AGREEMENT

THIS AGREEMENT, made and entered into this 17th day of February, 1998, by and between the City of Redlands, a Municipal Corporation, organized and existing under the laws of the State of California, hereinafter referred to as the "City", and C R Gann Demolition Inc of the City of Mira Loma, County of Riverside, State of California, hereinafter referred to as the "Contractor".

WITNESSETH: That the City and the Contractor, for the consideration hereinafter named, agree as follows:

1. **SCOPE OF WORK:** The Contractor will furnish all materials and will perform all of the work for the following:

To perform demolition of Eureka Street Buildings project, complete, all as shown, specified, and made a part of Contract No. 20-9527-4230.

- 2. THE CONTRACT SUM OF: \$ 12,800.00
- 3. **TIME FOR COMPLETION:** The work shall be completed within twenty (20) work days from and after the date of the Notice to Proceed.
- 4. CONTRACT DOCUMENTS: The complete Contract includes all of the contract documents set forth herein, to wit; Notice Inviting Bids, Instructions to Bidders, Proposal and Bid Forms, Bid Bond, Agreement, Workers' Compensation Insurance Statement, Performance Bond, Payment Bond, Plans and Specifications, all referenced specifications, and any Addenda thereto.
- 5. ATTORNEY FEES: In the event any legal action is commenced to enforce or interpret the terms or conditions of this Contract the prevailing party shall, in addition to any costs and other relief, be entitled to recovery of its reasonable attorney's fees.
- 6. **DEFENSE OBLIGATION:** The Contractor shall defend the City, its elected officials, officers, agents, and employees from and against any and all claims, losses, damages, and causes of action, including death, brought by any person or persons for or on account of any wrongful or negligent act or omission of the Contractor, its employees or agents in connection with the performance of the Contractor's obligation under this Contract.
- 7. **INSURANCE:** All policies of insurance required by this Contract shall name the City, its elected officials, officers, agents, and employees as additional insureds, and such insurance shall be primary with respect to such additional insureds and non-contributing to any insurance or self-insurance maintained by the additional insureds.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in duplicate on the day and year first written above.

and your first written above.		
CITY'S SEAL	Ву	Mayor, City of Redlands
ATTEST: City Clerk, City of Kedlands		County of San Bernardino, California
City Clerk, City of Redlands County of San Bernardino, California CONTRACTOR'S SEAL	By:	
		Signature of Authorized Agent Director Signatory's Title
		Signature of Authorized Agent (if necessary) Signatory's Title (if necessary)
		701001 (1 0 a a a a a a a a a a a a a a a a a a

701091 (A, C-21, Asb. Haz.) Contractor's License No.

State of California	
County of Kwerside	. 0
On 2-18-98 before me	. Linda Sue Broyles
personally appeared	Name and Title of Officer (e.g., "Jane Doe, Notary Public") Lay Game.
No personally known to me – OR – □ proved to m	ne on the basis of satisfactory evidence to be the person(s)
LINDA SUE BROYLES Commission # 1082298 Notary Public — California Riverside County	whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
My Comm. Expires Jan 7, 2000	WITNESS my hand and official seal.
	Junda Sel Broys
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	y prove valuable to persons relying on the document and could prevent achment of this form to another document.
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<i>I</i>	
☐ Individual X Corporate Officer	☐ Individual ☐ Corporate Officer
Title(s):	Title(s): ☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact ☐ Trustee	☐ Attorney-in-Fact ☐ Trustee
Guardian or Conservator Other: Top of thumb he	☐ Guardian or Conservator ☐ Guardian or Conservator ☐ Guardian or Conservator
Signer Is Representing: CR. Gann Domo The 2	Signer Is Representing:
Demo. Inc.	

WORKERS' COMPENSATION INSURANCE STATEMENT

I, the undersigned and authorized agent for the Contractor, am aware of the provisions of Section 3700 of the Labor Code which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work under the City's Contract No. 20-9527-4230.

C R GANN DEMOLITION INC

Name of Contractor

Bv:

Signature of Authorized Agent

Signatory's Title

701091 (A, C-21, Asb. Haz.)

