

CITY OF SAN ANTONIO

Issued By: Transportation and Capital Improvements
ID NO.: 35-00085A

Date Issued: March 28, 2018

(010) FORMAL INVITATION FOR BIDS (IFB) to CONTRACT Frank Garrett Community Center HVAC System Upgrades (Re-Bid) #35-00085A

Sealed bids, subject to the Terms and Conditions of this Invitation for Bids and other contract provisions, will be received at the Office of the City Clerk, City Hall, 100 Military Plaza, San Antonio, TX 78205 until 2:00 P.M. CST on Tuesday, April 17, 2018 and publicly read aloud in City Council Chambers at 114 W. Commerce, Municipal Plaza Building. This is the *solicitation deadline*. Bids must be submitted in a sealed envelope and clearly marked with the due date of bid, bidder name, Project Name and ID NO. The City is not responsible for submissions not clearly and appropriately marked. Late submissions will be rejected and returned to bidder. A Non-Mandatory Pre-bid meeting will be held in the Arts and Crafts Room of the Frank Garrett Community Center, 1226 NW 18th St, San Antonio, TX 78207 on Wednesday, April 4, 2018 at 10:00 A.M. **Deadline for questions: 12:00 P.M., April 9, 2018.**

This invitation includes the following Contract Documents:

- | | |
|--|--|
| <input type="checkbox"/> 010 Invitation for Bids and Contract Signature Page | <input type="checkbox"/> 060 Supplemental Conditions |
| <input type="checkbox"/> 020 Bid Form | <input type="checkbox"/> 075 Performance Bond |
| <input type="checkbox"/> 040 Standard Instructions to Respondent | <input type="checkbox"/> 076 Payment Bond |
| <input type="checkbox"/> 041 Certificate of Interested Parties (TEC Form 1295) | <input type="checkbox"/> 081 General Conditions for Construction Contracts |
| <input type="checkbox"/> 050.01 SBEDA Guidelines | <input type="checkbox"/> Wage Decision |
| | <input type="checkbox"/> Subcontractor/Supplier Commitment Form |
| | <i>*Determined off of base bid*</i> |

The City of San Antonio point of contact for all questions regarding the solicitation is Manuel G. Garcia and can be reached at manuel.g.garcia@sanantonio.gov. Plans, Specifications and Special Conditions are available at no cost on the City's website along with the solicitation. Changes to Plans, Specifications and Special Conditions will be included in an addendum and will be posted on the web at <http://www.sanantonio.gov/purchasing/biddingcontract/opportunities.aspx> along with this solicitation. Bidder understands and agrees that bidder is responsible for obtaining addenda and adhering to all requirements in addenda. City is not responsible for incorrect information obtained through other sources.

The following documents (fully completed and with original signatures) constitute the required information to be submitted as a part of the bid proposal:

****Bid Documents must contain "Legal Name of Company" as listed by the Texas Secretary of State Registry****

- | | |
|--|---|
| <input type="checkbox"/> 010 Invitation for Bids and Contract Signature Page | <input type="checkbox"/> Subcontractor/Supplier Commitment Form |
| <input type="checkbox"/> 020 Bid Form | <input type="checkbox"/> Signed Addenda Acknowledgement Forms |
| <input type="checkbox"/> Bid Bond | <input type="checkbox"/> Form 1295 with Certification Number, Date Filed, & Notarized |
| | <input type="checkbox"/> Proof of "Active" registration with the Texas Secretary of State Registry (website: www.sos.state.tx.us) |

It is understood and agreed that the work is to be substantially completed on or before 120 calendar days. This project does not include hazardous environmental work. This project requires 0 project sign(s).

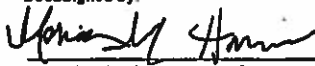
Small Business Economic Development Advocacy (SBEDA) Program Compliance – Respondents shall meet the subcontracting requirements as stated on 050.01 Form and on the *Subcontractor/Supplier Commitment Form* posted with this solicitation on the City's website.

