





2. Updated Construction Schedule per [Specification Section 01310](#), and

Dated: 5/18/2017

By: \_\_\_\_\_  
(CONTRACTOR - must be signed by an Officer of the Corporation)

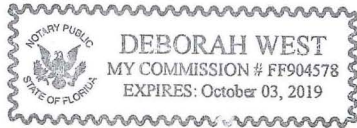
Timothy Rose, President  
Print Name and Title

STATE OF FLORIDA  
COUNTY OF INDIAN RIVER

Before me, a Notary Public, duly commissioned, qualified, and acting, personally appeared Timothy Rose, who being by me first duly sworn upon oath, says that he/she is the President of the CONTRACTOR mentioned above and that he/she has been duly authorized to act on behalf of it, and that he/she executed the above Contractor's Application for Payment and Contractor's Certification statement on behalf of said CONTRACTOR; and that all of the statements contained herein are true, correct, and complete. Subscribed and sworn to before me this 31st day of July, 2017

Timothy Rose is personally known to me or has produced \_\_\_\_\_ as identification.

(SEAL)



NOTARY PUBLIC: \_\_\_\_\_

Printed name: Deborah West

Commission No: FF904578  
Commission Expiration: 10.03.19

**Please remit payment to:**

**Contractor's Name: Timothy Rose Contracting  
Address: 1360 SW Old Dixie Hwy Suite 106  
Vero Beach FL 32962**

\*\*\*\*\*

[The remainder of this page was left blank intentionally]

General  
Power  
of Attorney

POWER NO. 0990102 00

**Westfield Insurance Co.  
Westfield National Insurance Co.  
Ohio Farmers Insurance Co.**  
Westfield Center, Ohio

CERTIFIED COPY

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint  
**CABOT W. LORD, JOSEPH E. COONS, JOINTLY OR SEVERALLY**

of PALM CITY and State of FL its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

**LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.**

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact, may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their National Surety Leader and Senior Executive and their corporate seals to be hereto affixed this 21st day of MARCH A.D., 2014 .

Corporate  
Seals  
Affixed



WESTFIELD INSURANCE COMPANY  
WESTFIELD NATIONAL INSURANCE COMPANY  
OHIO FARMERS INSURANCE COMPANY

By: *Dennis P. Baus*

Dennis P. Baus, National Surety Leader and Senior Executive

State of Ohio  
County of Medina ss.:

On this 21st day of MARCH A.D., 2014 , before me personally came Dennis P. Baus to me known, who, being by me duly sworn, did depose and say, that he resides in Wooster, Ohio; that he is National Surety Leader and Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial  
Seal  
Affixed



*David A. Kotnik*

David A. Kotnik, Attorney at Law, Notary Public  
My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

State of Ohio  
County of Medina ss.:

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 31st day of July AD, 2017



*Frank A. Carrino* Secretary  
Frank A. Carrino, Secretary

**WAIVER AND RELEASE OF LIEN UPON  
FINAL PAYMENT**

The undersigned lienor, in consideration of the final payment in the amount of TEN AND 00/100 (\$10.00), hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to: TIMOTHY ROSE CONTRACTING on the job of INDIAN RIVER COUNTY to the following described property:

**Description of Property:**

**INDIAN RIVER/43 AVE & AVIATION BLVD SIDEWALKS  
43 AVE & AVIATION BLVD, VERO BEACH  
PORTION OF PUBLIC LAND IN INDIAN RIVER COUNTY FL  
BID# 2017013**

Dated on July 26, 2017

Lienors Name STEWART MATERIALS LLC  
2875 JUPITER PARK DR STE 1100  
JUPITER FL 33458

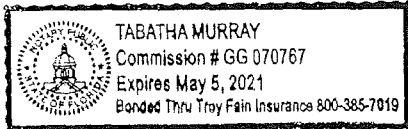
By

*Laura Perham*

Printed Name

Laura Perham

The foregoing instrument was acknowledged before me this 26 day of July , 2017, by who is personally known to me or who has produced \_\_\_\_\_ as identification and who did take an oath.



