# AMENDMENT NO. TWO TO CONTRACT NO. 33259 33259

# RE: First Renewal of PA-00413, Contract No. 33259 for providing grounds maintenance services to the City of Long Beach (BPPR14000003)

This Amendment to Contract No. 33259 is made and entered as of June 30, 2015, by and between the CITY OF LONG BEACH, a municipal corporation, and **Merchants Landscape Services, Inc.** (Contractor)

Contract No. 33259 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- X 1. The term is until extended until 05/31/2016 per the first renewal option.
- X 2. \$736,086.25 has been added for a total ("not to exceed") amount of \$2,408,258.75.
- X 3. Prices during this period shall remain firm.
- 4. The price for certain items shall be increased as shown on Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 5. The price for certain items shall be decreased as shown on Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 6. The discount offered to the City is increased by \_\_\_\_\_%
- 7. The items or locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby deleted from the Contract.
  - 8. The locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby added to the Contract.
- 9. Current permits, licenses, insurance and other required information are attached as Addendum No. 1.

Except as expressly amended above, all terms and conditions in this Contract are ratified and confirmed and remain in full force and effect. Executed with all formalities required by law as of the date first stated above.

#### Attach Notary if Out-of-State Contractor

CONTRACTOR:	CONTRACTOR:
(Signature)	Dom Bunn (Signature)
(Print / Type Name)	(Print / Type Name)
President / Vice President / Secretary / Treasurer (circle one)	President / Vice President / Secretary / Treasurer (circle one)
THE CITY OF LONG BEACH: EXECUTED PURSU/ NT TO SECTION 301 OF THE CITY CHARTER.	
City Manager	Approved as to form: CHARLES PARKIN, City Attorney
Assistant City Manager	By: Deputy

# Hartford Fire Insurance Company One Pointe Drive, 6<sup>th</sup> Floor Brea, CA 92822-2333

#### RIDER

This Rider is to be attached to and form part of **Performance and Payment Bond No.** 72BSBGN8847 executed by Hartford Fire Insurance Company as Surety, on behalf of Merchants Landscape Services, Inc. in favor of the City of Long Beach for Citywide Grounds Maintenance Services Area 4.

IT IS HEREBY UNDERSTOOD AND AGREED THAT, the said **Two-Year Contract Dates** and Two-Year Contract Amounts are amended as follows:

FROM: October 1, 2013 to October 1, 2015 - \$1,472,172.00

TO: October 1, 2013 to May 31, 2014 - \$640,075.00 June 1, 2014 to May 31, 2015 - \$640,075.00

IT BEING FURTHER UNDERSTOOD AND AGREED THAT:

- 1. In no event will the total aggregate liability of the Surety during the entire period of said Bond is in force exceed \$1,280,150.00.
- 2. All terms and conditions of said Bond shall remain unchanged except as herein expressly modified.

Signed, sealed, and dated this 16th of July 2015.

Merchants Landscape Services, Inc.

Hartford Fire Insurance Company

last

**KEITH DINWIDDIE Attorney-In-Fact** 

APPROVED AS TO FORM CHARLES PARKINL **City Attorney** AMY R. WEBBER DEPUTY CITY ATTORNEY

CIVIL CODE § 1189

A notary public or other office document to which this certific	er completing this certificate ate is attached, and not the	e verifies only the identity of the individual who signed the truthfulness, accuracy, or validity of that document.
State of California County of Los Angeles	)	
OnJuly 16, 2015	before me, ,	Mary Smith, Notary Public
Date personally appeared	Keith Dinwiddie	Here Insert Name and Title of the Officer

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(b) whose name(c) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(iee), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Signature