Contractor's License No.

PERFORMANCE BOND

BOND NO: AE5943285 PREMIUM: \$384.00

BOND ISSUED IN DUPLICATE

WHEREAS, the City Council of the City of Redlands, State of California (hereinafter designated as "City"), and C.R. Gann Demolition, Inc. (hereinafter designated as "Principal") have entered into an agreement whereby Principal agrees to install and complete certain designated public improvements, which by said agreement dated February 17, 1998, and identified as Contract No. 20-9527-4230, is hereby referred to and made a part hereof; and

WHEREAS, under the terms of said agreement, Principal is required before entering upon the performance of the work, to furnish a good and sufficient faithful performance bond with the City.

The condition of this obligation is such that if the above bounded Principal, his or her heirs, executors, administrators, successors or assigns, shall in all things stand to and abide by, and well and truly keep and perform the covenants, conditions, and provisions in the said agreement and any alteration thereof made as therein provided, or his or hor part, to be kept and performed at the time and in the manner therein specified, and in all respects according to their true intent and meaning, and shall defend, indemnify and save harmless the City, its elected officials, officers, agents, and employees, as therein stipulated, then this obligation shall become null and void; otherwise it shall be and remain in full force and effect.

As a part of the obligation secured hereby and in addition the face amount specified therefor, there shall be included costs and reasonable expenses and fees, including attorney's fees incurred by the City in successfully enforcing such obligation, all to be taxed as costs and included in any judgement rendered.

The surety hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the agreement or to the work to be performed thereunder or the specifications accompanying the same shall in anywise affect its obligations on this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the agreement or to the work or to the specifications.

IN WITNESS WHEREOF, this instrument has been duly executed by the Principal and surety named, on

FEBRUARY 17 , 1998.

C.R. GANN DEMOLITION, INC. (SEAL)

Principal

By: Signature Charlie Ray Garn

Address: 5550 W. Touhy Ave., Suite 400

Skokie, II. 60077

(Notarial Acknowledgments of Contractor and Surety)

Telephone: 714) 524-4949

State of CALIFORNIA	
County of SAN BERNARDINO	
On FEBRUARY 17, 1998 before	me, LESLIE E. DAVIS, NOTARY PUBLIC NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"
personally appeared RANDY SPOHN	
Dersonally known to me - OR - LESLIE E. DAVIS COMM. #1082218 NOTARY PUBLIC - CALIFORNIA PIVERSIDE COUNTY My Comm. Expires Jan. 7, 2000	proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same In his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument
	WITNESS my hand and official seal.
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	SIGNATURE OF NOTARY
	SIGNATURE OF NOTARY OPTIONAL
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personally known to me – OR – proved to m	e on the basis of satisfactory evidence to be the person(s)
/	whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the
	same in his/her/their authorized capacity(ies), and that by
LINDA SUE BROYLES	his/her/their signature(s) on the instrument the person(s),
Commission # 1082298 Notary Public — California	or the entity upon behalf of which the person(s) acted, executed the instrument.
Riverside County My Comm. Expires Jan 7, 2000	
The Contract	WITNESS my hand and official seal.
	The dala Bearlo
	Signature of Notary Public
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Prod. No. 5907

BOND NUMBER: AE5943285

PAYMENT BOND

WHEREAS, the City Council of the City of Redlands, State of California (hereinafter designated as "City"), and C.R. GANN DEMOLITION, INC. (hereinafter designated as "Principal") have entered into an agreement whereby Principal agrees to install and complete certain designated public improvements, which by said agreement dated February 17, 1998, and identified as Contract No. 20-9527-4230, is hereby referred to and made a part hereof; and

WHEREAS, under the terms of said agreement, Principal is required before entering upon the performance of the work, to furnish a good and sufficient labor and materials payment bond with the City to secure the claims to which reference is made in Title 15 (commencing with Section 3082) of Part 4 of Division 3 of the Civil Code of the State of California.

It is hereby expressly stipulated and agreed that this bond shall inure to the benefit of any and all persons, companies and corporations entitled to file claims under Title 15 (commencing with Section 3082) of Part 4 of Division 3 of the Civil Code, so as to give a right of action to them or their assigns in any suit brought upon this bond.

