

RESOLUTION NO. 023 (2026/2027)

**A RESOLUTION ACCEPTING FINAL COMPLETION FOR THE TRUNKLINE
MANHOLE REHABILITATION PROJECT**

WHEREAS, the City Council of the City of Nevada, Iowa, entered into contract with Orchard, Inc. to complete manhole repairs on April 28, 2026; and

WHEREAS, the project was completed on July 21, 2026, by the Contractor, and inspected by City staff and WHKS; and

WHEREAS, the completed total contract price is \$153,710.00; and

WHEREAS, WHKS & Co. and City staff have found that this project has been completed in substantial conformance with the contract documents and recommend acceptance of the work completed. The Statement of Final Completion and Owner's Acceptance of Work is submitted for execution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEVADA, IOWA, that:

1. Trunkline Manhole Rehabilitation Project has been completed in conformance with the construction documents and is hereby accepted; and the Statement of Final Completion and Owner's Acceptance of Work be approved and executed by the Mayor.
2. In accordance with Iowa Code, the final retainage should be paid after a 30-day period to allow potential claims to be filed. Upon acceptance for the project by the City and the 30-day period, payment should be made to Orchard, Inc. for the final project retainage. This 30-day period is complete as of 9/9/2026 and therefore, retainage can be paid.

RESOLVED this 10th of August, 2026, by the City Council of the City of Nevada, Iowa.

Ryan Condon, Mayor

ATTEST:

Erin Mousel, City Clerk

1421 South Bell, Suite 103
Ames, IA 50010-7710
Phone: 515.663.9997
Email: ames@whks.com
Website: www.whks.com



July 28, 2026

Honorable Mayor and Council Members
City of Nevada
Nevada, Iowa 50201

Dear Mayor and Council Members:

I hereby certify the **Nevada Trunkline Manhole Rehabilitation** project was completed in an acceptable manner by **Orchard, Inc.**, of Grimes, Iowa, in the amount of **\$153,710.00**.

Sincerely,

WHKS & co.

A handwritten signature in blue ink, appearing to read "John Joiner", is written over the company name.

John Joiner, P.E.
Project Manager

cc: Jordan Cook, City Administrator
Erin Mousel, City Clerk
Derek Thomas, PE; WHKS

**STATEMENT OF FINAL COMPLETION
AND
OWNER'S ACCEPTANCE OF WORK**

PROJECT: 2026 Sanitary Sewer Mahole Rehabilitation – Nevada Trunkline Sewer

OWNER: City of Nevada, Iowa; 1209 6th St, Nevada, IA 50201

ENGINEER: WHKS & Co; 1421 S Bell Ave, Suite 103, Ames, Iowa 50010

CONTRACTOR: Orchard, Inc; 400NW Sunset Lane, Grimes, Iowa 50111

I, the undersigned Engineer of the above referenced project, do hereby state that:

1. The construction provided pursuant to the Contract Documents, including all approved amendments and Change Orders, hereafter called the Work between the Owner and Contractor has been completed and to the best of my knowledge and belief, is in substantial compliance with the provisions of the Contract Documents.
2. The **four-year guarantee and maintenance** requirement of the contract, secured by the Performance and Maintenance bond, shall become effective as of the Final Completion date of **July 21, 2026**.
3. The final payment authorized hereto and made a part thereof is a complete and accurate summary of the Work performed in accordance with the Contract Documents.
4. The **total cost** of the Work as completed is One hundred fifty-three thousand, seven hundred ten and 00/100 Dollars (**\$153,710.00**).

I recommend, under the provisions of the Contract Documents, that the Work be accepted and that the final payment be made.

WHKS & Co:

By: _____



John C. Joiner, P.E.

