County of Kane

Office of County Board Kane County Government Center



Karen McConnaughay Chairman 630-232-5930



719 Batavia Avenue Geneva, Illinois 60134 Fax 630-232-9188

DOCUMENT VET SHEET

for

Karen McConnaughay Chairman, Kane County Board

Name of Document:	Contract and Contract Bond with Preform Traffic Control for		
	Paint Pavement Marking, Kane Co. Sec. #12-00000-06-GM		
Submitted by:	Linda Haines		
Date Submitted:	March 12, 2012		
Examined by:	Pat Jaeger (Print name) (Signature)		
•	<u>03-16-,2012</u> (Date)		
Post on Web:	Yes No Atty. Initials		
Comments:			
Chairman signed:	$\frac{1}{\text{Yes}} \text{ No} \qquad \frac{1}{\text{(Date)}}$		
Document returned	to:		



Contract

1. THIS AGREEMENT,	made and concluded the	10	oth day o	f	April, 2012	
between the	County	of	,	,	Month and Year Kane	
acting by and through its	Count	y Board		known as	the party of the first part, and	
PREFORM TRAFFIC C	ONTROL SYSTEMS, LT	ΓD	his/their exec	cutors, administra	ators, successors or assigns,	
known as the party of the se	econd part.					
to be made and performed presents, the party of the s the work, furnish all mater	d by the party of the first second part agrees with sials and all labor necess	part, an said part sary to c	d according to the first property of the first property omplete the first property of th	to the terms expoart at his/their own work in accorda	oned in the Proposal hereto attach oressed in the Bond referring to the own proper cost and expense to do nce with the plans and specification in requirements of the Engineer und	ese o all ions
And it is also underst	ood and agreed that the l	Notice to	Contractors,	Special Provisio	ns, Proposal and Contract Bond	
hereto attached, and the Pl	ans for Section		***************************************	12-00000-06-0	GM	
inK	ane County	·	, approved t	y the Departme	nt of Transportation of the	
State of Illinois		are ess	ential docume	ents of this contra	act and are a part hereof.	
	Date	•			,	
4. IN WITNESS WHEF	REOF, The said parties ha	ave exec	uted these pr	esents on the da	te above mentioned.	
Attest:		The	County	of	Kane	
(Seal)	Clerk	By CF	nairman, County	•	orthe First Part	
					Corporation)	
		By _	rate Name	M.	AFFIC CONTROL SYSTEMS, LTD. Party of the Second Part	<u>)</u> .
		'	ariouty IVI. Count	John, President	raity offine decord rait	
				(If a Co	-Partnership)	
Attest:						
Michael J. Carey, Secretary/Theasu)	_	Part	ners doing Busin	ess under the firm name of	
		_		Party of	the Second Part	
				(If an	individual)	
				Party of	fthe Second Part	



Contract Bond

Route

TRIP	LICATE		County <u>Kane</u> Local Agency Kane	
				0000-06-GM
			Bond No. 586798	997
We, PREFORM TRAFFIC CONTROL SYSTEMS, LTD				
625 RICHARD LANE, ELK GROVE, ILLINOIS 60007 PHONE: 847-718-0041 FAX: 847-718-0049				
a/an)	☐ Individual	☐ Co-partnership	■ Corporation organized under the laws of the State of	ILLINOIS .
as PRI	NCIPAL, and	WESTERN S	URETY COMPANY	
P.O. BOX 5077, SIOUX FALLS, SD 57177-5077 as SURETY,				
are held and firmly bound unto the above Local Agency (hereafter referred to as "LA") in the penal sum of Four Hundred Forty-Two Thousand Five Hundred Twenty Six and 81/100				
United	States. well ar	nd truly to be paid unto	Dollars (\$442,526.81), lawful money of the

WHEREAS THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH that, the said Principal has entered into a written contract with the LA acting through its awarding authority for the construction of work on the above section, which contract is hereby referred to and made a part hereof, as if written herein at length, and whereby the said Principal has promised and agreed to perform said work in accordance with the terms of said contract, and has promised to pay all sums of money due for any labor, materials, apparatus, fixtures or machinery furnished to such Principal for the purpose of performing such work and has further agreed to pay all direct and indirect damages to any person, firm, company or corporation suffered or sustained on account of the performance of such work during the time thereof and until such work is completed and accepted; and has further agreed that this bond shall inure to the benefit of any person, firm, company or corporation to whom any money may be due from the Principal, subcontractor or otherwise for any such labor, materials, apparatus, fixtures or machinery so furnished and that suit may be maintained on such bond by any such person, firm, company or corporation for the recovery of any such money.

administrators, successors, jointly to pay to the LA this sum under the conditions of this instrument.