\_\_\_\_\_  
NOTARY PUBLIC, STATE OF FLORIDA

My commission Expires: \_\_\_\_\_

*Note: This is a statutory form prescribed by section 713.20, Florida statutes (1996) Effective October 1 1996, a person may not require a lienor to furnish a waiver or release of lien that is different from the statutory form.*

re: 2248302 - 580405171

## FINAL WAIVER AND RELEASE OF LIEN

062-038819

The undersigned lienor, in consideration of the final payment in the amount of \$10.00 hereby waives and releases its lien and right to claim a lien for labor, services or materials furnished to TIMOTHY ROSE CONTRACTING INC on the job of INDIAN RIVER COUNTY (owner), to the following described property:

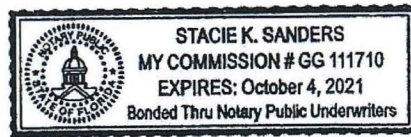
"43RD AVENUE SIDEWALK IMPROVEMENTS FROM AVIATION BOULEVARD TO AIRPORT DRIVE WEST", BOND NUMBER 5227184, AND FURTHER DESCRIBED IN BOND RECORDED IN OR BOOK 2998 PAGE 1123 PUBLIC RECORDS INDIAN RIVER COUNTY, FLORIDA.

DATED on JULY 26, 2017

H D SUPPLY WATERWORKS LTD  
1830 CRAIG PARK COURT  
SAINT LOUIS MO 63146

By: *Sharnell I Merklung*  
SHARNELL I MERKLING  
CREDIT MANAGER

Sworn to and subscribed before me this JULY 26, 2017



*Stacie K Sanders*  
Signature of Notary Public  
Commissioned State of Florida

\_\_\_\_\_  
Print, Type or Stamp  
Name of Notary Public

Personally Known XX OR, Produced Identification      N/A

Type of Identification Produced      N/A

NOTE: This is a statutory form prescribed by section 713.20, Florida Statutes (1996) Effective October 1, 1996, a person may not require a lienor to furnish a waiver or release of lien that is different from the statutory form.

# WAIVER AND RELEASE OF LIEN UPON FINAL PAYMENT

(Section 713.20(5) Florida Statutes)

This instrument Prepared by: KENNETH WACHMAN

MWI CORPORATION  
ATTN: JOE HATHCOCK  
7775 9TH ST SW (OSLO ROAD)  
VERO BEACH FL 32968  
PO # 43RD AVE

The undersigned lienor, in consideration of the final payment in the amount of \$10.00, hereby waives and releases its lien and right to claim a lien for labor, services or materials to TIMOTHY ROSE CONTRACTING INC (customer) on the job of INDIAN RIVER COUNTY (owner), to the following described property:

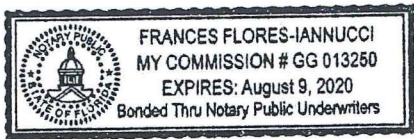
CORNER OF 43RD AVENUE AND 26TH STREET, VERO BEACH, FLORIDA. 43RD AVENUE SIDEWALK IMPROVEMENTS FROM AVIATION BOULEVARD TO AIRPORT DRIVE WEST, BOND NUMBER 5227184, AND FURTHER DESCRIBED IN BOND RECORDED IN OR BOOK 2998 PAGE 1123 PUBLIC RECORDS INDIAN RIVER COUNTY, FLORIDA.

DATED on JULY 26, 2017

MWI CORPORATION  
ATTN: JOE HATHCOCK  
7775 9TH ST SW (OSLO ROAD)  
VERO BEACH FL 32968

By:   
KENNETH WACHMAN  
GENERAL MANAGER

Before me, personally appeared, KENNETH WACHMAN, the GENERAL MANAGER of MWI CORPORATION, who produced \_\_\_\_\_ as identification or is personally known to me, and who did take an oath, and acknowledged to and before me that he/she executed this instrument for the purposes therein expressed on behalf of said entity, this 26 day of JULY, 2017



  
Notary Public; State of Florida  
My Commission Expires: August 9th, 2020



**TITAN  
FLORIDA™**

**WAIVER AND RELEASE OF LIEN  
FOR FINAL PAYMENT**

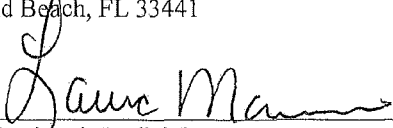
189729

The undersigned lienor, in consideration of the final payment in the amount of \$10.00, the receipt of payment is acknowledged, hereby waives and releases its lien and right to claim a lien for labor, services or materials, furnished to TIMOTHY ROSE CONTRACTING #189729, located on the following described property :

43RD AVENUE SIDEWALKS, AVIATION AVENUE TO AIRPORT DRIVE WEST, VERO BEACH, FLORIDA,  
BOND # 5227184, INDIAN RIVER COUNTY, FLORIDA.

