City Contract Version 4.6 released on 8/3/21



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CITY COUNCIL USE ONLY	Tracking #				CLERK USE ONLY
Date Received: Committee Date:	Committee Hearing Date		□ Scanned	Date: 0	3.29.2023
1 st Agenda Date:	2 nd Agenda Date		☐ Posted	Item #: 3	03,00587
Primary Details	items requiring Council approv	al must be submitted th	rough the Ma	yor's Office.	
Contract Phase ○ New Contract ○ Renewal Adjustment ○ Final Payment		Change Order O Supp Terminate/Cancel	olemental Doc	umentation	O Quantity
Board Approval	Other Board Name	City Council Approval ✓ Yes ○ No		Contract Nun 137321	nber
Department Engineering Services	Contact Name Ryan McKaskle	Email rmckaskle@cityoftuls	sa.org	Phone 918-596-95	608
Vendor Name(s) Crossland Heavy Contractors, Inc.	Vendor Number 681	Description (Subject) E. 7th St S. Detroit	Ave to S. Ken	osha Ave, E.	
Contract Type Public Const Proj	Contract Subtype PI/CP SCO COT	Bid/Project Number 144017-AO, 144019 TMUA-W 14-74 6A	PH 6A	Contract Amo -\$635,095.4	
Budget Contract Funding Type ○ No Payment Involved ■ Revenue Contract ○ Expense Contract	Funding Source(s)	144017.Streets.5453104		106: DTAL:	-\$635,095.40 -\$635,095.40
Approvals Department: Legal: Board: Mayor: Other:	4 438			Date: Date: Date: Date: Date:	3.02.23 3/24/23 AR 29 2023
Policy Statement					
Background Information CHANGE ORDER DESCRIPTION Heavy Contractors, Inc., for Project due to scope modification from full- Full-depth pay items and quantities project budget in the amount of \$65	t 144017-AO, 144019 & TMUA-W depth reconstruction to mill, patch are to be reduced and replaced w	14-74 PH (6A), in the amount and overlay in the 8th Str	ount of the \$63 reet portion.	35,095.40 (Cre	edit), is necessary
Summation of the Requested Action Request Approval for Change Orde	er No. 1	·			
Other Pertinent Details Council District 3, E. 7th St - S. De	troit Ave to S. Kenosha Ave, E. 8th	St - S. Cincinnati Ave to I	Kenosha Ave		
Processing Information for	City Clerk's Office				
Post Execution Processing Mail vendor copy (addt'l signatur Must be filed with other governm	re copies attached)	Additional Routing and	Processing Detai	ils	

☐ Addt'l governmental entity approval(s) required



Engineering Services Department

MEMORANDUM

DATE:

10/27/22

SUBJECT: CHANGE ORDER NO. 1

Contract:

137321

Project:

144017-AO (Phase 6A)

Project Title:

Downtown Street Rehabilitation - E. 7th St. (Detroit to Kenosha); E. 8th St.

(Cincinnati to Kenosha)

Original Contract Amount:	\$ 4,146,000.00
Change Order No. 1 Amount:	\$ (635,095.40)
Change Order No. 1 Percent:	-15.32%
New Contract Amount:	\$ 3,510,904.60
Total of Change Order Amounts:	\$ (635,095.40)
Total Change Order Percent:	-15.32%
Original Contract Time (Calendar Days):	 300
Change Order No. 1 Time Added (Calendar Days):	0
New Contract Time (Calendar Days):	300

CHANGE ORDER NO. 1 Consists of the Following:

Contract 137321, Project 144017-AO (Phase 6A) - scope for the 8th St. portion of the project has been modified from full-depth reconstruction to mill, patch and overlay in order to reduce anticipated project costs and remain within available budget.

Full-depth pay items and quantities are to be reduced and replaced with mill, patch and overlay pay items and costs (see attached schedule of pay item revisions, Exhibit B) resulting in a credit to the project budget in the amount of \$635,095.40.

