

**CITY COUNCIL**

**The City of Orange Township, New Jersey**

**DATE** March 7, 2023

**NUMBER** 122-2023

**TITLE:**

**A RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF ORANGE TOWNSHIP AUTHORIZING A RELEASE OF A PERFORMANCE BOND TOTALING \$51,689.13, PROVIDED BY 164 MAIN LLC IN CONNECTION WITH CONSTRUCTION OF A CONVENIENCE STORE AND FUEL FILLING STATION AT BLOCK 2903, LOT 1, COMMONLY KNOWN AS 164 SOUTH MAIN STREET, ORANGE, NEW JERSEY.**

**WHEREAS**, 164 MAIN LLC (“Owner”) posted a performance bond totaling \$51,689.13 (“Performance Bond”) in connection with construction of a convenience store and fuel filling station located at Block 2903, Lot 1 on the official tax maps of the City of Orange Township (“City”), commonly known as 164 South Main Street, Orange, New Jersey (“Property”); and,

**WHEREAS**, the Performance Bond was received by the City’s Department of Finance; and,

**WHEREAS**, Remington & Vernick Engineers (“City Engineers”) inspected the Property and found the bonded improvements in satisfactory condition; and,

**WHEREAS**, based on the inspections, the City Engineers recommend that the City release the Performance Bond to the Owner; and,

**WHEREAS**, the Owner submitted a 2-year public facilities maintenance guarantee in the amount of \$4,417.20 as recommended by the City Engineer as a condition for release of the Performance Bond.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Orange Township, that the proper officers of the City are hereby authorized and directed to release the Performance Bond, totaling \$51,689.13 to the Owner with respect to the Property.

Adopted: **March 7, 2023**

\_\_\_\_\_  
Joyce L. Lanier  
City Clerk

\_\_\_\_\_  
Tency A. Eason  
Council President



A-M-Eason



**REMINGTON  
& VERNICK  
ENGINEERS**

One Harmon Plaza, Suite 600  
Secaucus, NJ 07094  
O: (201) 624-2137  
F: (201) 624-2136

January 25, 2023

Ms. Laquana T. Best, Director of Planning & Economic Development  
City of Orange Township  
29 North Day Street  
Orange, New Jersey 07050

**Re: City of Orange Township  
Wawa  
164 Main Street (Block 2903, Lot 1)  
Final Certificate of Occupancy  
RVE No. 0717-I-011**

Dear Ms. Best:

We have conducted an inspection of the improvements at the above-captioned project. Based upon our investigation, our office has no objection to the issuance of a Final Certificate of Occupancy for the subject structure.

Should you have any questions, please do not hesitate to contact Mr. Derek Dorrah of our office at (201) 624-2137 ext. 1195.

Sincerely,

**REMINGTON & VERNICK ENGINEERS, INC.**

Joseph P. Barbadoro, PE  
Project Manager & Engineer

Cc: Christopher Hartwyk, Business Administrator  
Marty Mayes, Director of Public Works & Engineering  
Ellie Serrano, Department of Public Works  
Paul Arthur, Construction Official ([parthur@orangenj.gov](mailto:parthur@orangenj.gov))  
Gracia Robert Montilus, City Attorney  
Derek Dorrah, RVE  
Joe Mongelli, RVE



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& VERNICK  
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One Harmon Plaza, Suite 600  
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January 25, 2023

Mr. Adrian O. Mapp, Director of Finance/QPA  
City of Orange Township  
29 North Day Street  
Orange, New Jersey 07050

**Re: City of Orange Township  
Wawa  
164 S. Main Street (Block 1201, Lot 1)  
Performance Guarantee Release  
RVE No. 0717 I 011**

Dear Mr. Mapp:

Upon the request of the Applicant, Remington & Vernick Engineers made the necessary inspection of the above-captioned project to assess the status of the bonded improvements for the purposes of a Performance Guarantee release. Based on our investigation, we found the bonded improvements to be in satisfactory condition and have no objections to the release of the following performance guarantees:

Public Facilities Performance Guarantee	\$29,448.00
Safety and Stabilization Bond	\$22,241.13

The release of the bond and performance guarantees should be subject to the following requirements:

1. Payment of all current charges for professional services.
2. Posting of a two-year public facilities maintenance guarantee in the amount of \$4,417.20
3. Review and approval of all documents by the Township Attorney.

Should the Committee act favorably on the Applicant's request, please forward copies of the approving resolution to the Applicant, Construction Code Official, Chief Financial Officer, and this office.

Should you have any questions, please do not hesitate to contact Mr. Derek Dorrah of our office at (201) 624-2137 ext. 1195.

Sincerely,

**REMINGTON & VERNICK ENGINEERS, INC.**



**Joseph P. Barbadoro, PE**  
**Project Manager & Engineer**

**Cc: Christophper Hartwyk, Business Administrator**  
**Nile Clements, CFO**  
**Marty Mayes, Director of Public Works & Engineering**  
**Laquana Best, Director of Planning & Economic Development**

**Remington & Vernick Engineers**

**COST ESTIMATE**

DATE 25-Jan-23

CITY OF ORANGE TOWNSHIP  
 WAWA  
 164 SOUTH MAIN STREET  
 BLOCK 2903, LOT 1

TWP. NO.:  
 FIN. NO.:  
 R&V NO.: 07171011

QTY	UNIT	ITEM	UNIT COST	PRICE	% COMPLETE	AMOUNT REMAINING	GUARANTEE TYPE
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**SOIL EROSION & SEDIMENT CONTROL**

1300	LF	Silt Fence	\$2.50	\$3,250.00	100%	\$0.00	
8	UNIT	Collar/Stone Inlet Protection	\$150.00	\$1,200.00	100%	\$0.00	
1	UNIT	Construction Entrance	\$1,500.00	\$1,500.00	100%	\$0.00	

**PAVING & CONCRETE**

3115	SY	1.5" Bituminous Surface Course-1	\$10.50	\$32,707.50	100%	\$0.00	
660	SY	4" Dense Graded Aggregate	\$10.00	\$6,600.00	100%	\$0.00	
4518	SY	6" Dense Graded Aggregate	\$12.00	\$54,216.00	100%	\$0.00	
393	SY	4" Concrete Sidewalk	\$69.00	\$27,117.00	100%	\$0.00	
267	SY	4" Concrete Sidewalk-Reinforced	\$73.00	\$19,491.00	100%	\$0.00	
1403	SY	6" Concrete Sidewalk-Reinforced	\$81.00	\$113,643.00	100%	\$0.00	
303	SY	8" Concrete Sidewalk-Reinforced	\$90.00	\$27,270.00	100%	\$0.00	
909	LF	9"x18" Concrete Curbing (Private)	\$30.00	\$27,270.00	100%	\$0.00	
246	LF	9"x18" Concrete Curbing (Public)	\$30.00	\$7,380.00	100%	\$0.00	Public
11	UNIT	Handicap Ramp, including curb (Public)	\$1,560.00	\$17,160.00	100%	\$0.00	Public
1828	LF	Curb Removal	\$6.00	\$10,968.00	100%	\$0.00	
393	SY	Sidewalk Removal	\$12.00	\$4,716.00	100%	\$0.00	
3488	SY	Pavement Removal	\$10.00	\$34,880.00	100%	\$0.00	