07/27/2026

Date

Accepted by Orchard, Inc:

By: _____



Owner

Date: 8/4/24

Accepted by City of Nevada:

By: _____

Mayor

Date: _____

 AIA® Document G707™ – 1994

Consent of Surety to Final Payment

PROJECT: *(Name and address)*

Nevada Trunkline Manhole Rehabilitation,
Nevada, IA

TO OWNER: *(Name and address)*

City of Nevada
1209 6th Street
Nevada, IA 50201

ARCHITECT'S PROJECT NUMBER:

OWNER ☒

CONTRACT FOR:

ARCHITECT ☐

Bond No. 8057230

CONTRACTOR ☒

CONTRACT DATED:

SURETY ☒

April 27, 2026

OTHER ☐

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

Amerisure Mutual Insurance Company
26777 Halstead Road
Farmington Hills, MI 48331

, SURETY,

on bond of

(Insert name and address of Contractor)

Orchard, Inc.
400 NW Sunset Lane
Grimes, IA 50111

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve
the Surety of any of its obligations to
(Insert name and address of Owner)

City of Nevada
1209 6th Street
Nevada, IA 50201

, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: August 3rd, 2026
(Insert in writing the month followed by the numeric date and year.)

Amerisure Mutual Insurance Company

(Surety)


(Signature of authorized representative)

Lukas Schroder, Attorney-In-Fact

(Printed name and title)

Attest:
(Seal)



AMERISURE MUTUAL INSURANCE COMPANY
AMERISURE INSURANCE COMPANY
AMERISURE PARTNERS INSURANCE COMPANY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Amerisure Mutual Insurance Company, Amerisure Insurance Company and Amerisure Partners Insurance Company are corporations duly organized under the laws of the State of Michigan (herein collectively the "Companies"), and that the Companies do hereby make, constitute and appoint:

LUKAS SCHRODER, KURT FELLER, ROBERT KOLLSMITH, AUSTIN NAUMAN,

JASON SMITH, JAMES SMITH, DORA B. STEVENS, DEBORAH KLING, TIMOTHY FOLEY

AIDAN HENRY, MASON STICKNEY, LAURI MENOUGH, CHRISTY RITCHIE AND CINDY BLAND

of TrueNorth Companies, LC, its true and lawful Attorney(s)-in Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge, for and on its behalf and as its act and deed, bonds or others writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts or suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

ONE HUNDRED MILLION (\$100,000,000.00) DOLLARS

This Power of Attorney is granted and signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of Amerisure Mutual Insurance Company, Amerisure Insurance Company and Amerisure Partners Insurance Company at meetings duly called and held on February 17, 2022.

"RESOLVED, that any two of the President & Chief Executive Officer, the Chief Financial Officer & Treasurer, the Senior Vice President Surety, the Vice President Surety, or the General Counsel & Corporate Secretary be, and each or any of them hereby is authorized to execute, a Power of Attorney qualifying the attorney-in-fact named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that President & Chief Executive Officer, Chief Financial Officer & Treasurer or General Counsel & Corporate Secretary each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company;

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto electronically/digitally or by facsimile, and any such Power of Attorney or certificate bearing such electronic/digital or facsimile signatures or electronic/digital or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached;

FURTHER RESOLVED, that any work carried out by the attorney-in-fact pursuant to this resolution shall be valid and binding upon the Company."



By:

Michael A. Ito, Senior Vice President Surety

By:

Aaron Green, Vice President Surety



IN WITNESS WHEREOF, Amerisure Mutual Insurance Company, Amerisure Insurance Company and Amerisure Partners Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 21st day of April, 2026.

Amerisure Mutual Insurance Company
Amerisure Insurance Company
Amerisure Partners Insurance Company

State of Michigan
County of Oakland

On this 21st day of April, 2026, before me, a Notary Public personally appeared Michael A. Ito, of Amerisure Mutual Insurance Company, Amerisure Insurance Company and Amerisure Partners Insurance Company and Aaron Green of Amerisure Mutual Insurance Company, Amerisure Insurance Company and Amerisure Partners Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



KAY L. AIRTION
My Commission Expires
August 16, 2031
County of Livingston
Acting in the County of OAKLAND

Kay L. Airtion
Kay Airtion, Notary Public

I, Christopher M. Spaude, the duly elected Chief Financial Officer & Treasurer of Amerisure Mutual Insurance Company, Amerisure Insurance Company and Amerisure Partners Insurance Company, do hereby certify and attest that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Companies, which remains in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 3rd day of August, 2026.

Christopher M. Spaude

Christopher M. Spaude, Chief Financial Officer & Treasurer