Should the condition of this bond be fully performed, then this obligation shall become null and void; otherwise it shall be and remain in full force and effect.

The surety hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the agreement or to the work to be performed thereunder or the specifications accompanying the same shall in agnosia affect its obligations on this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of the agreement or to the work or to the specifications.

IN WITNESS WHEREOF, this instrument has been duly executed by the Principal and surety named, on

FEDRORICE 17 , 1998.		
C.R. GANN DEMOLITION, INC. (SEAL)	GULF INSURANCE COMPANY	SEAL)
Principal By: WWW Ray Far	By: // Andry Sal	gallande de confirmación
Signature Charlet Ray Gann	Signature RANDY SPOHN ATTORI Address: 5550 W. TOUHY AVENUE,	NEY IN FACT SUITE 400
	SKOKIE, IL. 60077	inandaman na propinsi da sa
(Notarial Acknowledgments of Contractor and Surety)	Telephone: (714) 524-4949	

State of CALIFORNIA	
County of SAN BERNARDINO	
On FEBRUARY 17, 1998 before r	me, LESLIE E. DAVIS, NOTARY PUBLIC NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"
personally appeared RANDY SPOHN	NAME(S) OF SIGNER(S)
Dersonally known to me - OR - LESLIE E. DAVIS COMM. #1082218 NOTARY PUBLIC - CALIFORNIA RIVERSIDE COUNTY My Comm. Expires Jan. 7, 2000	proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same In his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument WITNESS my hand and official seal.
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LINDA SUE BROYLES Commission # 1082298 Notary Public — California	o me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
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GULF INSURANCE COMPANY KANSAS CITY, MISSOURI POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENTS: That the Gulf Insurance Company, a corporation duly organized under the laws of the State of Missouri, having its principal office in the city of Irving, Texas, pursuant to the following resolution, adopted by the Finance & Executive Committee of the Board of Directors of the said

adopted by the Finance & Executive Committee of the Board of Directors of the said Company on the 10th day of August, 1993, to wit:

"RESOLVED, that the President, Executive Vice President or any Senior Vice President of the Company shall have authority to make, execute and deliver a Power of Attorney constituting as Attorney-in-Fact, such persons, firms, or corporations as may be selected from time to time; and any such Attorney-in-fact may be removed and the authority granted him revoked by the President, or any Executive Vice President, or any Senior Vice President, or by the Board of Directors or by the Finance and Executive Committee of the Board of Directors.

RESOLVED, that nothing in this Power of Attorney shall be construed as a grant of authority to the attorney(s)-in-fact to sign, execute, acknowledge, deliver or otherwise issue a policy or policies of insurance on behalf of Gulf Insurance Company.

wise issue a policy or policies of insurance on behalf of Gulf Insurance Company, RESOLVED, that the signature of the President, Executive Vice President or any Senior Vice President, and the Seal of the Company may be affixed to any such Power of Attorney or any certificate relating thereto by facsimile, and any such powers so executed and certified by facsimile signature and facsimile seal shall be valid and hinding man the Company in the future with respect to the purpose. valid and binding upon the Company in the future with respect to any bond and documents relating to such bonds to which they are attached." Gulf Insurance Company does hereby make, constitute and appoint

NUMBER AE 5943285

NAME, ADDRESS CITY, STATE, ZIP PRINCIPAL:

C.R. GANN DEMOLITION, INC.

4020 BAIN STREET MIRA LOMA, CA. 91762

EFFECTIVE DATE

FEBRUARY 17, 1998

CONTRACT AMOUNT

12,800.00

BOND AMOUNT

\$ 12,800.00

RANDY SPOHN OF ANAHEIM, CALIFORNIA

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred in its name, place and stead, to sign, execute, acknowledge and deliver in its behalf, as surety, any and all bonds and undertakings of suretyship, and to bind Gulf Insurance Company thereby as fully and to the same extent as if any bonds, undertakings and documents relating to such bonds and/or undertakings were signed by the duly authorized officer of the Gulf Insurance Company and all the acts of said attorney(s)-in-fact, pursuant to the authority herein given, are hereby ratified and confirmed.