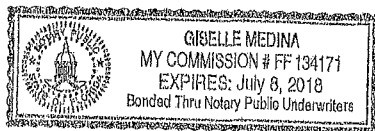
Dated on JULY 26, 2017

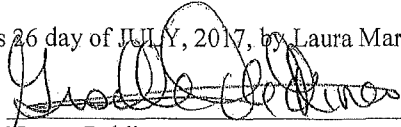
Lienor's Name: TITAN FLORIDA LLC  
fka TARMAC AMERICA LLC  
455 FAIRWAY DR SUITE 200  
Deerfield Beach, FL 33441

By:   
Title: Regional Credit Manager  
Printed Name: Laura Marino

STATE OF FLORIDA  
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 26 day of JULY, 2017, by Laura Marino who is personally known to me or who produced N/A as identification.



  
Notary Public:  
My Commission expires: July 8, 2018



**FINAL**

Item No.	Description	UNIT	QTY	SCHEDULED VALUE		PREVIOUS APPLICATION		THIS PERIOD		TOTAL COMPLETED		%	MATERIALS STORED	BALANCE TO FINISH	
				Unit Price	Amount	QTY	Amount	QTY	Amount	QTY	Amount			QTY	Amount
101-1	MOBILIZATION	LS	1	43,000.00	43,000.00	1.00	43,000.00		0.00	1.00	43,000.00	100.00%	0.00	0.00	0.00
102-1	MAINTENANCE OF TRAFFIC	LS	1	46,460.00	46,460.00	1.00	46,460.00		0.00	1.00	46,460.00	100.00%	0.00	0.00	0.00
104-1	EROSION AND WATER POLLUTION CONTROL	LS	1	13,538.00	13,538.00	1.00	13,538.00		0.00	1.00	13,538.00	100.00%	0.00	0.00	0.00
110-1-1	CLEARING AND GRUBBING	LS	1	29,520.00	29,520.00	1.00	29,520.00		0.00	1.00	29,520.00	100.00%	0.00	0.00	0.00
120-1	REGULAR EXCAVATION	CY	672	15.00	10,080.00	672.00	10,080.00		0.00	672.00	10,080.00	100.00%	0.00	0.00	0.00
120-6	EMBANKMENT (COMPACTED IN PLACE)	CY	955	22.00	21,010.00	1,012.00	22,264.00		0.00	1,012.00	22,264.00	105.97%	0.00	-57.00	-1,254.00
286-2	TURNOUT CONSTRUCTION (ASPHALT)	SY	215	26.40	5,676.00	165.00	4,356.00		0.00	165.00	4,356.00	76.74%	0.00	50.00	1,320.00
425-1-521	INLETS, DT BOT, TYPE C, <10'	EA	6	1,980.00	11,880.00	6.00	11,880.00		0.00	6.00	11,880.00	100.00%	0.00	0.00	0.00
425-1-601	INLETS, DT BOT, TYPE J, <10'	EA	2	4,865.00	9,730.00	2.00	9,730.00		0.00	2.00	9,730.00	100.00%	0.00	0.00	0.00
430-94-1	DESILTING PIPE, 0-24"	LF	219	12.50	2,737.50	219.00	2,737.50		0.00	219.00	2,737.50	100.00%	0.00	0.00	0.00
430-94-3	DESILTING PIPE, 37-48"	LF	282	12.50	3,525.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	282.00	3,525.00
430-174-115	PIPE CULVERT, ROUND, 15" SD (ACMP)	LF	424	29.95	12,698.80	483.64	14,485.02		0.00	483.64	14,485.02	114.07%	0.00	-59.64	-1,786.22
430-174-118	PIPE CULVERT, ROUND, 18" SD (ACMP)	LF	282	33.00	9,306.00	282.00	9,306.00		0.00	282.00	9,306.00	100.00%	0.00	0.00	0.00
430-174-118A	PIPE CULVERT, ROUND, 18" SD (RCP)	LF	56	51.00	2,856.00	56.00	2,856.00		0.00	56.00	2,856.00	100.00%	0.00	0.00	0.00