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

ature of Notary Public

Place Notary Seal Above

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document				
Title or Type of Document:	Document Date:			
Number of Pages: Signer(s) Other Than	Named Above:			
Capacity(ies) Claimed by Signer(s)				
Signer's Name:	Signer's Name:			
Corporate Officer — Title(s):	Corporate Officer — Title(s):			
Dertner - Dinited General	Partner – 11 Limited [] General			
Individual Attorney in Fact	Individual     I Attorney in Fact			
Trustee     Guardian or Conservator	Trustee II Guardian or Conservator			
Other:	C Other:			
Signer is Representing:	Signer Is Representing:			

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Direct Inquiries/Claims to:

THE HARTFORD Bond T-4 One Hartford Plaza Hartford, Connecticut 06155 call: 888-266-3488 or fax: 860-757-5835)

Agency Code: 72-183250

#### KNOW ALL PERSONS BY THESE PRESENTS THAT:

Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
 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

Steven	L.	Br	cockmeye	er,	Keit	5h	Dinwiddie	Э,	Barbara	Doe	erning,	Donna	Μ.
Green,	Mai	ry	Smith,	Ror	nald	С.	Wanglin	of	PASADEN	JA,	Califor	rnia	

their true and lawful Attomey(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, 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 August 1, 2009, the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Wesley W. Cowling, Assistant Secretary



ss. Hartford

#### COUNTY OF HARTFORD

On this 12th day of July, 2012, before me personally came M. Ross Fisher, 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 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.



Kathleen T. Maynard

M. Ross Fisher, Vice President

Kathleen T. Maynard Notary Public My Commission Expires July 31, 2016

I, the undersigned, 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 July 16, 2015 Signed and sealed at the City of Hartford.



Gary W. Stumper, Vice President

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State of California	)
County ofOrange	}
kulu 22, 2015	adine Rodriguez, Notary Public
On before me,	Here Insert Name and Title of the Officer
personally appeared Theodore Haa	
	Name(s) of Signer(s)
NADINE RODRIGUEZ Commission # 1974930 Notary Public - California Orange County My Comm. Expires Apr 13, 2016	<ul> <li>who proved to me on the basis of satisfactor evidence to be the person(\$) whose name(\$) is/ar subscribed to the within instrument and acknowledge to me that he/s/he/th/ey executed the same i his/her/th/eir authorized capacity(19\$), and that b his/her/th/eir signature(\$) on the instrument th person(\$), or the entity upon behalf of which th person(\$) acted, executed the instrument.</li> <li>I certify under PENALTY OF PERJURY under th laws of the State of California that the foregoin paragraph is true and correct.</li> <li>WITNESS my hand and official seal.</li> </ul>
Though the information below is not required by and could prevent fraudulent remova	Signature: Addus Rodusure Signature of Notary Public TIONAL y law, it may prove valuable to persons relying on the document and reattachment of this form to another document.
Description of Attached Document	
Title or Type of Document:	
	Number of Pages:
Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
Corporate Officer — Title(s):	
Individual RIGHT THUMB	
Partner Limited General Top of thumb	
Attorney in Fact	□ Attorney in Fact
Trustee	Trustee
Guardian or Conservator	Guardian or Conservator
Other:	Other:
Signer Is Representing:	Signer Is Representing:

### **PREMIUM: \$6,401.00**

### HARTFORD FIRE INSURANCE COMPANY One Pointe Drive, Brea, CA 92821

### **CONTINUATION CERTIFICATE**

<u>Merchants Landscape Services, Inc.</u> as principal, and <u>Hartford Fire Insurance Company</u> a <u>Connecticut</u> corporation authorized to transact surety business in <u>CA</u>, as Surety, hereby notifies the <u>City of Long Beach</u>, as Obligee, that the above named Principal's Bond No. <u>72BSBGN8847</u> is in force effective <u>June 1, 2014</u> to <u>May 31, 2015</u> in the amount of <u>SIX</u> <u>HUNDRED FORTY THOUSAND SEVENTY FIVE AND NO/100</u> (\$640,075.00) for <u>Providing Grounds Maintenance Services Area 4</u>.