The obligation of the Company shall not exceed one million (\$1,000,000.00) dollars.

IN WITNESS WHEREOF, the Gulf Insurance Company has caused these presents to be signed by any officer of the Company and its Corporate Seal to be hereto affixed.

WEURANOE COM SEAL

GULF INSURANCE COMPANY

Christopher E. Watson President

STATE OF NEW YORK

COUNTY OF KINGS

STATE OF NEW YORK

COUNTY OF NEW YORK

\$\$

SS

On this 1st day of June, 1996 A.D., before me came Christopher E. Watson, known to me personally who being by me duly sworn, did depose and say; that he resides in the County of Westchester, State of New York; that he is the President of the Gulf Insurance Company, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instruments 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.

PUBLIC

SEAL

SPIRO K. BANTIS Notary Public, State of New York

No. 24-4861345 Qualified in Kings

Commission Expires May 12, 1998

I, the undersigned, Executive Vice President of the Gulf Insurance Company, a Missouri Corporation, DO HEREBY CERTIFY that the foregoing and NEW RANCE COM attached POWER OF ATTORNEY remains in full force.

Signed and Sealed at the City of New York.

Dated the 17TH

FEBRUARY

.19 98

Lawrence P. Miniter

FRUI	DUCER		THIS CED	TIEICATE IS ISS	HED AS A MATTER O		/17/98			
V	JLCAN EXCESS & SUF	RPLUS	ONLY AN HOLDER.	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE DOLLCES BELOW						
	VERSIDE, CA 9251	16-2158		ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. COMPANIES AFFORDING COVERAGE						
	909) 784-0661		COMPANY							
	(303) 701 0001			TURY SURE	TY COMPANY					
C.R. GANN DEMOLITION, INC			COMPANY B	COMPANY						
	4020 BAIN ST. MIRA LOMA, CA		COMPANY C							
			COMPANY D							
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	GENERAL LIABILITY				GENERAL AGGREGATE	\$	2000000			
Α	X COMMERCIAL GENERAL LIABILITY	CCP138555	12/23/97	12/23/98	PRODUCTS - COMP/OP AGG	\$	1000000			
	CLAIMS MADE X OCCUR				PERSONAL & ADV INJURY	\$	1000000			
	X OWNER'S & CONTRACTOR'S PROT				EACH OCCURRENCE	\$	1000000			
					FIRE DAMAGE (Any one fire)	\$	50000			
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	OTHER									
DESC	RIPTION OF OPERATIONS/LOCATIONS/VE	HICLES/SPECIAL ITEMS								
CE	ERTIFICATE HOLDER	IS NAMED AS ADDI	TIONAL INSUF	RED						

	ITIFICATE HOLDER		CANCELLAT							

CITY OF REDLANDS CITY CLERK, CIVIC CENTER 35 CAJON ST., SUITE 4 REDLANDS, CA

ACORD 25-S (1/95)