DOWNTOWN STREET REHABILITIATION

EAST 7TH STREET - SOUTH DETROIT AVENUE TO SOUTH KENOSHA AVENUE

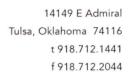
EAST 8TH STREET - SOUTH CINCINNATI AVE TO KENOSHA AVENUE

Contract: 137321 Project: 144017-AO

CHANGE ORDER #1 - Exhibit B: Schedule of Pay Items and Unit Prices

EXISTING ITEMS

		Quantity					
Item No. Item	Contract	Revised	Change	Units	Uı	nit Price	Cost Change
1 UNCLASSIFIED EXCAVATION (Paid per Plan Qty)	6219	3145	(3,074.00)	CY	\$	25.50	\$ (78,387.00)
5 AGGREGATE BASE, TYPE A	6,219.00	3,188.00	(3,031.00)	CY	\$	48.00	\$ (145,488.00)
6 SUBGRADE METHOD B	20,396.00	9,479.00	(10,917.00)	SY	\$	1.75	\$ (19,104.75)
7 SEPARATOR FABRIC	21,735.00	11,496.00	(10,239.00)	SY	\$	1.65	\$ (16,894.35)
9 DOWEL JOINTED PCC PAVT. (PLACEMENT)	15,534.00	7,905.00	(7,629.00)	SY	\$	18.00	\$ (137,322.00)
10 P.C. CONCRETE PAVEMENT	3,884.00	1,976.00	(1,908.00)	SY	\$	190.00	\$ (362,520.00)
16 2'-2" COMBINED CURB AND GUTTER (6" BARRIER)	4,748.00	2376	(2,372.00)	LF	\$	38.00	\$ (90,136.00)
17 4" CONCRETE SIDEWALK	1295	1123	(172.00)	SY	\$	50.00	\$ (8,600.00)
18 6" CONCRETE DRIVEWAY (H.E.S.)	655	218	(437.00)	SY	\$	67.00	\$ (29,279.00)
19 TACTILE WARNING DEVICE	464	368	(96.00)	SF	\$	24.00	\$ (2,304.00)
41 REMOVAL OF EXISTING CONCRETE DRIVEWAYS	803	332	(471.00)	SY	\$	12.50	\$ (5,887.50)
42 REMOVAL OF CURB & GUTTER	3812	2696	(1,116.00)	LF	\$	4.80	\$ (5,356.80)
43 REMOVAL OF EXISTING CONCRETE SIDEWALK	1289	1274	(15.00)	SY	\$	12.75	\$ (191.25)
44 REMOVAL OF CURB RAMP	18	17	(1.00)	EA	\$	200.00	\$ (200.00)
45 REMOVAL OF EXISTING APC PAVEMENT	15699	8050	(7,649.00)	SY	\$	13.25	\$ (101,349.25)
67 (PL)REMOTE CONTROLLED CHANGEABLE MESSAGE SIGN -DT	600	240	(360.00)	SD	\$	22.00	\$ (7,920.00)
68 CONSTRUCT CURB RAMP	20	15	(5.00)	EA	\$	1,050.00	\$ (5,250.00)
				xisting Item	ns savi	ngs	\$ (1,016,189.90)
NEW ITEMS							
144 Fabric Reinforcement		7,698.00		SY	\$	9.75	\$ 75,055.50
145 Superpave, Type S4(PG70-28 OK) Insoluble		862.00		Ton	\$	160.00	\$ 137,920.00
146 Superpave, Type S6(PG70-28 OK) Insoluble		431.00		Ton	\$	142.00	\$ 61,202.00
147 Cold Mill Pavement - 2"		7,698.00		SY	\$	6.50	\$ 50,037.00
148 Patching APC Type 1		238.00		SY	\$	210.00	\$ 49,980.00
149 Asphalt Mobilization		1.00		EA	\$	6,900.00	\$ 6,900.00
				New Item Co	osts		\$ 381,094.50
			Change Order	#1 Total S	avings	i	\$ (635,095.40)





10/5/2022

Elliot Stiles Construction Manager City of Tulsa 2317 S. Jackson Ave, Tulsa, OK 74107

RE: 8th St. Redesign Added Pay Items

Dear Mr. Stiles,

Please see proposal below for the referenced project changes.