430-174-124	PIPE CULVERT, ROUND, 24" SD (ACMP)	LF	530	44.00	23,320.00	530.00	23,320.00		0.00	530.00	23,320.00	100.00%	0.00	0.00	0.00
430-174-148	PIPE CULVERT, ROUND, 48" SD (ACMP)	LF	40	156.00	6,240.00	20.00	3,120.00		0.00	20.00	3,120.00	50.00%	0.00	20.00	3,120.00
430-175-115	PIPE CULVERT, ROUND, 15" S/CD (RCP)	LF	64	42.00	2,688.00	64.00	2,688.00		0.00	64.00	2,688.00	100.00%	0.00	0.00	0.00
430-984-123	MITERED END SECTION, OPTIONAL ROUND, 15" SD	EA	4	1,500.00	6,000.00	4.00	6,000.00		0.00	4.00	6,000.00	100.00%	0.00	0.00	0.00
515-2-311	PEDESTRIAN/BICYCLE RAILING, ALUMINUM ONLY, 42", TYPE I	LF	128	86.00	11,008.00	54.00	4,644.00		0.00	54.00	4,644.00	42.19%	0.00	74.00	6,364.00
520-1-10	CONCRETE CURB & GUTTER, TYPE F	LF	92	43.20	3,974.40	92.00	3,974.40		0.00	92.00	3,974.40	100.00%	0.00	0.00	0.00
522-2	CONCRETE FOR SIDEWALK, 6" THICK	SY	2,865	40.42	115,803.30	2,839.00	114,752.38		0.00	2,839.00	114,752.38	99.09%	0.00	26.00	1,050.92
522-2A	CONC. BUS SHELTER PAD W/REINFORCED STEEL	SY	23	106.00	2,438.00	23.00	2,438.00		0.00	23.00	2,438.00	100.00%	0.00	0.00	0.00
527-2	DETECTABLE WARNINGS	SF	359	38.00	13,642.00	239.00	9,082.00		0.00	239.00	9,082.00	66.57%	0.00	120.00	4,560.00
570-1-2	PERFORMANCE TURF, SOD (MATCH EXISTING)	SY	7,524	2.95	22,195.80	11,551.86	34,077.99		0.00	11,551.86	34,077.99	153.53%	0.00	-4,027.86	-11,882.19
700-1-11	SINGLE POST SIGN, F&I, GROUND MOUNT, UP TO 12 SF	AS	1	258.00	258.00	1.00	258.00		0.00	1.00	258.00	100.00%	0.00	0.00	0.00
700-1-50	SINGLE SIGN POST, RELOCATE	AS	4	150.00	600.00	4.00	600.00		0.00	4.00	600.00	100.00%	0.00	0.00	0.00
706-3	RETRO-REFLECTIVE PAVEMENT MARKERS (AMBER / AMBER)	EA	4	5.00	20.00	2.00	10.00		0.00	2.00	10.00	50.00%	0.00	2.00	10.00
711-11-123	THERMOPLASTIC, STANDARD, WHITE, SOLID, 12", FOR CROSSWALK AND ROUNDABOUT	LF	1,206	1.80	2,170.80	1,636.00	2,944.80		0.00	1,636.00	2,944.80	135.66%	0.00	-430.00	-774.00
711-11-125	THERMOPLASTIC, STANDARD, WHITE, SOLID, 24", FOR STOP LINE AND CROSSWALK	LF	92	3.92	360.64	63.00	246.96		0.00	63.00	246.96	68.48%	0.00	29.00	113.68
711-16-101	THERMOPLASTIC, STANDARD, WHITE, SOLID, 6"	LF	69	1.00	69.00	90.00	90.00		0.00	90.00	90.00	130.43%	0.00	-21.00	-21.00
711-16-201	THERMOPLASTIC, STANDARD, YELLOW, SOLID, 6"	LF	100	1.00	100.00	40.00	40.00		0.00	40.00	40.00	40.00%	0.00	60.00	60.00
<b>SUBTOTAL SIDEWALK</b>					<b>\$432,905.24</b>		<b>\$428,499.05</b>		<b>\$0.00</b>		<b>\$428,499.05</b>		<b>\$0.00</b>		<b>\$4,406.20</b>
TRAFFIC SIGNAL IMPROVEMENTS															
630-2-11	CONDUIT OPEN TRENCH	LF	90	9.00	810.00	95.00	855.00		0.00	95.00	855.00	105.56%	0.00	-5.00	-45.00