Wage Decision – Respondent shall meet the prevailing wage rate requirements established for this contract and shall reference the wage decision posted with this solicitation on the City's website.

The undersigned, by his/her signature, represents that he/she is authorized to bind the bidder to fully comply with Contract Documents for the amount(s) shown on the accompanying bid sheet(s). The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the City. The undersigned certifies all prices contained in this bid have been carefully checked and are submitted as correct and final. The bidder by submitting this bid and signing below, acknowledges that he/she has received & read the entire Bid and Contract document and agrees to be bound by the terms therein, has received all Addenda, and agrees to the terms, conditions, and requirements of the bidder's bid proposal and all documents listed in the tables above and the enabling Ordinance and associated documentation that form the entire Contract upon approval by the City Council.

Official Name of Company (legal): Accu-Aire Mechanical LLC.

DocuSigned by:



4/17/18

Signer's Name: Monica M. Harris

Original Signature of Person Authorized to Sign Bid/Contract

Date

(Please Print or Type)

CITY OF SAN ANTONIO

Project Name: Frank Garrett Community Center HVAC System Upgrades (Re-Bid)
ID NO.: 35-00085A

Date Issued: March 28, 2018
Page 1 of 2

The estimated construction budget for this contract is \$768,286

020 BID FORM

Accu-Aire Mechanical LLC.

Legal Name of Company (print)

I. BASE BID

Total Amount of Base Bid (Insert Amount in Words and Numbers):

Six Hundred and ninety-eight thousand, Two-hundred and ninety-three dollars and zero cents \$ 698,293.00
(UTILIZATION PLAN SHOULD BE DETERMINED FROM THE BASE BID)

II. ALTERNATES

Amount of each Alternates (if applicable) insert in Numbers:

Additive Alternate #1 - Gym air handler replacement AHU-18 and AHU-19.

Total Amount of Bid for Additive Alternate #1 (Insert Amount in Words and Numbers):

One hundred and one thousand, five hundred and twenty-three dollars and zero cents \$ 101,523.00
Additive Alternate #2 - Abandoned piping removal above ceiling and in crawl space.

Total Amount of Bid for Additive Alternate #2 (Insert Amount in Words and Numbers):

Thirteen thousand fifty-six dollars and zero cents \$ 13,056.00

Additive Alternate #3 - Existing ductwork to be cleaned.

Total Amount of Bid for Additive Alternate #3 (Insert Amount in Words and Numbers):

twenty-six thousand one hundred fifty-four dollars and zero cents \$ 26,154.00

Additive Alternate #4 - HVAC Controls System Replacement.

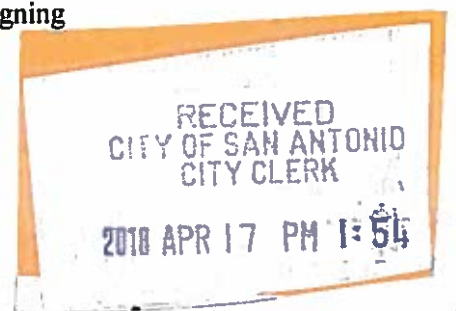
Total Amount of Bid for Additive Alternate #4 (Insert Amount in Words and Numbers):

Eighty-three thousand, eight hundred and fifty-four dollars and zero cents \$ 83,854

Monica M. Harris
Person Authorized to Sign Bid/Contract (Print)

President
Title of Person Signing

203251514
Tax Id No.



ID NO.: 35-00085A

Page 2 of 2

1441 S. WW White Rd.
Address

(210) 648-7377
Fax No.