Labor, Material, and Equipment to perform the following scope of work.

8th St. Redesign added Pay Items

ITEM	SPEC. NO	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	EXTENDED
						PRICE
81A	409	FABRIC REINFORCEMENT	SY	7,698	\$9.75	\$75,055.50
82A	411(C)	SUPERPAVE, TYPE S4(PG70-28 OK)	TN	862	\$160.00	\$137,920.00
		INSOLUBLE				
83A	411(D)	SUPERPAVE, TYPSE S6(PG70-28	TN	431	\$142.00	\$61,202.00
		OK)				
84A	412	COLD MILL PAVEMENT – 2"	SY	7,698	\$6.50	\$50,037.00
85A	SPEC.	PATCHING APC TYPE "1"	SY	238	\$210.00	\$49,980.00
86A		Asphalt Mobilization	EA	1	\$6,900.00	\$6,900.00

Pricing is valid until 10/15/2022

Respectfully,

Trace Drummond
Project Manager
Crossland Heavy Contractors

CC

Doug Tiffany Nancy Doutey Rusty Akerman

Avery Coronado

E. 8TH ST. - S. CINCINNATI AVE. TO S. KENOSHA AVE. E. 7TH ST. - S. DETROIT AVE. TO S. KENOSHA AVE. CONSTRUCTION PLANS FOR PROJECT NOS. 144017ao, 144019 PHASE 6A ACCOUNT NO. 6014-5453104-040522144017 ARTERIAL STREET REHABILITATION & TMUA-W 14-74 PH. (6A) CITY OF TULSA, OKLAHOMA

	N.T.S.	
END E. 7TH & 8TH ST. 2.5840H PROJECT 3.580,000	E. JAPACHE ST. N. T. JAPACHE ST. JAPACHE ST. N. T. JAPACHE ST. JAPACHE ST. N. T. JAPACHE ST. JAPACHE ST. N. JAPACHE ST.	SHERIDAN RD. VALE AVE LEWIS AVE PROPRIA A
A I I I I		BVA W HT88
DESIGN DATA DESIGN SPED = 28 MPH 2015 ADT = 16,248 ADT = 2% RIGID ESAUS = 3,5900,00	SOURCE IN THE PROPERTY OF THE	AT SET LOST IN OF THE INTERSECTION HUDSON AVE. 143.803.
	_ 22 4	OIZ

CITY OF TULSA, OKLAHOWA

CITY OF TULSA

ENTIRE PROJECT IS WITHIN THE CORPORATE AND URBAN LIMITS OF THE CITY OF TULSA 4 LANE-1.3 MILES REHABILITATION



POE & ASSOCIATES, INC. 4666 S. GARRETT RO., STE. 600 FAX: (918) 665-6076 hoty Ohmen REGISTERED P.E. NO. 24277

PREPARED AND SUBMITTED BY: ADVERTISEMENT DATE: 04:11.22

CITY ENGINEER

Graphic Resources

918-585-8893 EXT. 55121 918-451-3406

ALAN BENNEFIELD ROY VARNER

CONTROL SURVEY DATA

918-295-7058 918-295-7058 918-831-8215 918-692-5551

990T KYLE LEVY
OKZAYO BŘYČE PALMER
OKZAYO BŘYČE PALMER
ANDROWS
ANDROWSE
ANDROWSE
(PERMETRA TECHNOLOGY CENTER)

4251 W. Albany St. Broken Arrow, OK | Ph.: 918.461.0303 | www.GRtulsa.com

THIS PROJECT COMPLES WITH ALL OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY (ODEQ) REQUIREMENTS.

CURRENT CITY OF TULSA STANDARD SPECIFICATIONS AND STANDARD DETAILS COVERN. LA DIFFE CONSTRUCTION AND MATERALS SPILL BE IN ACCORDANCE WITH THE ODOJ 2009 DKILADBAK STANDARD SPECIFICATIONS FOR HIGHWAY CONSTRUCTION.