**STORM SEWER**

172	LF	15" RCP, Class III	\$70.00	\$12,040.00	100%	\$0.00	
41	LF	18" RCP, Class III	\$80.00	\$3,280.00	100%	\$0.00	
412	LF	15" High Density Polyethylene Pipe (Solid)	\$70.00	\$28,840.00	100%	\$0.00	
8	UNIT	Roof Drain Cleanout	\$202.00	\$1,616.00	100%	\$0.00	
307	LF	Roof Drain (8" PVC)	\$23.00	\$7,061.00	100%	\$0.00	
139	LF	Roof Drain (10" PVC)	\$29.00	\$4,611.00	100%	\$0.00	
411	CY	3/4" Clean Stone	\$29.00	\$11,919.00	100%	\$0.00	
1	UNIT	Yard Inlet	\$144.00	\$144.00	100%	\$0.00	

**STORM SEWER STRUCTURES**

4	UNIT	Type B Inlet (0'-6" Depth)	\$4,500.00	\$18,000.00	100%	\$0.00	
1	UNIT	Type B Inlet (6'-8" Depth)	\$5,000.00	\$5,000.00	100%	\$0.00	
2	UNIT	Type B Inlet (8'-10" Depth)	\$5,400.00	\$10,800.00	100%	\$0.00	

**SANITARY SEWER**

35	LF	4" PVC 0'-7" Deep	\$42.00	\$1,470.00	100%	\$0.00	
186	LF	6" PVC 0'-7" Deep	\$46.00	\$8,556.00	100%	\$0.00	
5	UNIT	4" Sanitary Cleanout (in pavement w/casting)	\$489.00	\$2,445.00	100%	\$0.00	
5	TON	3/4" Clean Stone	\$58.00	\$290.00	100%	\$0.00	
1	UNIT	1500 Gal Grease Trap	\$17,500.00	\$17,500.00	100%	\$0.00	

**WATER MAIN**

450	LF	2" Type K' Copper Tubing	\$38.00	\$17,100.00	100%	\$0.00	
210	LF	3/4" PVC Hose Line	\$36.00	\$7,560.00	100%	\$0.00	
1	UNIT	Utility Vault	\$950.00	\$5,550.00	100%	\$0.00	

**PLANTING**

**Remington & Vernick Engineers**

**COST ESTIMATE**

DATE 25-Jan-23

CITY OF ORANGE TOWNSHIP  
 WAWA  
 164 SOUTH MAIN STREET  
 BLOCK 2903, LOT 1

TWP. NO.:  
 FIN. NO.:  
 R&V NO.: 07171011

QTY	UNIT	ITEM	UNIT COST	PRICE	% COMPLETE	AMOUNT REMAINING	GUARANTEE TYPE
3	UNIT	Evergreen Tree (Private)	\$350.00	\$1,050.00	100%	\$0.00	
7	UNIT	Shade Tree (Private)	\$500.00	\$3,500.00	100%	\$0.00	
146	UNIT	Shrubs (Private)	\$50.00	\$7,300.00	100%	\$0.00	
38	UNIT	Perennials/Daylilies/Liriope	\$20.00	\$760.00	100%	\$0.00	
32	UNIT	Ornamental Grasses	\$20.00	\$640.00	100%	\$0.00	
799	SY	4" Topsoil	\$5.00	\$3,995.00	100%	\$0.00	
799	SY	Fertilizer/Sod	\$10.00	\$7,990.00	100%	\$0.00	
407	SY	Mulch, 4"	\$4.00	\$1,628.00	100%	\$0.00	

**LIGHTING**

9	UNIT	LED Pole Mounted Light	\$2,650.00	\$23,850.00	100%	\$0.00	
7	UNIT	LED Wall Mounted Light	\$450.00	\$3,150.00	100%	\$0.00	
27	UNIT	LED Canopy Light	\$575.00	\$15,525.00	100%	\$0.00	

**MISCELLANEOUS**

60	UNIT	Bollards	\$345.00	\$20,700.00	100%	\$0.00	
2	UNIT	Handicap Parking Signs w/Van Access	\$288.00	\$576.00	100%	\$0.00	
10	UNIT	Traffic Control Signs	\$288.00	\$2,880.00	100%	\$0.00	
1	UNIT	Masonry Trash Enclosure	\$4,025.00	\$4,025.00	100%	\$0.00	
1789	LF	Traffic Stripes, Long Life Epoxy Resin, 4" Wide	\$2.00	\$3,578.00	100%	\$0.00	
118	LF	Traffic Stripes, Long Life Epoxy Resin, 6" Wide	\$3.00	\$354.00	100%	\$0.00	
85	LF	Traffic Stripes, Thermoplastic, 24" wide	\$20.00	\$1,700.00	100%	\$0.00	
17	UNIT	Pavement Markings, Symbols	\$58.00	\$986.00	100%	\$0.00	
2	UNIT	Handicap Stall (Symbols & Striping)	\$350.00	\$700.00	100%	\$0.00	

**TOTALS**

	ORIGINAL	
SUBTOTAL CONSTRUCTION COST:	\$658,037.50	\$0.00
20% CONTINGENCIES:	\$131,607.50	\$0.00
TOTAL CONSTRUCTION COST:	\$789,645.00	\$0.00
5% INSPECTION ESCROW:	\$32,901.88	\$0.00

(Based on the greater of \$500.00 or 5% of the construction cost pursuant to NJSA 40:55D-53.h)

<b>Guarantees:</b>			
<b>Public</b>	Public Facilities Performance Guarantee	\$29,448.00	\$0.00
	Public Facilities Maintenance Guarantee	\$4,417.20	\$4,417.20
<b>Buffer</b>	Landscape Buffering Performance Guarantee	\$0.00	\$0.00
	Landscape Buffer Maintenance Guarantee	\$0.00	\$0.00
<b>Safety</b>	Safety & Stabilization Guarantee	\$22,241.13	\$0.00
<b>Storm</b>	Stormwater Maintenance Guarantee	\$0.00	\$0.00
<b>TCO</b>	TCO Required Item Guarantee	\$0.00	\$0.00

(Based on the greater of \$500.00 or 5% of the construction cost pursuant to NJSA 40:55D-53.h)

REV. 8-01

This Estimate Of The Costs Of Improvements Has Been Prepared Pursuant To Section 40:55D-53.4 Of The Municipal Land Use Law And Is Based On Documented Construction Cost For Public Improvements Which Prevail In The Vicinity Of The Municipality