San Antonio, Tx, 78220
City, State and Zip Code

Local Headquarters
 Local Branch Office (Check one)

(210) 455-9003
Telephone No.

mharris@accuaironline.com
E-mail Address

Name of the proposed Project Manager: Mark Lane

Name of the proposed Site Superintendent: Victor Vasquez

BID BOND

Conforms with The American Institute of Architects, A.I.A. Document No. A-310

KNOW ALL BY THESE PRESENTS, that we, Accu-Aire Mechanical, LLC
1441 S VVW White Rd. San Antonio, TX 78220

_____ as Principal, hereinafter called the Principal, and the
The Guarantee Company of North America, USA, of
One Towne Square, Suite 1470 Southfield, MI 48076, a corporation duly organized under the laws of
the State of Michigan, as Surety, hereinafter called the Surety, are held and firmly bound unto
San Antonio Independent School District as Obligee, hereinafter called the Obligee, in the sum
of 5% of the amount bid including alternates

Dollars (\$ _____), for the payment of which sum well and truly to be made, the said Principal and the
said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these
presents.

WHEREAS, the Principal has submitted a bid for _____
Frank Garrett Community Center HVAC System Upgrades

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the
Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract
Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor
and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give
bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount
specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the
Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 17th day of April, 2018.

Accu-Aire Mechanical, LLC (Seal)
[Signature] Principal
2856099E9585408
Title

The Guarantee Company of North America, USA
By [Signature]
Sharon Brickman, Attorney-in-Fact

The Fedell Group
5005 Rockside Rd., Suite 500
Independence, OH 44131
216-328-8080





The Guarantee Company of North America USA
Southfield, Michigan

POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That THE GUARANTEE COMPANY OF NORTH AMERICA USA, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

Scott Liplak, Kevin S. Keller, Sharon Brickman, Pam L. Kennedy, Lisa M Jennings
The Fedell Group

Its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of THE GUARANTEE COMPANY OF NORTH AMERICA USA at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, THE GUARANTEE COMPANY OF NORTH AMERICA USA has caused this Instrument to be signed and its corporate seal to be affixed by its authorized officer, this 2nd day of October, 2015.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

STATE OF MICHIGAN
County of Oakland

Stephen C. Ruschak, President & Chief Operating Officer

Randall Musselman, Secretary

On this 2nd day of October, 2015 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of



Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2018
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

I, Randall Musselman, Secretary of THE GUARANTEE COMPANY OF NORTH AMERICA USA, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by THE GUARANTEE COMPANY OF NORTH AMERICA USA, which is still in full force and effect.



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 17th day of April, 2018

Randall Musselman, Secretary

THE GUARANTEE COMPANY OF NORTH AMERICA USA
Home Office, Southfield, Michigan
STATUTORY BALANCE SHEET
December 31, 2017

ASSETS

Cash and Short-Term Investments	\$ 78,963,167
Marketable Securities	144,488,213
Premium and Agents Balances (under 90 days)	4,351,703
Reinsurance Receivable on paid losses	419,972
Accrued Interest and Dividends	1,129,133
Net Deferred Tax Asset	537,875
Other Assets	<u>637,702</u>
Total Admitted Assets	<u><u>\$230,527,765</u></u>

LIABILITIES

Reserve for Losses and Loss Adjustment Expenses	\$ 8,727,339
Unearned Premium Reserve	19,582,956
Accrued Expenses	3,281,062
Ceded Reinsurance Premiums Payable	1,091,893
Taxes, Licenses and Fees Payable	255,235
Federal Income Tax Payable	313,424
Funds Held	6,762,987
Other Liabilities	<u>562,521</u>
Total Liabilities	<u><u>\$ 40,577,417</u></u>

CAPITAL AND SURPLUS

Common Stock and Paid-In Capital	\$144,020,970
Surplus	<u>45,929,378</u>
Total Policyholders' Surplus	<u><u>\$189,950,348</u></u>
Total Liabilities, Capital and Surplus	<u><u>\$230,527,765</u></u>

State of Michigan
County of Oakland

Stephen C. Ruschak being duly sworn, says: That he is the President & COO of The Guarantee Company of North America USA; that said company is a corporation duly organized, existing, and engaged in business as a surety by virtue of the laws of the State of Michigan, and has duly complied with all the requirements of the laws of said state applicable to said company and is duly qualified to act as surety under such laws; that said company has also complied with and is duly qualified to act as surety under the Act of Congress of July 30, 1947, as amended (6 U.S.C. 6-13); that the foregoing is a full, true and correct statement of the financial condition of said company on the 31st day of December 2017.