Y OF TULSA CITY OF TULSA EWER ELE/SULPHUR ENTURYLINK

918-695-3437

JOHN KECK

18-596-9564

118-595-956

405-524-7799 918-519-9019

118-286-4657

ROBERT DREW CLINTON GRAY TONY ELLIS

SYTEL COMM.

918-590-5920

LESTER RUTHERFORD

UTILITY CONTACTS

ROAD SIGNAL

DWAYNE BOGGS KIPTON ROBINSON

KEP/PSO (TRANSMISSIÓN) VEP/PSO (DISTRIBUTION) ITY OF TULSA ETWORK OPERATIONS OF TULSA

118-596-9754 118-596-9649

STING STORIA SEWER MANHOLE
PPOSED STORIA SEWER MANHOLE
STING CANTARY SEWER MANHOLE
STING CURB INLET
PHOSED CURB INLET
PHOSED CURB INLET
PHOSED CURB INLET

BRUSH OR SHRUE

GUY ANCHOR HANDICAP RAMP TRAFFIC SIGNAL POLE EXISTING TRAFFIC SIGNAL PULLBOX

KET LIGHT WER POLE

POLE OR POST PARKING METER

IOPOSED FIRE HYDRAN ISTING WATER VALVE ISTING WATER METER

LEGEND OF SYMBOLS

FENCES PROFILE—EXISTING GROUND CENTERLINE

EXISTING ROADS, DRIVEWAYS,

METER/GAS RISER EXISTING GAS VALVE WATENTAL LIGHT ESTAL LIGHT D LIGHT, ETC.

' LINE
--WAY LINES-EXISTING
--WAY LINES-GEN. & UTIL. ESI
--WAY LINES-EXISTING ESMT.
AEŘIAL, POWER LINES

TULSA, OKLAHOMA

BENCH MARK SECTION CORNER

PERMANENT BENCHMARK RETRENCE.

MOS #77 RESET_4 BROSS CAP SET FOLSH IN MOS #41 - 5 BROSS CAP CONCRETE POST-5 SUMP OCCUPATE POST-5 SUMP OF SET -5 SUMP OF ET STATES SOUTH OF STATES SOUTH OF STATES SAME SIMPLE NATE SAME STATES SUMP OF ET STATES SUMP OF ET STATES AND S. HILL CHRPC TO 3350 W. A=12550138.622, ELEY=639.881 CLEY=768.359

1. HORIZONTAL CONTROL:
A. HORIZONAL CONTROL FOR THIS SURVEY IS THE NADB3(1993)
OKLAHOMA STATE PLANE COORDINATE SYSTEM NORTH ZÖNE,
B. ACCUBACY — 3RD ORDER OR BEITER.

BEARINGS:

 THE BEARINGS SHOWN HEREIN OR HEREON ARE "GRID" BEARINGS
 DERIVED FROM NOS OKLAHOMA PLANE COORDINATE SYSTEM AND ARE NOT ASTRONOMICAL.

3. VERTICAL CONTROL:
A. LEVEL DATUM IS SEA MEAN LEVEL DATUM OF (NGS) NAVD 1988.
B. ACCURACY — 3RD ORDER OR BETTER.

CITY OF TULSA CHANGE ORDER NO. 1 BOND NO. K40564834 / 09404521 CONTRACT NO. 137321

PROJECT NO. 144017-AO, 144019 PH 6A & TMUA-W 14-74 PH (6A) EAST 7TH STREET - SOUTH DETROIT AVENUE TO SOUTH KENOSHA AVENUE, EAST 8TH STREET - SOUTH CINCINNATI AVE TO KENOSHA AVENUE

CHANGE ORDER DESCRIPTION AND JUSTIFICATION: Change Order No. 1 to Contract No. 137321, between the CITY OF TULSA and CROSSLAND HEAVY CONTRACTORS, INC., in the amount of \$635,095.40 (CREDIT), is necessary due to scope modification from full-depth reconstruction to mill, patch and overlay in the 8th Street portion of the project (See attached exhibits for modifications to the schedule of pay items and unit bid prices).