NOW THEREFORE, if the said Principal shall well and truly perform said work in accordance with the terms of said contract, and shall pay all sums of money due or to become due for any labor, materials, apparatus, fixtures or machinery furnished to him for the purpose of constructing such work, and shall commence and complete the work within the time prescribed in said contract, and shall pay and discharge all damages, direct and indirect, that may be suffered or sustained on account of such work during the time of the performance thereof and until the said work shall have been accepted, and shall hold the LA and its awarding authority harmless on account of any such damages and shall in all respects fully and faithfully comply with all the provisions, conditions and requirements of said contract, then this obligation to be void; otherwise to remain in full force and effect.

IN TESTIMONY WHEREOF, the said PRINCIPAL and the sa signed by their respective officers this10th	day of April A.D2012_
	PRINCIPAL
Preform Traffic Control Systems, Ltd.	
(Company Name)	(Company Name)
By: Timothy M. Campion (Signature Stitle) President	By: (Signature & Title)
Timothy M. Campion (Signature & Title) President	Attest:
Michael J. Carey (Signature & Title)Secretary/Treasur	
STATE OF IL	
COUNTY OF Cook	<u>.</u>
I, Mille M. Day	, a Notary Public in and for said county, do hereby certify that
Timothy M. Campion and Michael J. Carey	
·	
·	dividuals signing on behalf or PRINCIPAL) The persons whose names are subscribed to the foregoing instrument on behalf
instrument as their free and voluntary act for the use Given under my hand and notarial seal this My commission expires May 1, 2012	rson and acknowledged respectively, that they signed and delivered said ses and purposes therein set forth. 10th day of April A.D. O POPIC I A L S E A.D. O POP
	SURETY
Western Surety Company	By: Will To Line URE TY COL
(Name of Surety)	William T. Krumm (Signature of Attorney-in-Fatty 0.0)
STATE OF IL	EN (SEAL)
COUNTY OF Dupage	
I, Joan B. Ward	, a Notary Public in and for said county, do hereby certify that
William T. Krumm	
(Insert names of in	ndividuals signing on behalf or SURETY)
of SURETY, appeared before me this day in person instrument as their free and voluntary act for the use	
Given under my hand and notarial seal this	Sanarawarawarawarawarawarawarawarawarawar
My commission expires October 29, 2013	JOAN B. WARD Notary Bublic JOAN B. WARD (SEAL)
\mathcal{C}	Joan B. Ward Notary Public NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:10/29/13
Approved this 10TH day of A	PRIL , A.D. 2012
Attest:	TO THE RESIDENCE OF THE PARTY O
rittoot.	COUNTY OF KANE
	(Awarding Authority)
JOHN A. CUNNINGHAM, COUNTY CL	erk NOZE-McGnulanos
	COUNTY BOARD (Chairman/Mayor/President)

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

	VVI	ıllıam I. Krum	:#11
of Itasca		IL	its true and lawful Attorney(s)-in-Fact with full powe
and authority hereby conferred to sig nature	n, seal and execute for and	d on its behalf bor	nds, undertakings and other obligatory instruments of similar
Surety Bond Number: 58679897 Principal: Preform Traffic Contro Obligee: Kane County Departme Amount of Bond: See Bond Form			
and to bind it thereby as fully and to the acts of said Attorney, pursuant to			e signed by a duly authorized officer of the corporation and alled and confirmed.
This Power of Attorney is made indicated, by the shareholders of the	•	and by authority o	of the By-Law printed on the reverse hereof, duly adopted, as
In Witness Whereof, WESTER corporate seal to be hereto affixed on			e presents to be signed by its Senior Vice President and its stember 2006 WESTERN SURETY COMPANY Paul T. Bruflat, Senior Vice President
State of South Dakota County of Minnehaha			
who, being by me duly sworn, did dependent of WESTERN SURETY corporation; that the seal affixed to the	pose and say: that he resid COMPANY described in a ne said instrument is such (les in the City of Sand which execute corporate seal; the hereto pursuant to sea seals and the seals are seals are seals and the seals are seals	

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this ______ day of _______ April______, 2012



Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.