Sworn to before me this 5th day of March 2018.

Cynthia A. Takai
Notary

Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2024
Acting In Oakland County



Stephen C. Ruschak, President & COO



City of San Antonio Subcontractor/Supplier Utilization Commitment Form

Solicitation Name: *Frank Garrett Community Center HVAC System Upgrades*

Respondent Name:

Please acknowledge the statements below by initialing the box:

- In responding to this solicitation, I hereby affirm my firm's commitment to meet the subcontracting requirement(s) indicated in the solicitation.
- I understand a Minority/Women Business Enterprise (M/WBE) subcontracting goal of **twenty-five percent (25%)** applies to this solicitation .
- I understand that for a Prime or Subcontractor to count toward a City required subcontracting goal(s), the Prime or Subcontractor must be SBEDA eligible and have the same certification(s) as the City required subcontracting goal(s).
- I understand that to be SBEDA eligible, a Prime or Subcontractor must be certified as a Small Business Enterprise (SBE) through the South Central Texas Regional Certification Agency (www.SCTRCA.org) **AND** they must be headquartered or have a significant business presence in the San Antonio Metropolitan Statistical Area.
- I understand that absent a Subcontracting Goal-Waiver approved by the Small Business Office, failure to include a completed, signed copy of this Commitment Form to satisfy the subcontracting goal(s) for this solicitation will render this response **NON-RESPONSIVE**.
- I understand my firm is required to submit the Change to Utilization Plan to CITY on a quarterly basis based on the SBO's job order, on-call, and/or indefinite delivery contracts reporting schedule resulting from this solicitation (except for the last quarter of this contract term, during which my firm shall submit for each accepted task order).
- I understand in the absence of a waiver granted by the SBO, the failure of firm to attain these subcontracting goals for S/M/WBE firm participation in the performance of a Commercially Useful Function under the terms of its contract shall be a material breach and subject to penalties and/or sanctions available under the terms of this Agreement for violations of the SBEDA Ordinance, or under any other law.

Prime Contractor's Authorized Agent:

Name:

Sign and Date:
2856099E95BB466...

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Accu-Aire Mechanical LLC.
San Antonio, TX United States

Certificate Number:
2018-339490

Date Filed:
04/16/2018

Date Acknowledged:

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

City of San Antonio

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

35-00085A
HVAC

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Harris, Monica	San Antonio, TX United States	X	

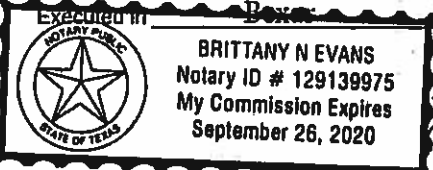
5 Check only if there is NO Interested Party.

6 UNSWORN DECLARATION

My name is Monica M. Harris, and my date of birth is _____.

My address is 1441 S. WW White Rd., San Antonio, Tx, 78220, US.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.



Executed in _____ County, State of Texas, on the 17 day of April, 2018.
(month) (year)

DocuSigned by:
Monica M Harris
2856099E95BB468...
Signature of authorized agent of contracting business entity (Declarant)



Franchise Tax Account Status

As of : 04/17/2018 10:36:12

This Page is Not Sufficient for Filings with the Secretary of State

ACCU - AIRE MECHANICAL, LLC	
Texas Taxpayer Number	12032515145
Mailing Address	PO BOX 200266 SAN ANTONIO, TX 78220-0266
Right to Transact Business in Texas	ACTIVE
State of Formation	TX
Effective SOS Registration Date	07/14/2005
Texas SOS File Number	0800518565
Registered Agent Name	MONICA HARRIS
Registered Office Street Address	1441 S WW WHITE RD SAN ANTONIO, TX 78220

BID BOND

Conforms with The American Institute of
Architects, A.I.A. Document No. A-310

KNOW ALL BY THESE PRESENTS, that we, Accu-Aire Mechanical, LLC

1441 S WW White Rd. San Antonio, TX 78220

_____ as Principal, hereinafter called the Principal, and the
The Guarantee Company of North America, USA, of
One Towne Square, Suite 1470 Southfield, MI 48076, a corporation duly organized under the laws of
the State of Michigan, as Surety, hereinafter called the Surety, are held and firmly bound unto
San Antonio Independent School District as Obligee, hereinafter called the Obligee, in the sum
of 5% of the amount bid including alternates

Dollars (\$ _____), for the payment of which sum well and truly to be made, the said Principal and the
said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these
presents.