Decrease in Contract Price: \$635,095.40

Increase in Contract Price: \$0.00

Net Change in contract Amount: -\$635,095.40

DESCRIPTION OF CHANGES:

Original contract amount was: \$4,146,000.00 Net dollar increase by previous Change Order: \$0.00 Net percent increase by previous Change Order: 0.00% Contract amount prior to this Change Order: \$4,146,000.00 Contract sum is increased by this Change Order: -\$635,095,40 This Change Order is a percentage increase of: -15.32% Contract amount including this Change Order: \$3,510,904.60 The total dollar increase including this Change Order: -\$635,095.40 The percentage increase including this Change Order: -15.32% Contract time prior to this Change Order: 300 Calendar Days Contract time will be increased by: 0 Calendar Days

or representatives	eto have caused this Change Order to be executed by their duly authorized officers s on this day of, 20 o be dated by City Clerk upon approval)
CITY OF TULSA A municipal corporation By Mayor	CONTRACTOR: Crossland Heavy Contractors, Inc. By: WACLOW Printed Name: Chris Wutters Title: VUS WW Date: February 8, 2023
ATTEST: City Clerk	ATTEST: Corporate Secretary (SEAL) February 8, 2023 Date
APPROVED: City Attorney City Engineer Architect/Engineer	Printed Name: Camille O. Parman, Attorney-In-Fact Date: February 8, 2023 Attorney-in-Fact (SEAL) (Attached Power of Attorney) (Date must match Power of Attorney)
APPROVED BY CITY COUNCIL Date: By: Chairman	A SO



Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint Bret S. Burton, Timothy H. Heffel, Todd Alan Rambo, Timothy Craig Smith, Myriah A. Valdivia and Desiree E. Westmoreland of Wichita, Kansas; Katherine J. Breit, Monica F. Donatelli, Carolyn J. Johnson, Camille O. Parman, Morgan L. Wilkerson and S. Mark Wilkerson of Overland Park, Kansas ---

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY have each executed and attested these presents and affixed their corporate seals on this 21st day of December 2020.

Daws M. Chlores

Dawn M. Chloros, Assistant Secretary

Stephen M. Haney, Vice President















Harfad Notary Public



STATE OF NEW JERSEY County of Hunterdon

55

On this 21st day of December, 2020 before me, a Notary Public of New Jersey, personally came Dawn M. Chloros and Stephen M. Haney, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros and Stephen M. Haney, being by meduly sworn, severally and each for herself and himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



KATHERINE J. ADELAAR NOTARY PUBLIC OF NEW JERSEY No. 2316685 Commission Expires July 16, 2024

CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal
- Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, (2) to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written
- Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this 8th day of February, 2023



Down M. Chlores, ct

2

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT: Telephone (908) 903- 3493 Fax (908) 903-3656

ZURICH AMERICAN INSURANCE COMPANY COLONIAL AMERICAN CASUALTY AND SURETY COMPANY FIDELITY AND DEPOSIT COMPANY OF MARYLAND POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by Robert D. Murray, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint S. Mark WILKERSON, Kelly E. KIMMEL, Morgan DEWEY, Monica F. DONATELLI, Debra L. WALZ, Carolyn J. JOHNSON, Katherine J. BREIT, Camille O. PARMAN, Morgan L. WILKERSON of Overland Park, Kansas, EACH, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 03rd day of March, A.D. 2021.







ATTEST: ZURICH AMERICAN INSURANCE COMPANY COLONIAL AMERICAN CASUALTY AND SURETY COMPANY FIDELITY AND DEPOSIT COMPANY OF MARYLAND

By: Robert D. Murray Vice President

Dawn & Brown

By: Dawn E. Brown Secretary

State of Maryland County of Baltimore

On this 03rd day of March, A.D. 2021, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, Robert D. Murray, Vice President and Dawn E. Brown, Secretary of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposeth and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Social 3

Constance A. Dunn, Notary Public . My Commission Expires: July 9, 2023

703 Million

Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790

EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify of revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, 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 seals of the said Companies, this 8th day of February , 2023 .