The aggregate liability of the Surety shall not exceed the amount of this certificate. The liability of the Surety shall not cumulate by reason of this certificate, any future continuation certificate, any change rider, endorsement, modification, new bond, reinstatement, reissue, renewal, replacement, substitution, or any other extension of suretyship.

If this bond is required to be filed with any agency, this certificate shall be void if the Principal does not file this certificate with the required agency within THIRTY (30) days of the effective date of the certificate.

IN WITNESS OF THIS CONTRACT, the Principal and the Surety have affixed their hand and seals this <u>16th</u> day <u>July</u> of 20<u>15</u>.

Merchants Landscape Services, Inc. Hartford Fire Insurance Company

KEITH DINWIDDIE Attorney-In-Fact

APPROVED AS TO FORM ARKIND DEPUTY CITY ATTORNEY

CIVIL CODE § 1189

A notary public or other offic document to which this certifi	er completing this cert cate is attached, and n	tificate verifies only the identity of the individual who signed the ot the truthfulness, accuracy, or validity of that document.
State of California		)
County of Los Angeles		)
On July 16, 2015	before me,	Mary Smith, Notary Public
Date personally appeared	Keith Di	Here Insert Name and Title of the Officer
		Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

Signature Signature of Notarv

Place Notary Seal Above

#### **OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Title or Type of Document:	Draumant Data		
Number of Pages: Signer(s) Other Than	Document Date:		
	Named Above:		
Capacity(ies) Claimed by Signer(s) Signer's Name: Corporate Officer - Title(e):	Signer's Name:		
Partner - Limited General	Partner – 1. Limited E General		
Individual     I. Attorney in Fact	Cl Individual Cl Attorney in Fact		
Guardian or Conservator     Other:	☐ Trustee ☐ Guardian or Conservator ☐ Other:		
Signer Is Representing:	Signer Is Representing:		

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Direct Inquiries/Claims to:

THE HARTFORD Bond T-4 One Hartford Plaza Hartford, Connecticut 06155 call: 888-266-3488 or fax: 860-757-5835)

Agency Code: 72-183250

#### KNOW ALL PERSONS BY THESE PRESENTS THAT:

Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, C	nnecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoi	nt,
up to the amount of Unlimited	£	

Steven	L. B	rockmeye	er, Keit	h	Dinwiddie	, 1	Barbara	Doerning,	Donna	Μ.
Green,	Marv	Smith,	Ronald	С.	Wanglin	of	PASADEN	A, Califor	nia	

their true and lawful Attomey(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, 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 August 1, 2009, the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Wesley W. Cowling, Assistant Secretary



ss. Hartford

#### COUNTY OF HARTFORD

On this 12th day of July, 2012, before me personally came M. Ross Fisher, 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 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.



Kathleen T. Maynard

M. Ross Fisher, Vice President

Kathleen T. Maynard Notary Public My Commission Expires July 31, 2016

I, the undersigned, 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 July 16, 2015 Signed and sealed at the City of Hartford.



E.

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State of California County of <u>Orange</u>	}
On July 22, 2015 before me, Nadin	e Rodriguez, Notary Public
Date	Here Insert Name and Title of the Officer
personally appeared Theodore Haas	Name(s) of Signer(s)
NADINE RODRIGUEZ Commission # 1974930 Notary Public - California Orange County My Comm. Expires Apr 13, 2016	who proved to me on the basis of satisfactor evidence to be the person(\$) whose name(\$) is/an subscribed to the within instrument and acknowledge to me that he/s/he/they executed the same in his/her/their authorized capacity(i#\$), and that b his/her/their signature(\$) on the instrument the person(\$), or the entity upon behalf of which the person(\$) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoint paragraph is true and correct.
Place Notary Seal Above	WITNESS my hand and official seal. Signature: <u>Mudue</u> Roducyez Signature of Notary Public
and could prevent fraudulent removal and	NAL , it may prove valuable to persons relying on the document reattachment of this form to another document.
Description of Attached Document Title or Type of Document:	
Document Date:	Number of Pages:
Signer(s) Other Than Named Above:	
Capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
Corporate Officer - Title(s):	
<ul> <li>Individual</li> <li>Partner — Limited General</li> <li>Attorney in Fact</li> <li>Trustee</li> </ul>	<ul> <li>Partner —          Limited General         Top of thumb here         Attorney in Fact         Trustee     </li> </ul>
Guardian or Conservator Other:	Guardian or Conservator     Other:
Signer Is Representing:	Signer Is Representing:

#### PREMIUM: \$3,920.00

F. F. . 3\*\*

# Hartford Fire Insurance Company One Pointe Drive, 6<sup>th</sup> Floor Brea, CA 92822-2333

### **RIDER**

This Rider is to be attached to and form part of <u>Performance and Payment</u> Bond No. <u>72BSBGN8847</u> executed by <u>Hartford Fire Insurance Company</u> as Surety, on behalf of <u>Merchants Landscape Services, Inc.</u> in favor of the <u>City of Long Beach</u> for <u>Citywide</u> <u>Grounds Maintenance Services Area</u> 4 effective June 1, 2014 to May 31, 2015.

IT IS HEREBY UNDERSTOOD AND AGREED THAT, the said <u>Contract Amount</u> is <u>increased</u> as follows:

- FROM: SIX HUNDRED FORTY THOUSAND SEVENTY FIVE AND NO/100 (\$640,075.00)
- TO: ONE MILLION THIRTY TWO THOUSAND SEVENTY FIVE AND NO/100 (\$1,032,075.00)

IT BEING FURTHER UNDERSTOOD AND AGREED THAT:

- 1. In no event will the total aggregate liability of the Surety during the entire period of said Bond is in force exceed <u>\$1,032,075.00.</u>
- 2. All terms and conditions of said Bond shall remain unchanged except as herein expressly modified.

Signed, sealed, and dated this 16th of July 2015.

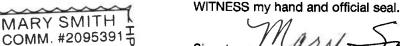
Michaelalos	Merchants Landscape Services, Inc.
CITY OF LONG TAX	Hartford Fire Insurance Company
APPROVED AS TO FORM	KEITH DINWIDDIE Attorney-In-Fact
CHARLES PARKING City Attorney By AMY R. WEBBER DEPUTY CITY ATTORNE	- Y

CIVIL CODE § 1189 

A notary public or other office document to which this certifie	er completing this certificat cate is attached, and not the	e verifies only the identity of the individual who signed the truthfulness, accuracy, or validity of that document.
State of California	)	
County of Los Angeles	)	
On 16, 2015	before me,	Mary Smith, Notary Public
Date personally appeared	Keith Dinwiddie	Here Insert Name and Title of the Officer
		Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(b) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/sho/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

> I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.



Signature

Signature of Notary Public

Place Notary Seal Above

NOTARY PUBLIC . CALIFORNIA

LOS ANGELES COUNTY My Comm Expires JAN 28, 2019

OPTIONAL .

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document	
Title or Type of Document:	Document Date:
Number of Pages: Signer(s) Other Than	Named Above:
Capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
Corporate Officer – Title(s):	Corporate Officer — Title(s):
🗆 Partner 🗔 Limited General	🖾 Partner — 👘 Limited 🛛 🛄 General
Individual     Attorney in Fact	Individual I Attorney in Fact
Trustee Guardian or Conservator	C Trustee C Guardian or Conservator
Other:	C Other:
Signer Is Representing:	Signer Is Representing:
	5 · · · · · · · · · · · · · · · · · · ·

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Direct Inquiries/Claims to:

THE HARTFORD Bond T-4 One Hartford Plaza Hartford, Connecticut 06155 call: 888-266-3488 or fax: 860-757-5835)

Agency Code: 72-183250

#### KNOW ALL PERSONS BY THESE PRESENTS THAT:

Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

naving their nome office in Hartford, Col	nnecticut (hereinafter collectively	referred to as the "Companies") of	to hereby make, constitute and appoint,
up to the amount of Unlimited	2		
Steven L. Brockmeyer,	Keith Dinwiddie,	Barbara Doerning,	Donna M.
Comment Marris Continh Day			

Green, Mary Smith, Ronald C. Wanglin of PASADENA, California

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, 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 August 1, 2009, the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Wesley W. Cowling, Assistant Secretary



ss. Hartford

#### COUNTY OF HARTFORD

On this 12th day of July, 2012, before me personally came M. Ross Fisher, 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 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.



