
50,000 shares authorized issued, 32,000 shares outstanding as of December 31, 2016	1,000,000
Gross Paid-In & Contributed Surplus	839,198
Unassigned funds (surplus)	6,978,591
Treasury Stock	(1,038,600)
Total Shareholder's Equity	7,779,189

TOTAL LIABILITIES & SHAREHOLDER'S EQUITY 14,731,088

STATE OF NEW JERSEY)
) SS
COUNTY OF ESSEX)

I, James S. Burger, President of Service Insurance Company, Inc., do hereby certify that the above is a true statement of the assets, liabilities of said Corporation as of December 31, 2016.

James S. Burger, President

STATE OF NEW JERSEY)
) SS
COUNTY OF ESSEX)

MARIA E. CERQUEIRA
NOTARY PUBLIC OF NEW JERSEY
Comm. # 2380557
My Commission Expires 6/4/2022

Subscribed and sworn before me, a Notary Public, State of New Jersey, in the County of Essex, this 17th day of March, 2017.

Maria Cerqueira
Notary Public