By:

Brian M. Hodges Vice President

Buen Hodges

TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:

Zurich Surety Claims 1299 Zurich Way Schaumburg, IL 60196-1056 www.reportsfclaims@zurichna.com 800-626-4577



501 S. East Avenue • P.O. Box 350

Columbus, KS 66725

tel 620.429.1410

fax 620.429.2977

CROSSLAND HEAVY CONTRACTORS, INC.

SECRETARY'S CERTIFCATE OF CORPORATE RESOLUTION AND AUTHORIZED SIGNATURES

Be it resolved that the Board of Directors of Crossland Heavy Contractors, Inc. hereby authorizes and empowers Chris Walters or Daniel Thompson in the name of and on behalf of the Corporation, to execute bid forms, construction agreements, change orders and other associated construction documents between the Corporation and the City of Tulsa (COT), Tulsa Metropolitan Utility Authority (TMUA), and Regional Metropolitan Utility Authority (RMUA).

I further certify that the persons named below are the duly acting Board of Directors and they are serving on this date as officers of the Corporation in their respective capacities set forth opposite their names and the manual

signatures set forth opposite their names are the true manual signatures of each such person Mark E. Sell President Name of Director Title Signature Daniel Thompson Vice-President Name of Director Title Signature Holly Rhodes Secretary Name of Director Signature Chris Walters Treasurer Name of Director Signature Title In witness whereof, the undersigned has executed this certificate and impressed the seal of the Corporation day of Februan thereon on this Secretary

NON-COLLUSION AFFIDAVIT

(Required by Oklahoma law, 74 O.S. §85.22-85.25)

STATE OF	· Oklahoma)
COUNTY OF	Tulsa)ss.
	norized Agent), of lawful age, being first duly sworn, state that:
1.	I am the authorized agent of Contractor, Engineer, Architect or provider of professional service ["Services Provider"] herein for the purposes of certifying facts pertaining to the existence of collusion between and among Services Provider and municipal officials or employees, as well as facts pertaining to the giving or offering of things of value to government personnel in return for special consideration in the letting of any contract pursuant to which this statement is attached.
2.	I am fully aware of the facts and circumstances surrounding the making of the contract to which this statement is attached, and I have been personally and directly involved in the proceedings leading to the awarding of such contract; and
3.	Neither the Services Provider nor anyone subject to the Services Provider's direction or control has been a party: a. to any collusion with any municipal official or employee as to quantity, quality, or price in
	the prospective contract, or as to any other terms of such prospective contract, nor
	 in any discussions between Services Provider and any municipal official concerning exchange of money or other thing of value for special consideration in the letting of a contract.
	By: Signature Chn's Walters
	Title: Treasurer
Subscribed an	d sworn to before me this 8th day of February 2013
Del	Notaty Public
Notary Commi	on Expires: June 17, 2023 ssion Number: 19004485 Expires: 19004485
County & State	e Where Notarized: Tu Sa, Dk

INTEREST AFFIDAVIT

STATE OF (Klahoma)
COUNTY OF TUISA) SS.
I,
None
By: half
Signature Chn's Walters
Title: Treasurer
Subscribed and sworn to before me this 8th day of February 20 23
Notary Public
My Commission Expires: July 27, 2013 My Commission Expires: July 27, 2013
Notary Commission Number: 19006485 Expires: June 27, 2023
County & State Where Notarized: Tulsa, DK

