

Department of Engineering  
Tim Bryan, P.E., County Engineer

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**MEMORANDUM**

October 12, 2021

To: Sheila Jones, Supervisor, District I  
Trey Baxter, Supervisor, District II  
Gerald Steen, Supervisor, District III  
Karl Banks, Supervisor, District IV  
Paul Griffin, Supervisor, District V

From: Tim Bryan, P.E., PTOE  
County Engineer

Re: Supplemental Agreement  
Stump Bridge Road SAP-45(58)  
Stantec Consulting Services, Inc.

The Engineering Department is recommending the approval of the attached Supplemental Agreement to the construction contract with Beacon Construction, LLC. for Stump Bridge Road. This SA adds a pay item to the contract but does not increase the overall cost of the project.

OSARC Supplemental Agreement – Contract  
(03-13-20)

SUPPLEMENTAL AGREEMENT

Bond # 107208802

PROJECT NO. SAP-45(58)  
MADISON COUNTY

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

WHEREAS, (I), (We), Beacon Construction LLC  
Contractor, of 1210 Hwy 98 Bypass, Columbia, MS 39429, and  
The Travelers Casualty and Surety Company of America of  
One Tower Square, Hartford, Connecticut, Surety, entered into a contract with the  
Board of Supervisors of MADISON County on the 21st day of  
October, 20 20, for the construction of the above designated project, and

WHEREAS, upon completion of the sub-base along the newly constructed portion of the roadway the original asphalt supplier was unable to produce the specified asphalt approved in the mix design submittal and a request was made to substitute a different mix design for the asphalt base course and asphalt surface course,

WHEREAS, an evaluation by the Engineer, certified testing firm and the Office of State Aid Road Construction resulting in agreement that a substitute of mix designs would be acceptable for this case in order to move the project to completion with no sacrifice in quality of the materials,

WHEREAS, in order to utilize the requested substitutions a supplemental agreement is necessary to replace the existing asphalt pay items with the newly substituted asphalt pay items at the same unit prices as in the contractor's original bid,

NOW, THEREFORE, IT IS HEREBY AGREED that the following item(s), at the unit prices shown, shall be added to the contract to accomplish the work in a timely fashion:

Pay Item	Description	Price	Unit	Quantity	Total
S-403-A	Hot Mix Asphalt, (ST)(19mm)	\$130.00	EA	200.00	\$26,000.00

This agreement in no way modifies or changes the original contract of which it becomes a part, except as specifically stated herein.

NOW, THEREFORE, (I), (We), Beacon Construction LLC, Contractor, and  
the Travelers Casualty and Surety Company of America, Surety,

Hereby agree to this Supplemental Agreement consisting of the above mentioned items and prices and agree that this Supplemental Agreement is hereby made a part of the original contract to be performed under the specifications thereof, and that the original contract is in full force and effect except as it might be modified by this Supplemental Agreement.

DATED this the 17th day of September, 2021.

Travelers Casualty and Surety Company of America  
Surety  
By: Kimberly B. Barhum  
Attorney in Fact  
Kimberly B. Barhum

Beacon Construction LLC  
Contractor  
By: [Signature]  
Title

RECOMMENDED FOR APPROVAL:

[Signature]  
County Engineer

APPROVED: \_\_\_\_\_  
Date

APPROVED:  
BOARD OF SUPERVISORS

MADISON COUNTY  
(By Order of the Board Dated \_\_\_\_\_)

\_\_\_\_\_  
State Aid Engineer  
Office of State Aid Road Construction

By: \_\_\_\_\_  
President



**Travelers Casualty and Surety Company of America  
Travelers Casualty and Surety Company  
St. Paul Fire and Marine Insurance Company**

**POWER OF ATTORNEY**

**KNOW ALL MEN BY THESE PRESENTS:** That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **KIMBERLY B BARTHUM** of **GULFPORT**, **Mississippi**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

**IN WITNESS WHEREOF**, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **21st** day of **April**, **2021**.



State of Connecticut

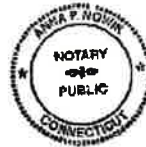
City of Hartford ss.

By:   
Robert L. Raney, Senior Vice President

On this the **21st** day of **April**, **2021**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

**IN WITNESS WHEREOF**, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, **2026**



  
Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

**FURTHER RESOLVED**, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this **17th** day of **September**, **2021**.



  
Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.  
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**