Kathleen T. Maynard

M. Ross Fisher, Vice President

Kathleen T. Maynard Notary Public My Commission Expires July 31, 2016

I, the undersigned, 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 July 16, 2015 Signed and sealed at the City of Hartford.



Gary W. Stumper, Vice President

1. 1. 1.

State of California	
County of Orange	<b>∫</b>
On July 22, 2015 before me, Na	dine Rodriguez, Notary Public
Date	Here Insert Name and Title of the Officer
personally appearedTheodore Haas	S Name(s) of Signer(s)
NADINE RODRIGUEZ Commission # 1974930 Notary Public - California Orange County My Comm. Expires Apr 13, 2016	who proved to me on the basis of satisfactory evidence to be the person(\$) whose name(\$) is/are subscribed to the within instrument and acknowledged to me that he/s/he/t/pey executed the same in his/her/their authorized capacity(iff\$), and that by his/her/their signature(\$) on the instrument the person(\$), or the entity upon behalf of which the person(\$) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.
Place Notary Seal Above	Signature: <u>Madune Kodu gur</u>
Though the information below is not required by	TIONAL I law, it may prove valuable to persons relying on the document I and reattachment of this form to another document.
Description of Attached Document	
Title or Type of Document:	/
Document Date:	Number of Pages:
Signer(s) Other Than Named Above:	
Capacity(ies) Claimed by Signer(s)	
Signer's Name:	
Corporate Officer — Title(s):	
Individual     RIGHT THUMBP     OF SIGNER	R OF SIGNER
Partner — Limited General Top of thumb it Top of thumb it	here Partner — Limited General Top of thumb here
Attorney in Fact	Attorney in Fact
Trustee	Trustee
Guardian or Conservator	Guardian or Conservator
Other:	Other:

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#### **PREMIUM: \$7,361.00**

# HARTFORD FIRE INSURANCE COMPANY One Pointe Drive, Brea, CA 92821

# **CONTINUATION CERTIFICATE/RIDER**

<u>Merchants Landscape Services, Inc.</u> as principal, and <u>Hartford Fire Insurance Company</u> a <u>Connecticut</u> corporation authorized to transact surety business in <u>CA</u>, as Surety, hereby notifies the <u>City of Long Beach</u>, as Obligee, that the above named Principal's Bond No. <u>72BSBGN8847</u> is in force effective June 1, 2015 to <u>May 31, 2016</u> in the amount of <u>\$736,086.00</u> for <u>Amendment No. Two of PA-00413</u>, <u>Contract No. 33259 For Providing</u> <u>Grounds Maintenance Services (BPPR14000003)</u>.

The annual contract amount has been <u>reduced</u> as follows:

- FROM: ONE MILLION THIRTY TWO THOUSAND SEVENTY FIVE AND NO/100 (\$1,032,075.00)
- TO: SEVEN HUNDRED THIRTY SIX THOUSAND EIGHTY SIX AND NO/100 (\$736,086.00)

The aggregate liability of the Surety shall not exceed the amount of this certificate. The liability of the Surety shall not cumulate by reason of this certificate, any future continuation certificate, any change rider, endorsement, modification, new bond, reinstatement, reissue, renewal, replacement, substitution, or any other extension of suretyship.

If this bond is required to be filed with any agency, this certificate shall be void if the Principal does not file this certificate with the required agency within THIRTY (30) days of the effective date of the certificate.