AFFIDAVIT OF CLAIMANT

STATE OF()K(ahoma
COUNTY OF TUISA
The undersigned, of lawful age, being first duly sworn, on oath says that this contract is true and correct. Affiant further states that the work, services or materials will be completed or supplied in accordance with the contract, plans, specifications, orders or requests furnished to the affiant. Affiant further states that (s)he has made no payment directly or indirectly of money or any other thing of value to any elected official, officer or employee of the City of Tulsa or any public trust of which the City is a beneficiary to obtain or procure the contract or purchase order.
By: Signature
Name: Chris Walters
company: Crossland Heavy Contractors, Inc.
Title: Treasurer
Subscribed and sworn to before me this 8th day of February , 20 23. Notary Public Notary Publi
My Commission Expires: June 27, 2013 Notary Commission Number: 19006485 DELISSA BEARD Notary Public in and for STATE OF OKLAHOMA Commission #19006485 Expires: June 27, 2023



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

2/8/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER IMA, Inc Kansas City 9393 W. 110th Street Suite 600		CONTACT NAME: IMA Wichita Team PHONE (A/C, No. Ext): 316-267-9221 E-MAIL ADDRESS: certs@imacorp.com	FAX (A/C, No):
Overland Park KS 66210		INSURER(S) AFFORDING COVERAGE	NAIC#
		INSURER A: Zurich American Insurance Company	16535
INSURED Crossland Heavy Contractors, Inc.	CROSCON-03	INSURER B: American Guarantee and Liability Insu	rance 26247
PO Box 45		INSURER c : *Endurance American Insurance Comp	pany 10641
833 S. East Avenue		INSURER D : RSUI Indemnity Company	22314
Columbus KS 66725		INSURER E : Arch Insurance Company	11150
		INSURER F:	

COVERAGES CERTIFICATE NUMBER: 210567830 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR		TYPE OF INSURANCE	ADDL		POLICY EFF (MM/DD/YYYY)	POLICY EXP		rs .
Α	X	COMMERCIAL GENERAL LIABILITY		GLO859600802	4/30/2022	4/30/2023	EACH OCCURRENCE	\$ 5,000,000
		CLAIMS-MADE X OCCUR		The state of the s			DAMAGE TO RENTED PREMISES (Ea occurrence)	\$2,000,000
	_						MED EXP (Any one person)	\$ 15,000
							PERSONAL & ADV INJURY	\$ 5,000,000
	GEN	N'L AGGREGATE LIMIT APPLIES PER:					GENERAL AGGREGATE	\$ 10,000,000
	-	POLICY X PRO- X LOC					PRODUCTS - COMP/OP AGG	\$ 10,000,000
		OTHER:						s
Α .		OMOBILE LIABILITY		BAP859615302	4/30/2022	4/30/2023	COMBINED SINGLE LIMIT (Ea accident)	\$ 5,000,000
	Х	ANY AUTO OWNED SCHEDULED					BODILY INJURY (Per person)	\$
		AUTOS ONLY AUTOS					BODILY INJURY (Per accident)	\$
	Х	AUTOS ONLY X NON-OWNED AUTOS ONLY					PROPERTY DAMAGE (Per accident)	\$
								\$
В	X	UMBRELLA LIAB X OCCUR		AUC425515001	4/30/2022	4/30/2023	EACH OCCURRENCE	\$ 10,000,000
-	_	EXCESS LIAB CLAIMS-MADE			1 1		AGGREGATE	\$ 10,000,000
		DED X RETENTION \$ 0						s
		KERS COMPENSATION EMPLOYERS' LIABILITY Y/N		WC859600702	4/30/2022	4/30/2023	X PER OTH-	
		PROPRIETOR/PARTNER/EXECUTIVE N	N/A				E.L. EACH ACCIDENT	\$ 2,000,000
		datory in NH)				ļ	E.L. DISEASE - EA EMPLOYEE	\$ 2,000,000
_	DÉS	CRIPTION OF OPERATIONS below					E.L. DISEASE - POLICY LIMIT	\$2,000,000
C	3rd L	Layer Excess Liability .ayer Excess Liability .ayer Excess Liability		UXP300099000 EXC30000318405 NHA097780	4/30/2022 4/30/2022 4/30/2022	4/30/2023 4/30/2023 4/30/2023	Ea Occur \$15,000,000 Ea Occur \$10,000,000 Ea Occur \$5,000,000	Agg \$15,000,000 Agg \$10,000,000 Agg \$5,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Re: Crossland Reference No. 22013RD - Project No. 144017AO, 144019 PH 6A, TMUA-W 14-74 PH 6A E. 7th St – S. Detroit Ave. to S. Kenosha Ave., E. 8th St. – S. Cincinnati Ave to Kenosha Ave.