**FINAL**

Item No.	Description	UNIT	QTY	SCHEDULED VALUE		PREVIOUS APPLICATION		THIS PERIOD		TOTAL COMPLETED		%	MATERIALS	BALANCE TO FINISH	
				Unit Price	Amount	QTY	Amount	QTY	Amount	QTY	Amount		STORED	QTY	Amount
630-2-14	CONDUIT ABOVE GROUND	LF	46	25.00	1,150.00	46.00	1,150.00		0.00	46.00	1,150.00	100.00%	0.00	0.00	0.00
632-7-2	SIGNAL CABLE (PEDESTRIAN CABLE ADDITION)	LF	668	8.00	5,344.00	668.00	5,344.00		0.00	668.00	5,344.00	100.00%	0.00	0.00	0.00
635-2-11	PULLBOX	EA	4	750.00	3,000.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	4.00	3,000.00
646-1-11	ALUMINUM PEDESTAL	EA	4	1,464.00	5,856.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	4.00	5,856.00
646-1-60	ALUMINUM PEDESTAL REMOVAL	EA	2	300.00	600.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	2.00	600.00
653-1-11	PEDESTAL SIGNAL 1 WAY	AS	2	630.00	1,260.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	2.00	1,260.00
653-1-12	PEDESTAL SIGNAL 2 WAY	AS	2	1,381.00	2,762.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	2.00	2,762.00
653-1-60	PEDESTAL SIGNAL REMOVAL	AS	2	38.00	76.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	2.00	76.00
665-1-11	PEDESTRIAN DETECTOR	EA	6	150.00	900.00	0.00	0.00		0.00	0.00	0.00	0.00%	0.00	6.00	900.00
DUCT	SPLIT DUCT AND REMOVE FIBER PULL BOX	PI	1	2,450.00	2,450.00	1.00	2,450.00		0.00	1.00	2,450.00	100.00%	0.00	0.00	0.00
<b>SUBTOTAL TRAFFIC IMPROVEMENTS</b>				<b>TOTAL</b>	<b>\$24,208.00</b>	<b>TOTAL</b>	<b>\$9,799.00</b>	<b>TOTAL</b>	<b>\$0.00</b>	<b>TOTAL</b>	<b>\$9,799.00</b>	<b>TOTAL</b>	<b>\$0.00</b>	<b>TOTAL</b>	<b>\$14,409.00</b>
				<b>FORCE ACCOUNT</b>	<b>40,000.00</b>		<b>17,315.73</b>		<b>0.00</b>		<b>17,315.73</b>				<b>22,684.27</b>
	WCD 1 - Concrete Encasement Existing Gravity Sewer	LS	1	7748.00	7,748.00	7748.00	7,748.00			1.00	7,748.00	1.00	0.00	0.00	0.00
	WCD 2 - Regrade/Adjustment of Forms @ Station 13+60	LS	1	977.00	977.00	977.00	977.00			1.00	977.00	1.00	0.00	0.00	0.00
	WCD 3 - Asphalt Work @ Fire Station 86 Sq Yds	LS	1	2270.00	2,270.00	1.00	2,270.00			1.00	2,270.00	1.00	0.00	0.00	0.00
	WCD 4 - Guardrail	LF	57	110.89	6,320.73	57.00	6,320.73			57.00	6,320.73	1.00	0.00	0.00	0.00
<b>43rd Ave Sidewalk (26th - Airport Dr)</b>				<b>TOTAL</b>	<b>497,113.24</b>	<b>TOTAL</b>	<b>455,613.78</b>	<b>TOTAL</b>	<b>0.00</b>	<b>TOTAL</b>	<b>455,613.78</b>	<b>TOTAL</b>	<b>0.00</b>	<b>TOTAL</b>	<b>41,499.47</b>

AMOUNT COMPLETED TO DATE	<b>\$455,613.78</b>
MATERIALS STORED TO DATE	<b>\$0.00</b>
SUB-TOTAL MATERIALS STORED AND COMPLETE TO DATE	<b>\$455,613.78</b>
RETAINAGE OF WORK COMPLETED AT 5%	<b>\$0.00</b>
TOTAL COMPLETED AND STORED LESS RETAINAGE	<b>\$455,613.78</b>
LESS PREVIOUS PAYMENT	<b>\$432,833.08</b>
AMOUNT DUE CONTRACTOR	<b>\$22,780.70</b>