WHEREAS, the Principal has submitted a bid for _____

Frank Garrett Community Center HVAC System Upgrades

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the
Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract
Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor
and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give
bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount
specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the
Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 17th day of April, 2018.

Accu-Aire Mechanical, LLC (Seal)

Principal

Title

The Guarantee Company of North America, USA

By 

Sharon Brickman,

Attorney-in-Fact

The Fedeli Group
5005 Rockside Rd., Suite 500
Independence, OH 44131
216-328-8080



The Guarantee Company of North America USA
Southfield, Michigan

POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That THE GUARANTEE COMPANY OF NORTH AMERICA USA, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

Scott Liptak, Kevin S. Keller, Sharon Brickman, Pam L. Kennedy, Lisa M Jennings
The Fedeli Group

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of THE GUARANTEE COMPANY OF NORTH AMERICA USA at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, It is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, THE GUARANTEE COMPANY OF NORTH AMERICA USA has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 2nd day of October, 2015.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

STATE OF MICHIGAN
County of Oakland

Stephen C. Ruschak, President & Chief Operating Officer

Randall Musselman, Secretary

On this 2nd day of October, 2015 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of



Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2018
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

I, Randall Musselman, Secretary of THE GUARANTEE COMPANY OF NORTH AMERICA USA, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by THE GUARANTEE COMPANY OF NORTH AMERICA USA, which is still in full force and effect.



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 17th day of April 2018

Randall Musselman, Secretary

THE GUARANTEE COMPANY OF NORTH AMERICA USA
Home Office, Southfield, Michigan
STATUTORY BALANCE SHEET
December 31, 2017

ASSETS

Cash and Short-Term Investments	\$ 78,963,167
Marketable Securities	144,488,213
Premium and Agents Balances (under 90 days)	4,351,703
Reinsurance Receivable on paid losses	419,972
Accrued Interest and Dividends	1,129,133
Net Deferred Tax Asset	537,875
Other Assets	<u>637,702</u>
Total Admitted Assets	<u>\$230,527,765</u>

LIABILITIES

Reserve for Losses and Loss Adjustment Expenses	\$ 8,727,339
Unearned Premium Reserve	19,582,956
Accrued Expenses	3,281,062
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Federal Income Tax Payable	313,424
Funds Held	6,762,987
Other Liabilities	<u>562,521</u>
Total Liabilities	<u>\$ 40,577,417</u>

CAPITAL AND SURPLUS

Common Stock and Paid-In Capital	\$144,020,970
Surplus	<u>45,929,378</u>
Total Policyholders' Surplus	<u>\$189,950,348</u>
Total Liabilities, Capital and Surplus	<u>\$230,527,765</u>

State of Michigan
County of Oakland

Stephen C. Ruschak being duly sworn, says: That he is the President & COO of The Guarantee Company of North America USA; that said company is a corporation duly organized, existing, and engaged in business as a surety by virtue of the laws of the State of Michigan, and has duly complied with all the requirements of the laws of said state applicable to said company and is duly qualified to act as surety under such laws; that said company has also complied with and is duly qualified to act as surety under the Act of Congress of July 30, 1947, as amended (6 U.S.C. 6-13); that the foregoing is a full, true and correct statement of the financial condition of said company on the 31st day of December 2017.

Sworn to before me this 5th day of March 2018.

Cynthia A. Takai
Notary
Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2024
Acting in Oakland County



Stephen C. Ruschak, President & COO