**REMINGTON  
& VERNICK  
ENGINEERS**

The Presidential Center, Lincoln Building  
Suite 600, 101 Route 130  
Cinnaminson, NJ 08077  
O: (856) 303-1245  
F: (856) 303-1249

May 28, 2021

Ms. Laquana T. Best, Director of Planning & Economic Development  
City of Orange Township  
29 North Day Street  
Orange, New Jersey 07050

**Re: City of Orange Township  
Wawa  
164 South Main Street (Block 2903, Lot 1)  
Performance Bond & Escrow Estimates  
RVE No. 0717-I-011**

Dear Ms. Best:

For your information, I am enclosing a copy of the cost estimate for the proposed improvements for the above referenced project which conform to the recent change to the Municipal Land Use Law. The following amounts are to be posted:

Public Facilities Performance Guarantee	\$29,448.00
Landscape Buffer Performance Guarantee	\$0.00
Safety and Stabilization Bond	\$22,239.63
Street Lighting Guarantee*	\$0.00
Maintenance Guarantee (Public Facilities)	\$4,417.20
Landscape Buffer Maintenance Guarantee	\$0.00
Stormwater Management Maintenance Guarantee	\$0.00
Engineering Inspection Escrow**	\$32,899.38

\*May be released when paid contract to utility company is provided.

\*\*\$500.00 minimum, 5% of total Construction Cost

The Public Facilities Performance, Landscape Buffer Performance, Safety and Stabilization and Street Lighting Guarantees must be secured prior to the filing of the subdivision plats, signing of site development plans and/or the issuance of permits.

The Engineering Inspection Escrow must be posted in conformance to the M.L.U.L. prior to the issuance of permits and/or start of any work on the site.

The Maintenance Guarantees must be posted prior to the acceptance of any finished work.

Currently our information indicates that the developer/applicant for this project is 164 Main LLC, 45 Academy Street, 5<sup>th</sup> Floor, Newark, NJ 07102.

Page 2  
City of Orange Township  
May 20, 2021

If this information is incorrect, please have the applicant notify our office in writing as soon as possible of the correct address to which copies of our invoices should be sent. **The M.L.U.L. requires the applicant to notify the municipality and the engineer of any changes in ownership of a project.**

The developer must notify our Inspection Department, Senior Inspector, Hasson Shipman for (856) 303-1245, at least three (3) working days in advance of starting work on the site in order to arrange for a preconstruction meeting.

If you have any questions, please do not hesitate to call.

Sincerely,

**REMINGTON & VERNICK ENGINEERS**



K. Wendell Bibbs, P.E., C.M.E  
Executive Vice President

CC: Christopher Hartwyk, Business Administrator  
Nile Clements, CFO  
Marty Mayes, Director of Public Works & Engineering  
Ellie Serrano, Department of Public Works  
Joe Alesso, 164 Main LLC, Applicant  
Joe Barbadoro, RVE



# Remington & Vernick Engineers

## COST ESTIMATE

20-May-21

CITY OF ORANGE TOWNSHIP  
 WAWA  
 164 SOUTH MAIN STREET  
 BLOCK 2903, LOT 1

07171011

QTY	UNIT	ITEM	UNIT COST	PRICE	GUARANTEE TYPE
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### SOIL EROSION & SEDIMENT CONTROL

1300	LF	Silt Fence	\$2.50	\$3,250.00	
8	UNIT	Collar/Stone Inlet Protection	\$150.00	\$1,200.00	
1	UNIT	Construction Entrance	\$1,500.00	\$1,500.00	

### PAVING & CONCRETE

3115	SY	2" Bituminous Surface Course-1	\$10.50	\$32,707.50	
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### STORM SEWER

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1	UNIT	Yard Inlet	\$144.00	\$144.00	

### STORM SEWER STRUCTURES

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1	UNIT	Type B Inlet (6'-8' Depth)	\$5,000.00	\$5,000.00	
2	UNIT	Type B Inlet (8'-10' Depth)	\$5,400.00	\$10,800.00	

### SANITARY SEWER

# Remington & Vernick Engineers

## COST ESTIMATE

20-May-21

CITY OF ORANGE TOWNSHIP  
 WAWA  
 164 SOUTH MAIN STREET  
 BLOCK 2903, LOT 1

07171011

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## WATER MAIN

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## PLANTING

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## LIGHTING

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## MISCELLANEOUS

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85	LF	Traffic Stripes, Thermoplastic, 24" wide	\$20.00	\$1,700.00	
17	UNIT	Pavement Markings, Symbols	\$58.00	\$986.00	
2	UNIT	Handicap Stall (Symbol & Striping)	\$350.00	\$700.00	

**Remington & Vernick Engineers**

**COST ESTIMATE**

20-May-21

**CITY OF ORANGE TOWNSHIP  
WAWA  
164 SOUTH MAIN STREET  
BLOCK 2903, LOT 1**

07171011

QTY	UNIT	ITEM	UNIT COST	PRICE	GUARANTEE TYPE
-----	------	------	-----------	-------	----------------

**TOTALS**

SUBTOTAL CONSTRUCTION COST:	\$657,987.50
20% CONTINGENCIES:	\$131,597.50
<b>TOTAL CONSTRUCTION COST:</b>	<b>\$789,585.00</b>
5% INSPECTION ESCROW:	\$32,899.38

(Based on the greater of \$500.00 or 5% of the construction cost pursuant to NJSA 40:55D-53.h)

**Guarantees:**

<b>Public</b>	Public Facilities Performance Guarantee	\$29,448.00
	Public Facilities Maintenance Guarantee	\$4,417.20
<b>Buffer</b>	Landscape Buffering Performance Guarantee	\$0.00
	Landscape Buffer Maintenance Guarantee	\$0.00
<b>Safety</b>	Safety & Stabilization Guarantee	\$22,239.63
<b>Storm</b>	Stormwater Management Maintenance Guarantee	\$0.00
<b>TCO</b>	TCO Required Item Guarantee	\$0.00

(Based on the greater of \$500.00 or 5% of the construction cost pursuant to NJSA 40:55D-53.h)

REV.8-01

This Estimate Of The Costs Of Improvements Has Been Prepared Pursuant To Section 40:55D-53.4 Of The Municipal Land Use Law And Is Based On Documented Construction Cost For Public Improvements Which Prevail In The Vicinity Of The Municipality

Bond By:JP  
Reduction By:  
Estimate # 1 , Date: 5-20-21

# PLANNING BOARD

The City of Orange Township  
New Jersey



Date 11/30/2020

Case No. 20-04

## TITLE: RESOLUTION OF MEMORIALIZATION

**Applicant: Paramount Assets LLC for 164 Main LLC  
Preliminary & Final Site Plan Approval with Design Waiver**

**WHEREAS**, 164 Main LLC ("Applicant") filed an application with the Planning Board ("Board") of the City of Orange Township ("City") with respect to Block 2903, Lot 1 on the City's official tax maps, commonly known as 164 South Main Street ("Property"), for preliminary and final site plan approval to demolish the existing commercial structure on the site and construct a 5,051 square foot Wawa retail convenience store with fueling service, signs and related site improvements; and,