10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

© ACORD CORPORATION 1988

	ACORD. CERTI	FICATE OF LIABI	LITY INS	URANC	E	DATE (MM/DD/YY) 02/17/98		
PR	ODUCER				SUED AS A MATTER O	OF INFORMATION		
9	COOMIS INSURANCE ST 160 MISSION BLVD.	ERVICES	HOLDER.	ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. COMPANIES AFFORDING COVERAGE				
	.O. BOX 3128	_						
R	IVERSIDE, CA 92519	9	COMPANY A PRO	GRESSIVE	CASUALTY			
INS	URED		COMPANY	COMPANY B				
	C.R. GANN DEI 4020 BAIN ST	MOLITION, INC	COMPANY					
	MIRA LOMA, CA	A 91752	C					
	I		COMPANY D					
C	INDICATED, NOTWITHSTANDING A CERTIFICATE MAY BE ISSUED OR	LICIES OF INSURANCE LISTED BELOW NY REQUIREMENT, TERM OR CONDIT MAY PERTAIN, THE INSURANCE AFF F SUCH POLICIES. LIMITS SHOWN MAY	ION OF ANY CONTR ORDED BY THE PO	RACT OR OTHER D	OCUMENT WITH RESPECT TO HEREIN IS SUBJECT TO	T TO WHICH THIS		
CO		POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMI	TS		
	GENERAL LIABILITY				GENERAL AGGREGATE	\$		
	COMMERCIAL GENERAL LIABILITY			STATE OF THE PROPERTY CANADA	PRODUCTS - COMP/OP AGG	\$		
	CLAIMS MADE OCCUR		**************************************		PERSONAL & ADV INJURY	\$		
	OWNER'S & CONTRACTOR'S PROT				EACH OCCURRENCE	S		
			in the control of the		FIRE DAMAGE (Any one fire)	\$		
	AUTOMOBILE LIABILITY				MED EXP (Any one person)	\$		
A		CA 0-19-25-215-1	12/13/97	12/13/98	COMBINED SINGLE LIMIT	\$ 100000		
	ALL OWNED AUTOS		10,10,0,	12/13/98	DOD!! V IN II IOV	100000		
	X SCHEDULED AUTOS				BODILY INJURY (Per person)	\$		
	HIRED AUTOS NON-OWNED AUTOS				BODILY INJURY (Per accident)	\$		
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	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATU- OTH- TORY LIMITS ER			
	THE PROPRIETOR/		UVIAN/ALA.		EL EACH ACCIDENT	\$		
	PARTNERS/EXECUTIVE				EL DISEASE - POLICY LIMIT	\$		
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DES	CRIPTION OF OPERATIONS/LOCATIONS/VI	EHICLES/SPECIAL ITEMS	<u> </u>					
C	ERTIFICATE HOLDER	IS NAMED AS ADDITE	ONAL INSUF	RED				
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CE	RTIFICATE HOLDER		CANCELLAT	ION				
			ŀ	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE				
	CITY OF REDLA	NDS			E ISSUING COMPANY WILL			
	CITY OF REDLA		1	10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, JTS AGENTS OR REPRESENTATIVES.				
	35 CAJON ST.,		l l					
	REDLANDS, CA	DOILI T	AUTHORIZED REF		JMPANT, 215 AGENTS OF	MEPHESENTATIVES.		
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WACORD CORPORATION 1988

ACORD 25-S (1/95)

RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO

Recorded in Official Records, County of San Bernardino, Errol J. Mackzum, Recorder

No Fee

Doc No. 19980100429

10:01am 03/20/98

CITY CLERK CITY OF REDLANDS 35 CAJON STREET P O BOX 3005 REDLANDS CA 92373

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NOTICE OF COMPLETION

FEES NOT REQUIRED **PER** GOVERNMENT CODE SECTION 6103

Notice pursuant to Civil Code Section 3093, this notice must be filed within 10 days after completion of work. Notice is hereby given that:

- The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described: 1.
- 2. The full name of the owner is:

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CITY OF REDLANDS

3. The full address of the owner is:

35 CAJON STREET, PO BOX 3005

REDLANDS CA 92373

- 4 The nature of the interest or estate of the owner is; In fee.
- The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are: 5. **NOT APPLICABLE**
- A work of improvement on the property hereinafter described was completed on March 12, 1998. The work done was:

Eureka Street Building Demolition, Contract No. 20-9527-4230.

7. The name of the contractor for such work of improvement was: C R Gann Demolition Inc 4020 Bain Street, P O Box 647 Mira Loma CA 91752-0647

February 17, 1998 (Date of Contract)

- The property on which said work of improvement was completed is in the city of Redlands, County of San Bernardino, State of California, 8. and is described as follows: 506, 508, and 516 N Eureka Street
- The street address of said property is: 506, 508, and 516 N Eureka Street 9.

Dated: March 12, 1998

Contract Administration Engineer, Public Works Department, City of Redlands

VERIFICATION

I, the undersigned, say I am the Public Works Director of the declarant of the foregoing Notice of Completion, and have read said Notice of Completion and know the contents thereof; the same is true of my own knowledge.

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

Executed on March 12, 1998, at Redlands, California.

Public Works Director, Public Works Department, City of Redlands