

OFFICE OF
STATE AID ROAD CONSTRUCTION
MISSISSIPPI DEPARTMENT OF TRANSPORTATION
P. O. BOX 1850
JACKSON, MISSISSIPPI 39215-1850

H. Carey Webb, P.E.
State Aid Engineer
Telephone (601) 359-7150

401 North West Street
Jackson, Mississippi 39201
Fax (601) 359-7141

July 7, 2017

Board of Supervisors
Harrison County
c/o Chancery Clerk
Post Office Drawer CC
Gulfport, MS 39502




Dear Supervisors:

**RE: Federal Aid Project No. BR-8936(1)B
Harrison County**

Attached hereto is a copy of approved Construction Change Request No. 8 and Supplemental Agreement on the above numbered project.

Sincerely,

H. Carey Webb
State Aid Engineer


By: Lonnie Taylor, P.E.
District Engineer

LT/eh

Attachment

pc: Douglas K. Rackley, P.E.
L & A Contracting Co.
Liberty Mutual Insurance Co.
Mr. Charles Riddell (92-01)
File

State Aid Supplemental Agreement – Contract
SUPPLEMENTAL AGREEMENT NO. 2

DIVISION OF STATE AID ROAD CONSTRUCTION
STATE HIGHWAY DEPARTMENT OF MISSISSIPPI

WHEREAS, (I), (We), L & A Contracting Company
Contractor, of 100 Sims Road Hattiesburg, MS 39401, and the
Liberty Mutual Insurance Company of Boston, Massachusetts, Surety,
entered into a contract with the Board of Supervisors of Harrison County on the
12th day of January, 2015 for the construction of the above designated project, and

WHEREAS, the Harrison County Board of Supervisors has entered into a contract with L & A Contracting Company for the construction of bridge and approaches, of approximately 1.277 miles of roads in Harrison County, MS known as Lorraine Road, also known as Project No. BR-8936(1)B.

WHEREAS, the centerline thermoplastic placed on the bridge has stripped off under traffic for no definable reason and should be removed and replaced, and

WHEREAS, no fault has been found with the specified method of application nor with the contractor's actual performance of work, and

WHEREAS, the repair of such problem is considered to be minor in nature, and

~~WHEREAS, there are adequate project funds available that have been approved by the Board of Supervisors and set aside by State Aid to repair said problem.~~

NOW THEREFORE, the work will be repaired as follows:

- 1) The contractor will remobilize at no additional cost for such mobilization.
- 2) The contractor will remove the unacceptable centerline striping and prepare the surface for restriping for a lump sum amount of \$5,000.
- 3) The contractor will repaint the centerline striping at the unit price bid of \$0.42 per foot, estimated at 8,000 linear feet at \$0.42 = \$2,520.

NOW THEREFORE, be it resolved that the centerline striping on the bridge be repaired for the total estimated cost of \$7,520 as per the attached Construction Change Request No. B.

This agreement in no way modifies or changes the original contract of which it becomes a part, except as specifically stated herein.

NOW, THEREFORE, (I) (WE) L & A Contracting Company, Contractor and the Liberty Mutual Insurance Company, Surety hereby agree to said Supplemental Agreement consisting of the above, mentioned items and prices and agree that this Supplemental Agreement is hereby made a part of the original contract to be performed under the specifications thereof, and that the original contract is in full force and effect except as it might be modified by this Supplemental Agreement.

Dated this the 30th day of May, 2017

Liberty Mutual Insurance Company

L & A Contracting Company

Surety

Contractor

BY: 


CORY BIELSTEIN

Trina Cobb, Attorney-in-Fact & MS Resident Agent Title
Bottrell Insurance

SUPPLEMENTAL AGREEMENT NO. 2

APPROVAL RECOMMENDED 6-19-2017
James T. S.
DISTRICT ENGINEER

RECOMMENDED FOR APPROVAL:

A. Anderson Russell
County Engineer

APPROVED 6-20-17
Date

APPROVED:
BOARD OF SUPERVISORS

Harrison COUNTY

A. Carey Webb
Division of State Aid Road Construction

By Order of the Board

Dated 6-12-17

BY: Kent Lewis
President

Michael R. ...
Executive Director, MDOT
pm 20 P5529

RECEIVED

JUN 19 2017

OSARC 1047 21

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 7611151

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company West American Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Amanda Jean Charlauros; Angela Bullie; Brody Eric Buckley; Jason J. Young; Jerry E. Homer Jr; Jerry G. Veazoy Jr; Jim A. Armstrong; Peggy L. Jackson; Stephen Wesley Price Jr; Trina Cobb; William E. Howard Jr

all of the city of Jackson, state of MS each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surely and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 31st day of January, 2017.



The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 31st day of January, 2017, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2017
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surely any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surely any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surely any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this MAY 30 2017 day of _____, 20____.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

CONSTRUCTION CHANGE REQUEST

No. 8 May 29, 2017

Project No. BR-8936(1)B

ATTN.: STATE AID ENGINEER

Harrison COUNTY

The following changes on the above project, with stations, quantities and items involved, are recommended for the reason stated in detail:

- A. PROPOSED: Remove centerline striping from bridge.
- B. REASON: Present double yellow unsatisfactory.

- A. PROPOSED: Add 6,000 L.F. of double yellow centerline striping.
- B. REASON: To replace unsatisfactory striping.

Original Quantities & Cost

S-202-B	REMOVAL OF STRIPING	0,000	L.S. @	\$5,000.00	\$0.00
S-821-E-1	6" WIDE THERMOPLASTIC STRIPING (CONTINUOUS YELLOW)	13,322	L.F. @	\$0.42	\$5,595.24
						\$5,595.24

Revised Quantities & Cost

S-202-B	REMOVAL OF STRIPING	1,000	L.S. @	\$5,000.00	\$5,000.00
S-821-E-1	6" WIDE THERMOPLASTIC STRIPING (CONTINUOUS YELLOW)	13,322	L.F. @	\$0.42	\$8,115.24
						\$13,115.24

INCREASE/DECREASE IN CONSTRUCTION COST, ETC..... **\$7,520.00**

Total Estimated Project Cost - Per Contract	
Revised Estimate Dated: <u>January 29, 2015</u>	\$7,875,000.00 (A)
Contingencies Per Estimate <u>January 29, 2015</u>	9376,037.80 (B)
TOTAL CONTRACT ITEMS (A — B)	\$7,500,862.20 (C)
Previously Approved Change Requests <u>y</u> Plus <input type="checkbox"/> Minus	\$68,772.59 (D)
NEW TOTAL—CONTRACT ITEMS (C + — D)	\$7,569,634.59 (E)
Estimated Amount—This Request <input checked="" type="checkbox"/> Plus <input type="checkbox"/> Minus	\$7,520.00 (F)
REVISED TOTAL—CONTRACT ITEMS (E + — F)	\$7,577,154.59 (G)
INDICATED UNDERRUN (A — G)	\$298,745.41
INDICATED OVERRUN (G — A)	

APPROVAL RECOMMENDED: _____ 2017
A. Harvey Kimmel
 County Engineer

APPROVED: 6-19- 2017
John T. [Signature]
 District Engineer

APPROVED: 6-20 2017
A. Casey Webb
 State Aid Engineer