**WHEREAS**, the Property is located within the Main Street Redevelopment Area ("Redevelopment Area"), which is governed by the Main Street Redevelopment Plan, Mixed Use High Density District Area B ("Redevelopment Plan"); and,

**WHEREAS**, the Applicant presented proof that, at least 10 days prior to the date scheduled for the hearing on this application, adequate notice of this application was published in an official newspaper and served on neighboring property owners within 200 feet of the Property in accordance with applicable law; and,

**WHEREAS**, the application reviewed by the Board comprised the following documents:

<u>Document Title</u>	<u>Date</u>
Application for Development	February 17, 2020
Zoning Board of Adjustment Denial Letter	July 11, 2017
Planning Review Memorandum from Gerard M. Haizel, PP, AICP of Nishuane Group LLC	April 10, 2020
Completeness & Technical Review #1 for 164 South Main Street, Block 2903 Lot 1, dated, prepared by Richard Wostbrock, PE, CME of CP Professional Services	March 12, 2020
Completeness & Technical Review #2 for 164 South Main Street, Block 2903 Lot 1, dated, prepared by Richard Wostbrock, PE, CME of CP Professional Services	April 14, 2020
Signed and Sealed Site Plans (16 sheets) titled "Preliminary and Final Major Site Plan for Wawa, Block 2903, Lot 1, Township of City of Orange, Essex County, New Jersey", prepared by Michael F. Gallagher, P.E., of Maser Consulting P.A.	August 21, 2019 (revised March 26, 2020)

<u>Document Title</u>	<u>Date</u>
"Topographic Survey of Property, Tax Lot 1 – Block 2903, 164 Main Street, City of Orange, Essex County, New Jersey", prepared by Marc J. Cifone, P.L.S., of Lakeland Surveying Inc.	June 5, 2018
"Traffic Impact Statement for Wawa" prepared by Dolan & Dean Consulting Engineers LLC	April 8, 2019
"Stormwater Management Report" prepared by Maser Consulting P.A.	April 2019
Architectural renderings titled "Wawa W50 v/2018.01 – Store #8455" and "Wawa Gas Canopy Stacked 6 w/ 3 Kiosks – Trash Compound March17-R – Store #8455", prepared by Richard W. Luke, R.A. of Cuhaci & Peterson Architects	February 19, 2020

**WHEREAS**, the Applicant requested a design waiver to permit curb opening widths of 35', 45', and 60' on Windsor Place, Hickory Street and South Main Street, respectively, where 25' maximum is permitted; and,

**WHEREAS**, a public hearing was held on this application in an open, live, in-person session on October 28, 2020, with Joseph Paparo, Esq., of Porzio Bromberg & Newman PC, presenting the application to the Board on behalf of the Applicant; and,

**WHEREAS**, the Board heard testimony from the Applicant's professionals, specifically Applicant's Site Engineer and Traffic Engineer, as well as from the Board Engineer, and also heard comments from various members of the public in relation to the application; and,

**WHEREAS**, the Board, in an open, live, in-person session on October 28, 2020, voted to grant the Application for Preliminary and Final Site Plan Approval and design waiver, with certain conditions as reflected in the findings set forth below; and,

**WHEREAS**, after careful consideration of all evidence, the Board finds and concludes that: the Applicant's proposed development is permitted as a conditional use satisfying all conditions in accordance with the Redevelopment Plan, and that the design waiver requested by the Applicant and listed above may be granted; the Applicant has met the requisite negative and positive criteria necessary to grant the requested design waiver; the design waiver permitting curb opening widths of 35', 45', and 60' on Windsor Place, Hickory Street and South Main Street, respectively, will advance the purposes of zoning and can be granted without substantial detriment to the public good, the Redevelopment Plan or the Master Plan and the benefits associated with the granting of the variance will outweigh any possible detriments; and, the design waiver may be granted without substantial adverse impact on the surrounding area; and,

**WHEREAS**, this Resolution incorporates by reference all discussions, exhibits and testimony presented at the hearing on October 28, 2020, as if set forth at length herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING BOARD OF THE CITY OF ORANGE TOWNSHIP** that this Resolution of Memorialization be, and hereby is, adopted and that the application for Preliminary and Final Site Plan Approval with design waiver is hereby granted, subject to the following conditions:

1. All of the recitals hereinabove set forth are incorporated herein by reference.

2. To the extent not already satisfied, Applicant shall comply with all conditions of Richard Wostbrock, PE, CME, Board Engineer, as reflected in his March 12, 2020, report as updated on April 14, 2020, as agreed to by the Applicant on the record, and such conditions shall be incorporated by reference herein and shall be considered to be conditions of approval.

3. To the extent not already satisfied, Applicant shall comply with the conditions of Gerard M. Haizel, PP, AICP, Board Planner, as reflected in his April 10, 2020, report as agreed to by the Applicant on the record, and such conditions shall be incorporated by reference herein and shall be considered to be conditions of approval.

4. The Site Plan shall be updated to reflect all changes agreed to at the hearing and the Board Professionals' reports, if any.

5. All other State, County, and Municipal regulatory agency reviews that may be necessary must be obtained.

6. No construction permits of any type shall be issued by the Construction Code Official of the City of Orange Township until all Board escrow fees have been paid, a Resolution of Approval has been memorialized and appropriately signed by the Board, and the Construction Code Official has received final plans appropriately signed by the Board Chairman, Board Secretary, and Board Engineer.

7. Pursuant to the provisions of *N.J.S.A. 40:55D-39* and *N.J.S.A. 40:55D-65*, the Applicant shall provide proof that no taxes or assessments for local improvements are due on the Property.

8. Prior to initiation of construction activities, the Applicant shall provide inspection escrow funds in accordance with City Code § 210-56 for fees associated with engineering construction inspection of the project.

**[REMAINDER OF PAGE INTENTIONALLY BLANK]**

**Motion to Approve Site Plan**

Motion Date: October 28, 2020

M	2d	Member		AYE	NAY	N/V	N/P
<input type="checkbox"/>	<input type="checkbox"/>	HOLMES, Dwight	Board Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	JONES, Antoinette	Board Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	WARREN, Hon. Dwayne D.	Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	EASON, Hon. Tency A.	Councilmember	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	MOBLEY, Christopher		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	ONYIUKE, Callistus		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	FAUSTIN, Enock		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	(VACANT)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	(VACANT)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

M: Motion  
 2d: Second  
 N/V: No Vote  
 (Abstain/Excused)  
 N/P: Not Present

Vote Totals: **6** **0** **0** **3**  Approved  Rejected

**Motion to Approve Resolution**

Motion Date: November 30, 2020

M	2d	Member		AYE	NAY	N/V	N/P
<input type="checkbox"/>	<input type="checkbox"/>	HOLMES, Dwight	Board Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	JONES, Antoinette	Board Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	WARREN, Hon. Dwayne D.	Mayor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	EASON, Hon. Tency A.	Councilmember	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	MOBLEY, Christopher		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	ONYIUKE, Callistus		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	FAUSTIN, Enock		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	BENNETT, Sharanda		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	(VACANT)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

M: Motion  
 2d: Second  
 N/V: No Vote  
 (Abstain/Excused)  
 N/P: Not Present

Vote Totals: **6** **0** **2** **1**  Approved  Rejected

I hereby certify the foregoing Resolution was adopted by the Planning Board of the City of Orange Township at its meeting on November 30, 2020, and that said resolution memorializes the action of the Planning Board taken at its meeting on October 28, 2020.

Dwight Holmes  
 \_\_\_\_\_  
 Dwight Holmes  
 Planning Board Chair

**Laquana Best**

\_\_\_\_\_  
 Laquana Best  
 Planning Board Secretary

Approved as to form and legality:

**Aaron Mizrahi**

\_\_\_\_\_  
 Aaron Mizrahi, Esq.  
 Acting Planning Board Attorney

Signature: Dwight Holmes  
Dwight Holmes (Dec 1, 2020 12:16 EST)

Email: [dwithholmes78@yahoo.com](mailto:dwithholmes78@yahoo.com)

Signature: Aaron Murahi  
Aaron Murahi (Dec 1, 2020 12:52 EST)

Email: [amizrahi@orangenj.gov](mailto:amizrahi@orangenj.gov)

Signature: Laura Best  
Laura Best (Dec 1, 2020 12:54 EST)

Email: [Lbest@orangenj.gov](mailto:Lbest@orangenj.gov)





**SUBDIVISION BOND**

AMOUNT: \$ 22,239.63

BOND NO. 0771709

KNOW ALL MEN BY THESE PRESENTS: THAT WE, 164 Main, LLC

45 Academy Street, 5th Floor, Newark, NJ 07102

as Principal, and Harco National Insurance Company, a Illinois corporation authorized to do business in the State of New Jersey with its main bonding office at 4200 Six Forks Rd, Suite 1400, Raleigh, NC as Surety, are held and firmly bound unto the City of Orange Township as Obligee, in the full and just sum of Twenty Two Thousand Two Hundred Thirty Nine & 63/100 DOLLARS (\$ 22,239.63) lawful money of the United States, to the payment of which sum, well and truly to be made, the Principal and the Surety bind themselves, their successors and assigns, jointly and severally, firmly by these presents.

SIGNED, SEALED AND DATED THIS 7th day of June, 20 21

WHEREAS, the Principal has entered into an agreement with the City of Orange Township as Obligee, guaranteeing that the principal will construct, install and complete the improvements

at certain land known as, "Safety & Stabilization - Block 2903 - Lot 1 - RVE No. 0717-011" all of which improvements

shall be maintained and completed on or before June 7th, 2023.

NOW, THEREFORE THE CONDITION OF THIS OBLIGATION IS SUCH, THAT IF THE principal shall carry out all the terms of said agreement and perform all the work as set forth therein, all within the time set forth in said agreement, then this obligation shall be null and void; otherwise to remain in full force and effect. FURTHERMORE, the rights of the Obligee hereunder are exclusive to it and the surety shall have no obligation hereunder to any person or entity other than the named Obligee herein. The rights of such Obligee are not assignable.

164 Main, LLC

Witness : \_\_\_\_\_

PRINCIPAL: \_\_\_\_\_

BY: \_\_\_\_\_

Witness : [Signature]

Harco National Insurance Company  
BY: [Signature]  
Rebecca Swan Attorney-in-Fact

Individual Acknowledgement

State of \_\_\_\_\_ } ss.  
County of \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came

\_\_\_\_\_ to be known, and known to me to be the individual described in and who executed the foregoing instrument, and acknowledged to me that he executed the same

My commission expires \_\_\_\_\_ Notary Public

Firm Acknowledgement

State of \_\_\_\_\_ } ss.  
County of \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came

\_\_\_\_\_ to be known to me

to be a member of the firm of \_\_\_\_\_ described in and who executed the foregoing instrument, and he thereupon acknowledged to me that he executed the same as and for the act and deed of said firm.

My commission expires \_\_\_\_\_ Notary Public

Corporation Acknowledgement

State of \_\_\_\_\_ } ss.  
County of \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came

\_\_\_\_\_ to be known to me

who being by me duly sworn, did depose and say that he is the \_\_\_\_\_

of \_\_\_\_\_ the corporation described in and which executed the above instrument that he knows the seal of said corporation, the the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

My commission expires \_\_\_\_\_ Notary Public

Surety Acknowledgement

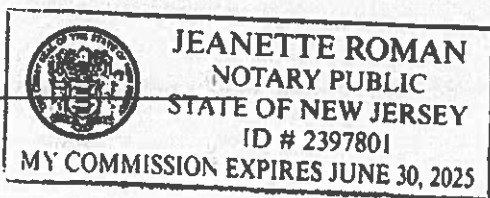
State of New Jersey } ss.  
County of Essex

On this 7<sup>th</sup> day of June, 2021, before me personally came

Rebecca Swan to be known, who, being by me duly sworn, did depose and say that

he is attorney-in-fact of Harco National Insurance Company the corporation described in and which executed the above instrument; that he knows the corporate seal of said corporation, that the seal affixed to the within instrument is such corporate seal, and that he signed the said instrument and affixed the said seal as Attorney-in-Fact by authority of the Board of Directors of said corporation and by authority of this office under the Standing Resolutions thereof.

My commission expires \_\_\_\_\_



Jeanette Roman  
Notary Public

**NEW JERSEY SURETY DISCLOSURE STATEMENT AND CERTIFICATE**

pursuant to N.J.S.A. 2A:44-143

(for use when surety has a Certificate from the U.S. Department of the Treasury in accordance with 31 U.S.C. s9305)

HARCO NATIONAL INSURANCE COMPANY surety on the attached bond hereby certifies the following:

(1) The surety meets the applicable capital and surplus requirement of R.S. 17:17-6 as of the surety's most current annual filing with the New Jersey Department of Insurance.

(2) The capital and surplus, as determined in accordance with the applicable laws of this State, of the surety participating in the issuance of the attached bond is in the following amounts as of the calendar year ended December 31, 2019, which amounts have been certified by Johnson Lambert LLP, 4242 Six Forks Road, Suite 1500, Raleigh, NC 27609, and are included in the Annual Statement on file with the New Jersey Department of Banking and Insurance, 201 West State Street, Trenton, New Jersey.

HARCO NATIONAL INSURANCE COMPANY

POLICYHOLDERS' SURPLUS at December 31, 2019	806,585,751
DEDUCTIONS for investment in Subsidiary	108,481,555
POLICYHOLDERS' SURPLUS ALLOWED	698,084,196

(3) With respect to each surety participating in the issuance of the attached bond that has received from the United States Department of the Treasury a certificate of authority pursuant to 31 U.S.C.s9305, the underwriting limitation established therein on July 1, 2019 is as follows:

HARCO NATIONAL INSURANCE COMPANY	57,274,000
----------------------------------	------------

(4) The amount of the bond to which this statement and certification is attached is \$ 22,239.63

(5) If, by virtue of one or more contracts of reinsurance, the amount of the bond indicated under item (4) above exceeds the total underwriting limitation of all sureties on the bond as set forth in item (3) above, then for each such contract of reinsurance:

(a) The name and address of the reinsurer under that contract if applicable, and the amount of that reinsurer's participation in the contract is: N/A

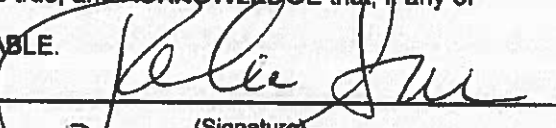
(b) Each surety that is party to any such contract of reinsurance certifies that each reinsurer listed under item (5) (a) satisfies the credit for reinsurance requirement established under P.L. 1993, c.243 (c.17:51B-1 et seq.) and any applicable regulations in effect as of the date on which the bond to which this statement and certification is attached shall have been filed with the appropriate public agency.

**CERTIFICATE**

(to be completed by an authorized certifying Agent or Attorney-in-Fact for each surety on the bond)

Rebecca Swan as Attorney-in-Fact for Harco National Insurance Company

an insurance company domiciled in the State of Illinois, DO HEREBY CERTIFY that, to the best of my knowledge, the foregoing statements made by me are true, and ACKNOWLEDGE that, if any of those statements made by me are false, this bond is VOIDABLE.

  
(Signature)  
Rebecca Swan  
(Printed Name)  
Attorney-in-Fact  
(Title)  
6.7.2021  
(Date)

**HARCO NATIONAL INSURANCE COMPANY**  
1701 GOLF ROAD, SUITE 1-600, ROLLING MEADOWS, IL 60008

**STATEMENT OF ASSETS, LIABILITIES, SURPLUS AND OTHER FUNDS**  
**AT DECEMBER 31, 2020**

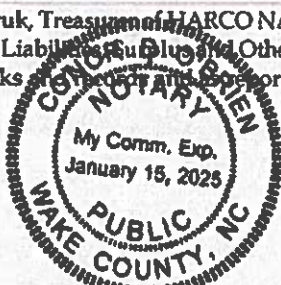
ASSETS

Bonds (Amortized Value) . . . . .	\$97,647,952
Stocks (Preferred Stocks) . . . . .	4,687,175
Stocks (Common Stocks) . . . . .	817,906,534
Cash, Bank Deposits & Short Term Investments . . . . .	47,123,738
Other Invested Assets . . . . .	15,101,626
Unpaid Premiums & Assumed Balances . . . . .	175,152,948
Deferred Premiums, Agents Balances & Installments booked . . . . .	30,894,886
Reinsurance Recoverable from Reinsurers . . . . .	45,151,643
Reinsurance - Funds Held by or deposited with reinsured companies . . . . .	6,874,534
Current Federal & Foreign Income Tax Recoverable & Interest . . . . .	0
Investment Income Due and Accrued . . . . .	1,137,118
Receivables from Parent Subsidiaries & Affiliates . . . . .	9,477,956
Other Assets . . . . .	3,203,261
<b>TOTAL ASSETS . . . . .</b>	<b><u>\$1,254,359,371</u></b>

LIABILITIES, SURPLUS & OTHER FUNDS

Losses (Reported Losses Net as to Reinsurance Ceded and Incurred But Not Reported Losses) . . . . .	\$143,768,470
Reinsurance payable on paid losses & loss adjustment expense . . . . .	13,625,897
Loss Adjustment Expenses . . . . .	33,948,777
Commissions Payable, Contingent Commissions & Other Similar Charges . . . . .	8,362,981
Other Expenses (Excluding Taxes, Licenses and Fees) . . . . .	615,501
Taxes, Licenses & Fees (Excluding Federal Income Tax) . . . . .	2,999,990
Current federal and foreign income taxes . . . . .	625,084
Net Deferred Tax Liability . . . . .	9,247,541
Unearned Premiums . . . . .	115,882,069
Advance Premium . . . . .	296,536
Ceded Reinsurance Premiums Payable . . . . .	88,051,007
Funds held by Company under reinsurance treaties . . . . .	13,600,566
Amounts Withheld by Company for Account of Others . . . . .	45,835,854
Payable to Parent Subsidiaries & Affiliates . . . . .	4,231,049
Other Liabilities . . . . .	<u>77,841</u>
<b>TOTAL LIABILITIES . . . . .</b>	<b><u>\$481,169,164</u></b>
Common Capital Stock . . . . .	\$3,500,004
Gross Paid-in & Contributed Surplus . . . . .	670,781,834
Unassigned Funds (Surplus) . . . . .	<u>92,537,882</u>
Surplus as Regards Policyholders . . . . .	<u>\$766,819,720</u>
<b>TOTAL LIABILITIES, SURPLUS &amp; OTHER FUNDS . . . . .</b>	<b><u>\$1,247,988,884</u></b>

I, John Mruk, Treasurer of HARCO NATIONAL INSURANCE COMPANY, certify that the foregoing is a fair statement of Assets, Liabilities, Surplus and Other Funds of this Company, at the close of business, December 31, 2020, as reflected by its books and records and as reported in its statement on file with the Insurance Department of the State of Illinois.



IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the Company, this 26<sup>th</sup> day of February, 2021.  
HARCO NATIONAL INSURANCE COMPANY

*J. M. Mruk*

SIGNED AND SWORN to before me on this 24<sup>th</sup> day of February, 2021.

*Court D. Coz*  
NOTARY PUBLIC, STATE OF North Carolina

**POWER OF ATTORNEY**  
**HARCO NATIONAL INSURANCE COMPANY**  
**INTERNATIONAL FIDELITY INSURANCE COMPANY**

Bond # 0771710

Member companies of IAT Insurance Group, Headquartered: 702 Oberlin Road, Raleigh, North Carolina 27605

**KNOW ALL MEN BY THESE PRESENTS:** That HARCO NATIONAL INSURANCE COMPANY, a corporation organized and existing under the laws of the State of Illinois, and INTERNATIONAL FIDELITY INSURANCE COMPANY, a corporation organized and existing under the laws of the State of New Jersey, and having their principal offices located respectively in the cities of Rolling Meadows, Illinois and Newark, New Jersey, do hereby constitute and appoint

ROBERT HARKINS, CHERYL ISBILL, REBECCA SWAN, DONNA GARRISON, STEPHANIE VENUTI, LINDSAY ODDI

Newark, NJ

their 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, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 13th day of December, 2018 and by the Board of Directors of HARCO NATIONAL INSURANCE COMPANY at a meeting held on the 13th day of December, 2018.

"RESOLVED, that (1) the Chief Executive Officer, President, Executive Vice President, Senior Vice President, Vice President, or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation, and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY have each executed and attested these presents on this 31st day of December, 2019



STATE OF NEW JERSEY  
County of Essex

Kenneth Chapman

Executive Vice President, Harco National Insurance Company  
and International Fidelity Insurance Company

STATE OF ILLINOIS  
County of Cook



On this 31st day of December, 2019, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.



IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

Shirelle A. Outley a Notary Public of New Jersey  
My Commission Expires April 4, 2023

**CERTIFICATION**

I, the undersigned officer of HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand on this day, June 07, 2021

Irene Martins, Assistant Secretary



**SUBDIVISION BOND**

AMOUNT: \$ 29,448.00

BOND NO. 0771710

KNOW ALL MEN BY THESE PRESENTS: THAT WE, 164 Main, LLC

45 Academy Street, 5th Floor, Newark, NJ 07102

as Principal, and Harco National Insurance Company, a Illinois corporation authorized to do business in the State of New Jersey with its main bonding office at 4200 Six Forks Rd, Suite 1400, Raleigh, NC as Surety, are held and firmly bound unto the City of Orange Township as Obligee, in the full and just sum of Twenty Nine Thousand Four Hundred Forty Eight & 00/100 DOLLARS (\$ 29,448.00) lawful money of the United States, to the payment of which sum, well and truly to be made, the Principal and the Surety bind themselves, their successors and assigns, jointly and severally, firmly by these presents.

SIGNED, SEALED AND DATED THIS 7th day of June, 20 21

WHEREAS, the Principal has entered into an agreement with the City of Orange Township as Obligee, guaranteeing that the principal will construct, install and complete the improvements

at certain land known as, " Public Facilities - Block 2003 - Lot 1 RVE NO 0717-4-011 " all of which improvements

shall be maintained and completed on or before June 7th, 2023.

NOW, THEREFORE THE CONDITION OF THIS OBLIGATION IS SUCH, THAT IF THE principal shall carry out all the terms of said agreement and perform all the work as set forth therein, all within the time set forth in said agreement, then this obligation shall be null and void; otherwise to remain in full force and effect. FURTHERMORE, the rights of the Obligee hereunder are exclusive to it and the surety shall have no obligation hereunder to any person or entity other than the named Obligee herein. The rights of such Obligee are not assignable.

164 Main, LLC

Witness : \_\_\_\_\_

PRINCIPAL: \_\_\_\_\_

BY: \_\_\_\_\_

Witness : [Signature]

Harco National Insurance Company  
BY: [Signature]  
Rebecca Swan Attorney-In-Fact

Individual  
Acknowledgement

State of \_\_\_\_\_ } ss.  
County of \_\_\_\_\_ }

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came

\_\_\_\_\_ to be known,  
and known to me to be the individual described in and who executed the foregoing instrument, and acknowledged to me that he executed the  
same

My commission expires \_\_\_\_\_  
Notary Public

Firm  
Acknowledgement

State of \_\_\_\_\_ } ss.  
County of \_\_\_\_\_ }

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came

\_\_\_\_\_ to be known to me

to be a member of the firm of \_\_\_\_\_  
described in and who executed the foregoing instrument, and he thereupon acknowledged to me that he executed the same as and for the act  
and deed of said firm.

My commission expires \_\_\_\_\_  
Notary Public

Corporation  
Acknowledgement

State of \_\_\_\_\_ } ss.  
County of \_\_\_\_\_ }

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came

\_\_\_\_\_ to be known to me

who being by me duly sworn, did depose and say that he is the \_\_\_\_\_

of \_\_\_\_\_  
the corporation described in and which executed the above instrument that he knows the seal of said corporation; the the seal affixed to said  
instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name  
thereto by like order.

My commission expires \_\_\_\_\_  
Notary Public

Surety  
Acknowledgement

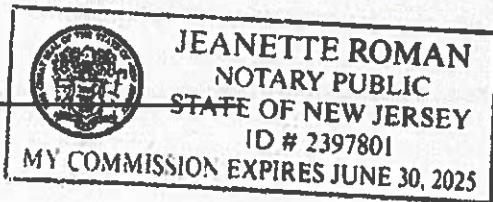
New Jersey  
State of \_\_\_\_\_ } ss.  
County of Essex \_\_\_\_\_ }

On this 7<sup>th</sup> day of June, 2021, before me personally came

Rebecca Swan to be known, who, being by me duly sworn, did depose and say that

he is attorney-in-fact of Harco National Insurance Company  
the corporation described in and which executed the above instrument; that he knows the corporate seal of said corporation, that the seal affixed  
to the within instrument is such corporate seal, and that he signed the said instrument and affixed the said seal as Attorney-in-Fact by authority  
of the Board of Directors of said corporation and by authority of this office under the Standing Resolutions thereof.

My commission expires \_\_\_\_\_



Jeanette Roman  
Notary Public

**NEW JERSEY SURETY DISCLOSURE STATEMENT AND CERTIFICATE**

pursuant to N.J.S.A. 2A:44-143

(for use when surety has a Certificate from the U.S. Department of the Treasury in accordance with 31 U.S.C. s9305)

HARCO NATIONAL INSURANCE COMPANY surety on the attached bond hereby certifies the following:

(1) The surety meets the applicable capital and surplus requirement of R.S. 17:17-6 as of the surety's most current annual filing with the New Jersey Department of Insurance.

(2) The capital and surplus, as determined in accordance with the applicable laws of this State, of the surety participating in the issuance of the attached bond is in the following amounts as of the calendar year ended December 31, 2019, which amounts have been certified by Johnson Lambert LLP, 4242 Six Forks Road, Suite 1500, Raleigh, NC 27609, and are included in the Annual Statement on file with the New Jersey Department of Banking and Insurance, 201 West State Street, Trenton, New Jersey.

HARCO NATIONAL INSURANCE COMPANY

POLICYHOLDERS' SURPLUS at December 31, 2019	806,565,751
DEDUCTIONS for investment in Subsidiary	108,481,555
POLICYHOLDERS' SURPLUS ALLOWED	698,084,196

(3) With respect to each surety participating in the issuance of the attached bond that has received from the United States Department of the Treasury a certificate of authority pursuant to 31 U.S.C.s9305, the underwriting limitation established therein on July 1, 2019 is as follows:

HARCO NATIONAL INSURANCE COMPANY	57,274,000
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(4) The amount of the bond to which this statement and certification is attached is \$ 29,448.00

(5) If, by virtue of one or more contracts of reinsurance, the amount of the bond indicated under item (4) above exceeds the total underwriting limitation of all sureties on the bond as set forth in item (3) above, then for each such contract of reinsurance:

(a) The name and address of the reinsurer under that contract if applicable, and the amount of that reinsurer's participation in the contract is: N/A

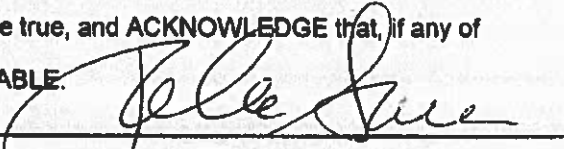
(b) Each surety that is party to any such contract of reinsurance certifies that each reinsurer listed under item (5) (a) satisfies the credit for reinsurance requirement established under P.L. 1993, c.243 (c.17:51B-1 et seq.) and any applicable regulations in effect as of the date on which the bond to which this statement and certification is attached shall have been filed with the appropriate public agency.

**CERTIFICATE**

(to be completed by an authorized certifying Agent or Attorney-in-Fact for each surety on the bond)

Rebecca Swan, as ~~Attorney-in-Fact~~ for Harco National Insurance Company

an insurance company domiciled in the State of Illinois, DO HEREBY CERTIFY that, to the best of my knowledge, the foregoing statements made by me are true, and ACKNOWLEDGE that, if any of those statements made by me are false, this bond is VOIDABLE.

  
 \_\_\_\_\_  
 (Signature)  
 Rebecca Swan  
 \_\_\_\_\_  
 (Printed Name)  
 Attorney-in-Fact  
 \_\_\_\_\_  
 (Title)  
 6.7.2021  
 \_\_\_\_\_  
 (Date)



**HARCO NATIONAL INSURANCE COMPANY**  
1701 GOLF ROAD, SUITE 1-600, ROLLING MEADOWS, IL 60008

**STATEMENT OF ASSETS, LIABILITIES, SURPLUS AND OTHER FUNDS**  
**AT DECEMBER 31, 2020**

ASSETS

Bonds (Amortized Value) . . . . .	\$97,647,952
Stocks (Preferred Stocks) . . . . .	4,687,175
Stocks (Common Stocks) . . . . .	817,906,534
Cash, Bank Deposits & Short Term Investments . . . . .	47,123,738
Other Invested Assets . . . . .	15,101,626
Unpaid Premiums & Assumed Balances . . . . .	175,152,948
Deferred Premiums, Agents Balances & Installments booked . . . . .	30,894,886
Reinsurance Recoverable from Reinsurers . . . . .	45,151,643
Reinsurance - Funds Held by or deposited with reinsured companies . .	6,874,534
Current Federal & Foreign Income Tax Recoverable & Interest . . . . .	0
Investment Income Due and Accrued . . . . .	1,137,118
Receivables from Parent Subsidiaries & Affiliates . . . . .	9,477,956
Other Assets . . . . .	3,203,261
<b>TOTAL ASSETS . . . . .</b>	<b>\$1,254,359,371</b>

LIABILITIES, SURPLUS & OTHER FUNDS

Losses (Reported Losses Net as to Reinsurance Ceded and Incurred But Not Reported Losses) . . . . .	\$143,768,470
Reinsurance payable on paid losses & loss adjustment expense . . . . .	13,625,897
Loss Adjustment Expenses . . . . .	33,948,777
Commissions Payable, Contingent Commissions & Other Similar Charges . . . . .	8,362,981
Other Expenses (Excluding Taxes, Licenses and Fees) . . . . .	615,501
Taxes, Licenses & Fees (Excluding Federal Income Tax) . . . . .	2,999,990
Current federal and foreign income taxes . . . . .	625,084
Net Deferred Tax Liability . . . . .	9,247,541
Unearned Premiums . . . . .	115,882,069
Advance Premium . . . . .	296,536
Ceded Reinsurance Premiums Payable . . . . .	88,051,007
Funds held by Company under reinsurance treaties . . . . .	13,600,566
Amounts Withheld by Company for Account of Others . . . . .	45,835,854
Payable to Parent Subsidiaries & Affiliates . . . . .	4,231,049
Other Liabilities . . . . .	77,841
<b>TOTAL LIABILITIES . . . . .</b>	<b>\$481,169,164</b>
Common Capital Stock . . . . .	\$3,500,004
Gross Paid-in & Contributed Surplus . . . . .	670,781,834
Unassigned Funds (Surplus) . . . . .	92,537,882
Surplus as Regards Policyholders . . . . .	5766,819,720
<b>TOTAL LIABILITIES, SURPLUS &amp; OTHER FUNDS . . . .</b>	<b>\$1,247,988,884</b>

I, John Mruk, Treasurer of HARCO NATIONAL INSURANCE COMPANY, certify that the foregoing is a fair statement of Assets, Liabilities, Surplus and Other Funds of this Company, at the close of business, December 31, 2020, as reflected by its books and records and reported in its statement on file with the Insurance Department of the State of Illinois.



IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the Company, this 26<sup>th</sup> day of February, 2021.  
HARCO NATIONAL INSURANCE COMPANY

*J. M. Mruk*

SIGNED AND SWORN to before me on this 24<sup>th</sup> day of February, 2021.

*John D. Cozart*  
NOTARY PUBLIC, STATE OF North Carolina

**POWER OF ATTORNEY**  
**HARCO NATIONAL INSURANCE COMPANY**  
**INTERNATIONAL FIDELITY INSURANCE COMPANY**

Bond # 0771709

Member companies of IAT Insurance Group, Headquartered: 702 Oberlin Road, Raleigh, North Carolina 27605

**KNOW ALL MEN BY THESE PRESENTS:** That HARCO NATIONAL INSURANCE COMPANY, a corporation organized and existing under the laws of the State of Illinois, and INTERNATIONAL FIDELITY INSURANCE COMPANY, a corporation organized and existing under the laws of the State of New Jersey, and having their principal offices located respectively in the cities of Rolling Meadows, Illinois and Newark, New Jersey, do hereby constitute and appoint

ROBERT HARKINS, CHERYL ISBILL, REBECCA SWAN, DONNA GARRISON, STEPHANIE VENUTI, LINDSAY ODDI

Newark, NJ

their 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, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 13th day of December, 2018 and by the Board of Directors of HARCO NATIONAL INSURANCE COMPANY at a meeting held on the 13th day of December, 2018.

"RESOLVED, that (1) the Chief Executive Officer, President, Executive Vice President, Senior Vice President, Vice President, or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY have each executed and attested these presents on this 31st day of December, 2019



STATE OF NEW JERSEY  
County of Essex

Kenneth Chapman

Executive Vice President, Harco National Insurance Company  
and International Fidelity Insurance Company

STATE OF ILLINOIS  
County of Cook



On this 31st day of December, 2019 before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY, that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.



IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

Shirelle A. Outley a Notary Public of New Jersey  
My Commission Expires April 4, 2023

**CERTIFICATION**

I, the undersigned officer of HARCO NATIONAL INSURANCE COMPANY and INTERNATIONAL FIDELITY INSURANCE COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand on this day, June 07, 2021

B00000

Irene Martins, Assistant Secretary