CERTIFICATE HOLDER	CANCELLATION				
City of Tulsa 175 E 2nd Street	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.				
Tulsa OK 74103	AUTHORIZED REPRESENTATIVE				
1	Brunda Vinant				



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 2/8/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed.

If S	If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on								
this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).									
PRODUCER IMA, Inc Kansas City 9393 W. 110th Street Suite 600				CONTACT IMA Wichita Team					
				PHONE (A/C, No, Ext): 316-267-9221 FAX (A/C, No):					
				E-MAIL ADDRESS: Certs@imacorp.com					
Overland Park KS 66210									NAIC#
						INSURER(S) AFFORDING COVERAGE			
					INSURER A: Zurich American Insurance Company				16535
INSUR				CROSCON-03	INSUR	ER B :			
City of Tulsa 175 E 2nd Street Tulsa, OK 74103						INSURER C:			
						INSURER D:			
					INSUR	ERE:			
					INSUR	ERF:			
COVERAGES CERTIFICATE NUMBER: 2140989146 REVISION NUMBER:									
	S IS TO CERTIFY THAT THE POLICIES								
	ICATED. NOTWITHSTANDING ANY R								
	RTIFICATE MAY BE ISSUED OR MAY								ALL THE TERMS,
	CLUSIONS AND CONDITIONS OF SUCH				BEEN				
INSR LTR	TYPE OF INSURANCE		SUBR			POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
Α	COMMERCIAL GENERAL LIABILITY			OCP791877000		6/16/2022	6/16/2023	EACH OCCURRENCE \$	1,000,000
		1	1					DAMAGE TO DENTED	

INSR LTR		TYPE OF INSURANCE		SUBR		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMIT	s
Α		COMMERCIAL GENERAL LIABILITY			OCP791877000	6/16/2022	6/16/2023	EACH OCCURRENCE	\$ 1,000,000
		CLAIMS-MADE X OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$0
P	Х	Owner/Contractor						MED EXP (Any one person)	\$0
		Protective Liab.						PERSONAL & ADV INJURY	\$0
	GEN	L'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	\$2,000,000
		POLICY PRO- JECT LOC						PRODUCTS - COMP/OP AGG	\$0
		OTHER:							\$
	AUT	OMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	\$
		ANY AUTO						BODILY INJURY (Per person)	S
		OWNED SCHEDULED AUTOS						BODILY INJURY (Per accident)	S
		HIRED NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	S
									\$
		UMBRELLA LIAB OCCUR						EACH OCCURRENCE	\$
		EXCESS LIAB CLAIMS-MADE						AGGREGATE	\$
		DED RETENTION\$							\$
		KERS COMPENSATION EMPLOYERS' LIABILITY						PER OTH- STATUTE ER	
	ANYPROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?		N/A				E.L. EACH ACCIDENT	S	
1 1	(Man	datory in NH)						E.L. DISEASE - EA EMPLOYEE	S
	DES	, describe under CRIPTION OF OPERATIONS below						E.L. DISEASE - POLICY LIMIT	S

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Designated Contractor: Crossland Heavy Contractors, Inc.

RE: E. 7th St – S. Detroit Ave. to S. Kenosha Ave., E. 8th St. – S. Cincinnati Ave to Kenosha Ave. Project No. 144017AO, 144019 PH 6A, TMUA-W 14-74 PH 6A. Crossland Reference No. 22O13RD.

CERTIFICATE HOLDER	CANCELLATION
City of Tulsa 175 E 2nd Street	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
Tulsa OK 74103	AUTHORIZED REPRESENTATIVE Bruda Vingat

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