

DOCUMENT 00 0705 – MAINTENANCE BOND

KNOW ALL BY THESE PRESENTS:

That Downey Contracting, L.L.C., as Principal, and Fidelity and Deposit Company of Maryland, a corporation organized under the laws of the State of Illinois, and authorized to transact business in the State of Oklahoma, as Surety, are held and firmly bound unto the City of Midwest City in the penal sum of Six Hundred Sixty-Eight Thousand Dollars & 00/100 Dollars (\$ 668,000.00) in lawful money of the United States of America, said sum being equal to one hundred percent (100%) of the contract price, for the payment of which, well and truly to be made, we bind ourselves and each of us, our heirs, executors, administrators, trustees, successors, and assigns, jointly and severally, firmly by these presents.

DATED this _____ day of _____, 2022.

The condition of this obligation is such that:

WHEREAS, Principal entered into a written Contract with the City of Midwest City dated _____, 2022, for:

**MIDWEST CITY COUNCIL CHAMBERS COVID AND ADA RETROFIT
100 NORTH MIDWEST BLVD
MIDWEST CITY, OKLAHOMA 73110**

all in compliance with the plans and specifications therefor, made a part of said Contract and on file in the office of the City Clerk, City of Midwest City, 100 N. Midwest Boulevard, Midwest City, Oklahoma 73110.

NOW, THEREFORE, if Principal shall pay or cause to be paid to the City of Midwest City all damage, loss and expense which may result by reason of defective materials and/or workmanship in connection with said work occurring within FIVE (5) years from and after acceptance of said project by the City of Midwest City; and if Principal shall pay or cause to be paid all labor and materials, including the prime contractor and all subcontractors; and if Principal shall save and hold the City of Midwest City harmless from all damages, loss and expense occasioned by or resulting from any failure whatsoever of Principal, then this obligation shall be null and void, otherwise to be and remain in full force and effect.

It is further expressly agreed and understood by the parties hereto that no changes or alterations in said Contract and no deviations from the plan or mode of procedure herein fixed shall have the effect of releasing the sureties, or any of them, from the obligations of this Bond.

IN WITNESS WHEREOF, Principal has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its duly authorized officers, and Surety has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its attorney-in-fact duly authorized so to do, the day and year first above written.

Principal:

Downey Contracting, L.L.C.

By [Signature]
Title Brandon Downey, Manager



ATTEST:

Sheila Stovall

Surety:

Fidelity and Deposit Company of Maryland

By [Signature]
Attorney-in-Fact Carey L. Kennemer

Approved as to form this 29th day of February, 2022.

[Signature]
City Attorney

END OF DOCUMENT 00 0705