IN WITNESS OF THIS CONTRACT, the Principal and the Surety have affixed their hand and seals this <u>16th</u> day <u>July</u> of 20<u>15</u>.

Merchants Landscape Services, Inc. Hartford Fire Insurance Company PPROVED AS TO FURM KEITH DINWIDDIE Attorney-In-Fact CHARLES PARKIN DEPUTY CITY ATTORNEY

\*\*\*\*\*

CIVIL CODE § 1189

A notary public or other offic document to which this certifi	er completing this certificat cate is attached, and not the	e verifies only the identity of the individual who signed the truthfulness, accuracy, or validity of that document.
State of California County ofLos Angeles	)	
OnJuly 16, 2015	before me, /	Mary Smith, Notary Public
Date personally appeared	Keith Dinwiddie	Here Insert Name and Title of the Officer
		Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

Signature Signature of Notary Public

Place Notary Seal Above

**OPTIONAL** .

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document	
Title or Type of Document:	Document Date:
Number of Pages: Signer(s) Other That	
Capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
Corporate Officer – Title(s):	Corporate Officer - Title(s):
Dertner - DLimited General	Partner – 11 Limited El General
Attorney in Fact	Individual Attorney in Fact
Trustee Guardian or Conservator	Trustee     Il Guardian or Conservator
Other:	Other:
Signer Is Representing:	Signer Is Representing:
	· · ·

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Direct Inquiries/Claims to:

THE HARTFORD Bond T-4 One Hartford Plaza Hartford, Connecticut 06155 call: 888-266-3488 or fax: 860-757-5835)

Agency Code: 72-183250

#### KNOW ALL PERSONS BY THESE PRESENTS THAT:

Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

naving their nome onice in Hantord, Connecticut (nereinanter collectively referred to as the Companies) do nereby make, constitute and appoint,
up to the amount of Unlimited :
Steven L. Brockmeyer, Keith Dinwiddie, Barbara Doerning, Donna M.
Green, Mary Smith, Ronald C. Wanglin of PASADENA California

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, 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 August 1, 2009, the Companies have caused these presents to be signed by its Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Wesley W. Cowling, Assistant Secretary

Hartford

STATE OF CONNECTICUT

> ss.

#### COUNTY OF HARTFORD

On this 12th day of July, 2012, before me personally came M. Ross Fisher, 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 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.



Kathleen T. Maynard

M. Ross Fisher, Vice President

Kathleen T. Maynard Notary Public My Commission Expires July 31, 2016

I, the undersigned, 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 July 16, 2015 Signed and sealed at the City of Hartford.



Gary W. Stumper, Vice President

~ .

State of California	}
County of <u>Orange</u>	J
On July 22, 2015 before me, Nac	tine Rodriguez, Notary Public
personally appeared Theodore Haas	Name(s) of Signer(s)
NADINE RODRIGUEZ Commission # 1974930 Notary Public - California Orange County My Comm. Expires Apr 13, 2016	who proved to me on the basis of satisfactor evidence to be the person(\$) whose name(\$) is/an subscribed to the within instrument and acknowledge to me that he/s/he/they executed the same in his/her/th/eir authorized capacity(i/\$), and that b his/her/th/eir signature(\$) on the instrument the person(\$), or the entity upon behalf of which the person(\$) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal. Signature: Manual Manual Manual Signature of Notary Public
Though the information below is not required by la and could prevent fraudulent removal a Description of Attached Document	aw, it may prove valuable to persons relying on the document and reattachment of this form to another document.
Title or Type of Document:	
	Number of Pages:
Signer(s) Other Than Named Above: Capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
Corporate Officer - Title(s):	
<ul> <li>Individual</li> <li>Partner — Limited General</li> <li>Attorney in Fact</li> <li>Trustee</li> <li>Guardian or Conservator</li> <li>Other:</li> </ul>	OF SIGNER
Signer Is Representing:	Signer Is Representing: