

BOND RELEASE REQUEST
FRIARS COURT APARTMENT COMPLEX
WATER & SEWER CONSTRUCTION

Attached, please find a request from the Town Engineer for the Planning Board to approve a bond release relative to work related to the Water & Sewer Construction at Friars Court Apartment Complex, approved by the Planning Board on June 24, 2020 as “Establish three bonds for Friars Court Apartment Complex”. The request is to release the current bond balance of \$254,469.

SITE: Friars Court Apartment Complex Phases I & II – Map 209/Lot 001

ATTACHMENTS:

- A. Memorandum from Elvis Dhima, dated August 31, 2023
- B. The Main Street America Group Site Bond dated July 1, 2020
- C. Town of Hudson, NH Road Guarantee Estimate Form dated June 4, 2020

DRAFT MOTION

I move to release the bond amount of \$254,469.00 for Friars Court Apartment Complex, for the On-Site Utility Construction related to Water & Sewer installation, in accordance with the recommendation of the Town Engineer, Elvis Dhima.

Motion by: _____ Second: _____ Carried/Failed: _____



TOWN OF HUDSON

Engineering Department

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142



MEMORANDUM

TO: Brian Groth, Town Planner
Planning Department

FROM: Elvis Dhima, P.E., Town Engineer

DATE: August 31, 2023

RE: Bond Related to Friars Court Apartment Complex
161 Lowell Road Hudson, NH.
Phase I & II - On Site Utility Construction

Mr. Groth:

The applicant has on file an onsite utility construction bond of \$254,469. This bond amount is related to water and sewer installation, for the project listed above. The water and sewer utility was accepted by Board of Selectmen in December of 2021, with one year warrant.

The applicant has requested the release of the bond and Engineering Department's recommendation to Planning Board is to release the full amount of the bond.



THE MAIN STREET AMERICA GROUP



Bond No S286285

SITE BOND

KNOW ALL PERSONS BY THESE PRESENTS:

That we, Dakota Partners, Inc _____ as Principal, hereinafter called Principal, and NGM Insurance Company, a corporation organized and existing under the laws of the State of Florida, with its principal office in the City of Jacksonville, Florida, as Surety, hereinafter called Surety, are held and firmly bound unto Town of Hudson, NH as Obligee, hereinafter called Obligee, in the amount of Two Hundred Fifty Four Thousand, Four Hundred Sixty-Nine and 00/xx Dollars (\$254,469.00), for the payment whereof Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS the Principal and Obligee have entered into a contract dated June 25, 2020_ to construct certain improvements on the property/lot known as Construction of on-site utilities, water-sewer-drainage Friars Court; and

WHEREAS the Obligee has requested that the Principal provide this bond;

This bond shall remain in full force and effect until released by the Obligee. In those instances where some of the improvements are approved or accepted by the Obligee partial release from the bond shall be granted.

This bond is issued subject to the following expressed conditions:

1. The aggregate liability of the surety shall not exceed the sum set forth above.
2. The surety shall have the right to complete the work in accordance with the terms and conditions of the original approval, either with its own employees or in conjunction with the principal or another contractor; provided, however, that the surety, in its sole discretion, may make a monetary settlement with the Obligee as an alternative to completing the work.
3. This bond shall inure to the benefit of the Obligee only and no other party shall acquire any rights hereunder.
4. In the event that any action is brought against the principal under this bond, written notice of such action shall be given to the surety by the Obligee by registered mail or over night courier at the following address: 55 West Street, Keene, NH 03431.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION is such that, if the Principal shall promptly and faithfully perform the work referenced above, then this obligation shall be null and void; otherwise it shall remain in full force and effect. Upon approval or acceptance of all improvements by the Obligee, or upon replacement of this bond by another bond, liability under this bond shall cease.

Signed and sealed this 1st day of July, 2020.

Attest

Dakota Partners, Inc

BY: Nada Bogharian



NGM Insurance Company

BY: Andrew P. Troy (Seal)
Andrew P. Troy, Attorney-in-Fact

Attest



NGM INSURANCE COMPANY
A member of The Main Street America Group

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That NGM Insurance Company, a Florida corporation having its principal office in the City of Jacksonville, State of Florida, pursuant to Article IV, Section 2 of the By-Laws of said Company, to wit:

"Article IV, Section 2. The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them. "

does hereby make, constitute and appoint **Andrew P. Troy** -----

its true and lawful Attorneys-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bonds, undertakings, recognizances, contracts of indemnity, or other writings obligatory in nature of a bond subject to the following limitation:

- 1. No one bond to exceed Two Hundred Fifty Four Thousand Five Hundrend Sixty Nine Dollars (\$254,569,000)

and to bind NGM Insurance Company thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of NGM Insurance Company; the acts of said Attorney are hereby ratified and confirmed.

This power of attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Directors of NGM Insurance Company at a meeting duly called and held on the 2nd day of December 1977.

Voted: That the signature of any officer authorized by the By-Laws and the company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof; such signature and seal, when so used being hereby adopted by the company as the original signature of such office and the original seal of the company, to be valid and binding upon the company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, NGM Insurance Company has caused these presents to be signed by its Vice President, General Counsel and Secretary and its corporate seal to be hereto affixed this 7th day of January, 2020.

NGM INSURANCE COMPANY By:

Kimberly K. Law

Kimberly K. Law
Vice President, General
Counsel and Secretary



State of Florida,
County of Duval.

On this 7th day of January, 2020, before the subscriber a Notary Public of State of Florida in and for the County of Duval duly commissioned and qualified, came Kimberly K. Law of NGM Insurance Company, to me personally known to be the officer described herein, and who executed the preceding instrument, and she acknowledged the execution of same, and being by me fully sworn, deposed and said that she is an officer of said Company, aforesaid: that the seal affixed to the preceding instrument is the corporate seal of said Company, and the said corporate seal and her signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company; that Article IV, Section 2 of the By-Laws of said Company is now in force.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Jacksonville, Florida this 7th day of January, 2020.

Lee K. Penton



I, Nancy Giordano-Ramos, Vice President of NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this _____ day of _____, _____.

Nancy Giordano-Ramos

**TOWN OF HUDSON, NH
ROAD GUARANTEE ESTIMATE FORM**

I hereby certify that, in addition to any work already completed, the following itemized statement and estimate unit costs will complete all improvements required by the Hudson, NH Planning Board for the following Streets:

Owner/Developer Name: Dakota Partners, Inc. Date: 06/04/2020

Project Name: Friars Court - SITE WATER SEWER DRAINAGE BOND Map: 209 Lot: 1 -1

Street Name: Friars Drive Street Length: (n/a)

					Total	Bond Remaining	Date
Clearing, 50' width	A.C.	@	\$ 7,500.00 =				
Excavation	C.Y.	@	\$ 10.00 =				
Ledge Removal Mass	C.Y.	@	\$ 35.00 =				
Trench Ledge	C.Y.	@	\$ 50.00 =				
Drainage Swales	1055 L.F.	@	\$ 7.00 = \$ 7,385				
Drainage Swale w/Riprap	260 L.F.	@	\$ 10.00 = \$ 2,600				
Hay Bale Dike	25 EA	@	\$ 5.00 = \$ 125				
Silt Fence	2000 L.F.	@	\$ 5.00 = \$ 10,000				
Storm Drains Size/Type							
12" HDPE	445 L.F.	@	\$ 35.00 = \$ 15,575				
15"	233 L.F.	@	\$ 36.00 = \$ 8,388				
18"	271 L.F.	@	\$ 40.00 = \$ 10,840				
21"	_____ L.F.	@	\$ 45.00 = _____				
24"	32 L.F.	@	\$ 50.00 = \$ 1,600				
30"	_____ L.F.	@	\$ 60.00 = _____				
36"	_____ L.F.	@	\$ 70.00 = _____				
6" PVC RD	325 L.F.	@	\$20.00 = \$ 6,500				
6" Underdrain FD	370 L.F.	@	\$ 15.00 = \$ 5,550				
8" Underdrain	_____ L.F.	@	\$ 18.00 = _____				
Additional Excavation for Structures	C.Y.	@	\$ 6.00 = _____				
4' Catch Basins	115 V.F.	@	\$ 300.00 = \$ 34,500				
5' Catch Basins	V.F.	@	\$ 350.00 = _____				
4' Drain Manholes	24 V.F.	@	\$ 350.00 = \$ 8,400				
5' Drain Manholes	V.F.	@	\$ 400.00 = _____				
Headwalls	1 EA.	@	\$ 1,300.00 = \$ 1,300				
Rip-Rap	350 S.Y.	@	\$ 36.00 = \$ 12,600				

Subdivision Name: Friars Court - SITE WATER SEWER DRAINAGE BOND

					Total	Bond Remaining	Date
Sanitary Sewer Size							
6" PVC Service Connection	52 L.F.	@ \$	22.00	= \$	1,144	_____	_____
8" PVC							
0' - 12' Depth	417 L.F.	@ \$	60.00	= \$	25,020	_____	_____
12' - 18' Depth	_____ L.F.	@ \$	80.00	=	_____	_____	_____
10" PVC	_____ L.F.	@ \$	80.00	=	_____	_____	_____
Other	_____ L.F.	@		=	_____	_____	_____
Sanitary Sewer Manholes 4' dia.	28 V.F.	@ \$	350.00	= \$	9,800	_____	_____
Sanitary Sewer Manholes 5' dia.	_____ V.F.	@ \$	375.00	=	_____	_____	_____
Service Cleanout	_____ EA.	@ \$	150.00	=	_____	_____	_____
Water Main Size (valves included)							
4" DIP Class 52	_____ L.F.	@ \$	55.00	=	_____	_____	_____
6" DIP Class 52	231 L.F.	@ \$	45.00	= \$	10,395	_____	_____
8" DIP Class 52	440 L.F.	@ \$	50.00	= \$	22,000	_____	_____
10" DIP Class 52	_____ L.F.	@ \$	55.00	=	_____	_____	_____
12" DIP Class 52	_____ L.F.	@ \$	60.00	=	_____	_____	_____
T/S&V	_____ L.F.	@	\$3,500.00	=	_____	_____	_____
Hydrants	3 EA	@ \$	3,500.00	= \$	10,500	_____	_____
1" Copper Service (stops included)	1 EA.	@ \$	500.00	= \$	500	_____	_____
Bank Run Gravel	C.Y.	@ \$	15.00	=	_____	_____	_____
Crushed Bank Run Gravel	C.Y.	@ \$	20.00	=	_____	_____	_____
Sand Cushion	_____ C.Y.	@	\$15.00	=	_____	_____	_____
Hot Bituminous Pavement 28' width							
2 1/2" Base Course Type C	_____ TONS	@ \$	90.00	=	_____	_____	_____
1 1/2" Wearing Course Type F	_____ TONS	@ \$	90.00	=	_____	_____	_____
_____ Other	_____	@		=	_____	_____	_____
Tack Coat	_____ S.Y.	@ \$	0.25	=	_____	_____	_____
Curbing							
Granite	_____ L.F.	@ \$	25.00	=	_____	_____	_____
Cape Cod	_____ L.F.	@ \$	7.00	=	_____	_____	_____
Sidewalks							
5' Wide bituminous	_____ S.Y.	@ \$	35.00	=	_____	_____	_____
Loam and Seed							
Easement areas	_____ L.F.	@ \$	6.00	=	_____	_____	_____
R.O.W. areas	_____ L.F.	@ \$	5.00	=	_____	_____	_____

Subdivision Name: Friars Court - SITE WATER SEWER DRAINAGE BOND

						Total	Bond Remaining	Date
Bounds and Pins								
Property Pins	_____	EA.	@	\$ 200.00 =		_____	_____	_____
Road Bounds	_____	EA.	@	\$ 350.00 =		_____	_____	_____
Stop Signs								
Stop Signs	_____	EA.	@	\$ 80.00 =		_____	_____	_____
Street Signs	_____	EA.	@	\$ 100.00 =		_____	_____	_____
As-Built Plans	_____	L.F.	@	\$ 5.00 =		_____	_____	_____
Landscaping								
Trees	_____	EA.	@	\$ 400.00 =		_____	_____	_____
Bushes	_____	EA.	@	\$ 200.00 =		_____	_____	_____
Guard Rails								
Guard Rails	_____	L.F.	@	\$ 50.00 =		_____	_____	_____
Utility Trench (Elec/Tel/TV)								
Utility Trench (Elec/Tel/TV)	_____	L.F.	@	\$40.00 =		_____	_____	_____
Other required improvements (itemize on separate sheet)								
	_____	S.F.	@	\$0.50 =		_____	_____	_____
(Note: Infiltration System P2 Not Included)								
Subtotal:						\$204,722	_____	_____
3% Mobilization						\$6,142	_____	_____
Engineering & Contingencies (10% subtotal):						\$20,472	_____	_____
						\$231,336	_____	_____
10% Maintenance Level:						\$23,134	_____	_____
Total Estimate:						\$254,469	_____	_____

Prepares Name: Karl Dubay Date: 04 June 2020

rev 8/1/2019
 rev 3/21/16
 rev 7/9/10
 excel bond form

BOND REDUCTION REQUEST
FRIARS COURT APARTMENT COMPLEX
FRIARS DRIVE CONSTRUCTION

Attached, please find a request from the Town Engineer for the Planning Board to approve a bond reduction relative to the construction of Friars Drive, approved by the Planning Board on June 24, 2020 as “Establish three bonds for Friars Court Apartment Complex”. The request is to reduce the bond from \$251,994.00 to \$54,554.00 (\$197,440 difference).

SITE: Friars Court Apartment Complex Phases I & II – Map 209/Lot 001

ATTACHMENTS:

- A. Memorandum from Elvis Dhima, dated August 31, 2023
- B. The Main Street America Group Site Bond dated July 1, 2020
- C. Town of Hudson, NH Road Guarantee Estimate Form dated June 4, 2020

DRAFT MOTION

I move to approve a bond reduction of \$197,440.00 leaving a balance of \$54,554.00 for the Friars Drive Road Construction, in accordance with the recommendation of the Town Engineer, Elvis Dhima.

Motion by: _____ Second: _____ Carried/Failed: _____




TOWN OF HUDSON
Engineering Department

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142



MEMORANDUM

TO: Brian Groth, Town Planner
Planning Department

FROM: Elvis Dhima, P.E., Town Engineer 

DATE: August 31, 2023

RE: Bond Related to Friars Court Apartment Complex
161 Lowell Road Hudson, NH.
Phase I & II – Friar Court Construction

Mr.Groth:

The applicant has on file a bond related to Friar Court Construction for the amount of \$251,994. This bond amount is related to construction on Friar Court Right of Way and most of the work was completed last year.

The applicant has requested a reduction of the bond and Engineering Department's recommendation to Planning Board is approve the reduction of the bond to \$54,554.



THE MAIN STREET AMERICA GROUP



Bond No S286289

SITE BOND

KNOW ALL PERSONS BY THESE PRESENTS:

That we, Dakota Partners, Inc _____ as Principal, hereinafter called Principal, and NGM Insurance Company, a corporation organized and existing under the laws of the State of Florida, with its principal office in the City of Jacksonville, Florida, as Surety, hereinafter called Surety, are held and firmly bound unto Town of Hudson, NH as Obligee, hereinafter called Obligee, in the amount of Two Hundred Fifty One Thousand, Nine Hundred Ninety-Four and 00/xx Dollars (\$251,994.00), for the payment whereof Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS the Principal and Obligee have entered into a contract dated June 25, 2020_ to construct certain improvements on the property/lot known as Construction of Friar's Drive; and

WHEREAS the Obligee has requested that the Principal provide this bond;

This bond shall remain in full force and effect until released by the Obligee. In those instances where some of the improvements are approved or accepted by the Obligee partial release from the bond shall be granted.

This bond is issued subject to the following expressed conditions:

1. The aggregate liability of the surety shall not exceed the sum set forth above.
2. The surety shall have the right to complete the work in accordance with the terms and conditions of the original approval, either with its own employees or in conjunction with the principal or another contractor; provided, however, that the surety, in its sole discretion, may make a monetary settlement with the Obligee as an alternative to completing the work.
3. This bond shall inure to the benefit of the Obligee only and no other party shall acquire any rights hereunder.
4. In the event that any action is brought against the principal under this bond, written notice of such action shall be given to the surety by the Obligee by registered mail or over night courier at the following address: 55 West Street, Keene, NH 03431.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION is such that, if the Principal shall promptly and faithfully perform the work referenced above, then this obligation shall be null and void; otherwise it shall remain in full force and effect. Upon approval or acceptance of all improvements by the Obligee, or upon replacement of this bond by another bond, liability under this bond shall cease.

Signed and sealed this 1st day of July, 2020.

Attest 

Dakota Partners, Inc
BY: Nada Bogharian



Attest 

NGM Insurance Company
BY: Andrew P. Troy (Seal)
Andrew P. Troy, Attorney-in-Fact



NGM INSURANCE COMPANY
A member of The Main Street America Group

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That NGM Insurance Company, a Florida corporation having its principal office in the City of Jacksonville, State of Florida, pursuant to Article IV, Section 2 of the By-Laws of said Company, to wit:

"Article IV, Section 2. The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them. "

does hereby make, constitute and appoint **Andrew P. Troy** -----

its true and lawful Attorneys-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bonds, undertakings, recognizances, contracts of indemnity, or other writings obligatory in nature of a bond subject to the following limitation:

- 1. No one bond to exceed Two Hundred Fifty One Thousand Nine Hundred Ninety Four Dollars (\$251,994)

and to bind NGM Insurance Company thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of NGM Insurance Company; the acts of said Attorney are hereby ratified and confirmed.

This power of attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Directors of NGM Insurance Company at a meeting duly called and held on the 2nd day of December 1977.

Voted: That the signature of any officer authorized by the By-Laws and the company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof; such signature and seal, when so used being hereby adopted by the company as the original signature of such office and the original seal of the company, to be valid and binding upon the company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, NGM Insurance Company has caused these presents to be signed by its Vice President, General Counsel and Secretary and its corporate seal to be hereto affixed this 7th day of January, 2020.

NGM INSURANCE COMPANY By:

Kimberly K. Law

Kimberly K. Law
Vice President, General
Counsel and Secretary



State of Florida,
County of Duval.

On this 7th day of January, 2020, before the subscriber a Notary Public of State of Florida in and for the County of Duval duly commissioned and qualified, came Kimberly K. Law of NGM Insurance Company, to me personally known to be the officer described herein, and who executed the preceding instrument, and she acknowledged the execution of same, and being by me fully sworn, deposed and said that she is an officer of said Company, aforesaid: that the seal affixed to the preceding instrument is the corporate seal of said Company, and the said corporate seal and her signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company; that Article IV, Section 2 of the By-Laws of said Company is now in force.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Jacksonville, Florida this 7th day of January, 2020.

Loe K. Pentz



I, Nancy Giordano-Ramos, Vice President of NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this _____ day of _____, _____.

Nancy Giordano-Ramos



TOWN OF HUDSON


Engineering Department

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142



MEMORANDUM

TO: Brian Groth, Town Planner
Planning Department

FROM: Elvis Dhima, P.E., Town Engineer 

DATE: June 17, 2020

RE: Bond Amounts Related to Friars Court Apartment Complex
161 Lowell Road Hudson, NH.
Phase I & II

Mr. Groth:

The applicant has submitted three bonds related to construction for the project listed above as follows:

Friars Drive Road Construction – 24 feet wide	\$251,994
Lowell Road Construction	\$68,697
On Site Utility Construction	\$254,469

The total amount is 575,160.

The Engineering Department has reviewed the bond estimates and recommends them to the Planning Board for final approval.

**TOWN OF HUDSON, NH
ROAD GUARANTEE ESTIMATE FORM**

I hereby certify that, in addition to any work already completed, the following itemized statement and estimate unit costs will complete all improvements required by the Hudson, NH Planning Board for the following Streets:

Owner/Developer Name: Dakota Partners, Inc. Date: 06/04/2020

Project Name: Friars Court - FRIARS DR - v24 BOND Map: 209 Lot: 1-1

Street Name: Friars Drive (v 24) Street Length: 1,130 FT

				Total	Bond Remaining	Date
Clearing, 50' width	1.5 A.C.	@	\$ 7,500.00 =	\$ 11,250		
Excavation	800 C.Y.	@	\$ 10.00 =	\$ 8,000		
Ledge Removal Mass	C.Y.	@	\$ 35.00 =			
Trench Ledge	C.Y.	@	\$ 50.00 =			
Drainage Swales	1000 L.F.	@	\$ 7.00 =	\$ 7,000		
Drainage Swale w/Riprap	100 L.F.	@	\$ 10.00 =	\$ 1,000		
Hay Bale Dike	30 EA	@	\$ 5.00 =	\$ 150		
Sill Fence	2200 L.F.	@	\$ 5.00 =	\$ 11,000		
Storm Drains Size/Type						
12"hdpe	15 L.F.	@	\$ 35.00 =	\$ 525		
15"	L.F.	@	\$ 36.00 =			
18"	L.F.	@	\$ 40.00 =			
21"	L.F.	@	\$ 45.00 =			
24"	L.F.	@	\$ 50.00 =			
30"	L.F.	@	\$ 60.00 =			
36"	L.F.	@	\$ 70.00 =			
6" PVC	L.F.	@	\$20.00 =			
6" Underdrain	L.F.	@	\$ 15.00 =			
8" Underdrain	L.F.	@	\$ 18.00 =			
Additional Excavation for Structures	C.Y.	@	\$ 6.00 =			
4' Catch Basins	V.F.	@	\$ 300.00 =			
5' Catch Basins	V.F.	@	\$ 350.00 =			
4' Drain Manholes	V.F.	@	\$ 350.00 =			
5' Drain Manholes	V.F.	@	\$ 400.00 =			
Headwalls	EA.	@	\$ 1,300.00 =			
Rip-Rap	S.Y.	@	\$ 36.00 =			

Subdivision Name: Friars Court - FRIARS DR - v24 BOND

					Total	Bond Remaining	Date
Sanitary Sewer Size							
6" PVC Service Connection	_____ L.F.	@ \$	22.00 =	_____	_____	_____	_____
8" PVC							
0' - 12' Depth	225 L.F.	@ \$	60.00 =	\$ 13,500	_____	_____	_____
12' - 18' Depth	_____ L.F.	@ \$	80.00 =	_____	_____	_____	_____
10" PVC	_____ L.F.	@ \$	80.00 =	_____	_____	_____	_____
Other	_____ L.F.	@		_____	_____	_____	_____
Sanitary Sewer Manholes 4' dia.	16 V.F.	@ \$	350.00 =	\$ 5,600	_____	_____	_____
Sanitary Sewer Manholes 5' dia.	_____ V.F.	@ \$	375.00 =	_____	_____	_____	_____
Service Cleanout	_____ EA.	@ \$	150.00 =	_____	_____	_____	_____
Water Main Size (valves included)							
4" DIP Class 52	_____ L.F.	@ \$	55.00 =	_____	_____	_____	_____
6" DIP Class 52	13 L.F.	@ \$	45.00 =	\$ 585	_____	_____	_____
8" DIP Class 52	330 L.F.	@ \$	50.00 =	\$ 16,500	_____	_____	_____
10" DIP Class 52	_____ L.F.	@ \$	55.00 =	_____	_____	_____	_____
12" DIP Class 52	_____ L.F.	@ \$	60.00 =	_____	_____	_____	_____
T/S&V	_____ L.F.	@	\$3,500.00 =	_____	_____	_____	_____
Hydrants	1 EA	@ \$	3,500.00 =	\$ 3,500	_____	_____	_____
1" Copper Service (stops included)	_____ EA.	@ \$	500.00 =	_____	_____	_____	_____
Bank Run Gravel	1172 C.Y.	@ \$	15.00 =	\$ 17,580	_____	_____	_____
Crushed Bank Run Gravel	586 C.Y.	@ \$	20.00 =	\$ 11,720	_____	_____	_____
Sand Cushion	_____ C.Y.	@	\$15.00 =	_____	_____	_____	_____
Hot Bituminous Pavement 28' width							
2" Base Course Type C	340 TONS	@ \$	90.00 =	\$ 30,600	_____	_____	_____
1 1/2" Wearing Course Type F	255 TONS	@ \$	90.00 =	\$ 22,950	_____	_____	_____
Other		@		=	_____	_____	_____
Tack Coat	3122 S.Y.	@ \$	0.25 =	\$ 781	_____	_____	_____
Curbing							
Granite	96 L.F.	@ \$	25.00 =	\$ 2,400	_____	_____	_____
Cape Cod	_____ L.F.	@ \$	7.00 =	_____	_____	_____	_____
Sidewalks							
5' Wide bituminous	_____ S.Y.	@ \$	35.00 =	_____	_____	_____	_____
Loam and Seed							
Easement areas	600 L.F.	@ \$	6.00 =	\$ 3,600	_____	_____	_____
R.O.W. areas	2400 L.F.	@ \$	5.00 =	\$ 12,000	_____	_____	_____

Subdivision Name: Friars Court - _FRIARS DR - v24 BOND

					Total	Bond Remaining	Date
Bounds and Pins							
Property Pins	_____ EA.	@	\$ 200.00 =	_____	_____	_____	_____
Road Bounds	2 EA.	@	\$ 350.00 =	\$ 700	_____	_____	_____
Stop Signs	3 EA.	@	\$ 80.00 =	\$ 240	_____	_____	_____
Street Signs	1 EA.	@	\$ 100.00 =	\$ 100	_____	_____	_____
As-Built Plans	1200 L.F.	@	\$ 5.00 =	\$ 6,000	_____	_____	_____
Landscaping							
Trees	_____ EA.	@	\$ 400.00 =	_____	_____	_____	_____
Bushes	_____ EA.	@	\$ 200.00 =	_____	_____	_____	_____
Guard Rails	89 L.F.	@	\$ 50.00 =	\$ 4,450	_____	_____	_____
Utility Trench (Elec/Tel/TV)	150 L.F.	@	\$40.00 =	\$ 6,000	_____	_____	_____
Other required improvements							
TRAFFIC DETAIL	1 LS	@	\$5,000.00 =	\$ 5,000	_____	_____	_____
	Subtotal:			\$ 202,731	_____	_____	_____
	3% Mobilization			\$ 6,082	_____	_____	_____
	Engineering & Contingencies			\$ 20,273	_____	_____	_____
	(10% subtotal):			\$ 229,085	_____	_____	_____
	10% Maintenance Level:			\$ 22,909	_____	_____	_____
	Total Estimate:			\$ 251,994	_____	_____	_____

Prepares Name: karl Dubay Date: 04 June 2020

rev 8/1/2019
 rev 3/21/16
 rev 7/9/10
 excel bond form

BOND RELEASE REQUEST
FRIARS COURT APARTMENT COMPLEX
LOWELL ROAD CONSTRUCTION

Attached, please find a request from the Town Engineer for the Planning Board to approve a bond release relative to the construction on Lowell Road Right of Way at Friars Court Apartment Complex, approved by the Planning Board on June 24, 2020 as “Establish three bonds for Friars Court Apartment Complex”. The request is to release the current bond balance of \$68,697.00.

SITE: Friars Court Apartment Complex Phases I & II – Map 209/Lot 001

ATTACHMENTS:

- A. Memorandum from Elvis Dhima, dated August 31, 2023
- B. NGM Insurance Company Right of Way Bond dated July 1, 2020
- C. Town of Hudson, NH Road Guarantee Estimate Form dated June 4, 2020

DRAFT MOTION

I move to release the bond amount of \$68,697.00 for Friars Court Apartment Complex, for the Lowell Road construction, in accordance with the recommendation of the Town Engineer, Elvis Dhima.

Motion by: _____ Second: _____ Carried/Failed: _____



TOWN OF HUDSON

Engineering Department

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142




MEMORANDUM

TO: Brian Groth, Town Planner
Planning Department

FROM: Elvis Dhima, P.E., Town Engineer

DATE: August 31, 2023

RE: Bond Related to Friars Court Apartment Complex
161 Lowell Road Hudson, NH. 
Phase I & II – Lowell Road Construction

Mr. Groth:

The applicant has on file a bond related to Lowell Road Construction for the amount of 68,697. This bond amount is related to construction on Lowell Road Right of Way and it was completed last year.

The applicant has requested the release of the bond and Engineering Department's recommendation to Planning Board is to release the full amount of the bond.

RIGHT OF WAY

BOND NO. S286292

KNOW ALL MEN BY THESE PRESENTS THAT WE,

Dakota Partners, Inc. of
1264 Main Street, Waltham, MA 02451 as Principal, and
NGM Insurance Company, a Florida corporation with its principal
office at 4601 Touchton Rd, Jacksonville, FL 32246, as Surety,
are held and firmly bound unto Town of Hudson, NH


in the sum of Sixty Eight Thousand, Six Hundred Ninety-Seven and 00/xx
(\$68,697.00), for the payment of which sum, well and truly to be made, we bind ourselves, our personal
representatives, successors and assigns, jointly and severally, firmly by these presents.

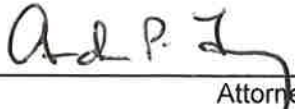
The condition of this obligation is such, that whereas the Principal has obtained, or shall obtain, a license or permit from
the Obligee for

Lowell Road Right of Way Friars Court

NOW, THEREFORE, if Principal shall faithfully observe and comply with all terms of the underlying license or permit, and
all Ordinances, Rules and Regulations, and any Amendments thereto, applicable to the obligation of this bond, then this
obligation shall become void and of no effect, otherwise to be and remain in full force and virtue.

SIGNED, SEALED AND DATED on this 1st day of July, 2020.

Dakota Partners, Inc.
By 

NGM Insurance Company
By 
Andrew P. Troy Attorney-in-Fact





NGM INSURANCE COMPANY
A member of The Main Street America Group

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That NGM Insurance Company, a Florida corporation having its principal office in the City of Jacksonville, State of Florida, pursuant to Article IV, Section 2 of the By-Laws of said Company, to wit:

"Article IV, Section 2. The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them. "

does hereby make, constitute and appoint **Andrew P. Troy** -----

its true and lawful Attorneys-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bonds, undertakings, recognizances, contracts of indemnity, or other writings obligatory in nature of a bond subject to the following limitation:

1. No one bond to exceed Sixty Eight Thousand Six Hundred Ninety Seven Dollars (\$68,697)

and to bind NGM Insurance Company thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of NGM Insurance Company; the acts of said Attorney are hereby ratified and confirmed.

This power of attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Directors of NGM Insurance Company at a meeting duly called and held on the 2nd day of December 1977.

Voted: That the signature of any officer authorized by the By-Laws and the company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof; such signature and seal, when so used being hereby adopted by the company as the original signature of such office and the original seal of the company, to be valid and binding upon the company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, NGM Insurance Company has caused these presents to be signed by its Vice President, General Counsel and Secretary and its corporate seal to be hereto affixed this 7th day of January, 2020.

NGM INSURANCE COMPANY By:

Kimberly K. Law

Kimberly K. Law
Vice President, General
Counsel and Secretary



State of Florida,
County of Duval.

On this 7th day of January, 2020, before the subscriber a Notary Public of State of Florida in and for the County of Duval duly commissioned and qualified, came Kimberly K. Law of NGM Insurance Company, to me personally known to be the officer described herein, and who executed the preceding instrument, and she acknowledged the execution of same, and being by me fully sworn, deposed and said that she is an officer of said Company, aforesaid: that the seal affixed to the preceding instrument is the corporate seal of said Company, and the said corporate seal and her signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company; that Article IV, Section 2 of the By-Laws of said Company is now in force.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Jacksonville, Florida this 7th day of January, 2020.

Lisa K. Penton



I, Nancy Giordano-Ramos, Vice President of NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this

_____ day of _____, _____.

Nancy Giordano-Ramos

**TOWN OF HUDSON, NH
ROAD GUARANTEE ESTIMATE FORM**

I hereby certify that, in addition to any work already completed, the following itemized statement and estimate unit costs will complete all improvements required by the Hudson, NH Planning Board for the following Streets:

Owner/Developer Name: _____ Dakota Partners, Inc. _____ Date: 06/04/2020 _____

Project Name: ___ Friars Court - LOWELL RD RIGHT OF WAY _____ Map: ___ 209 ___ Lot: ___ 1-1 _____

Street Name: _____ LOWELL RD ROW _____ Street Length: ___ 200FT +/- work area _____

	Total	Bond Remaining	Date
Clearing, 50' width	0.2 A.C. @ \$ 7,500.00 = \$ 1,500	_____	_____
Excavation	C.Y. @ \$ 10.00 = _____	_____	_____
Ledge Removal Mass	C.Y. @ \$ 35.00 = _____	_____	_____
Trench Ledge	C.Y. @ \$ 50.00 = _____	_____	_____
Drainage Swales	L.F. @ \$ 7.00 = _____	_____	_____
Drainage Swale w/Riprap	L.F. @ \$ 10.00 = _____	_____	_____
Hay Bale Dike	5 EA @ \$ 5.00 = \$ 25	_____	_____
Silt Fence	200 L.F. @ \$ 5.00 = \$ 1,000	_____	_____
Storm Drains Size/Type			
12" RCP	_____ L.F. @ \$ 35.00 = _____	_____	_____
15" RCP	_____ L.F. @ \$ 36.00 = _____	_____	_____
18" RCP	_____ L.F. @ \$ 40.00 = _____	_____	_____
21" RCP	_____ L.F. @ \$ 45.00 = _____	_____	_____
24" RCP	_____ L.F. @ \$ 50.00 = _____	_____	_____
30" RCP	_____ L.F. @ \$ 60.00 = _____	_____	_____
36" RCP	_____ L.F. @ \$ 70.00 = _____	_____	_____
6" PVC	_____ L.F. @ \$20.00 = _____	_____	_____
6" Underdrain	_____ L.F. @ \$ 15.00 = _____	_____	_____
8" Underdrain	_____ L.F. @ \$ 18.00 = _____	_____	_____
Additional Excavation for Structures	C.Y. @ \$ 6.00 = _____	_____	_____
4' Catch Basins	V.F. @ \$ 300.00 = _____	_____	_____
5' Catch Basins	V.F. @ \$ 350.00 = _____	_____	_____
4' Drain Manholes	V.F. @ \$ 350.00 = _____	_____	_____
5' Drain Manholes	V.F. @ \$ 400.00 = _____	_____	_____
Headwalls	EA. @ \$ 1,300.00 = _____	_____	_____
Rip-Rap	S.Y. @ \$ 36.00 = _____	_____	_____

Subdivision Name: Friars Court - LOWELL RD RIGHT OF WAY

					Total	Bond Remaining	Date
Sanitary Sewer Size							
6" PVC Service Connection	_____ L.F.	@	\$ 22.00 =	_____			
8" PVC							
0' - 12' Depth	90 L.F.	@	\$ 60.00 =	\$ 5,400			
12' - 18' Depth	_____ L.F.	@	\$ 80.00 =				
10" PVC	_____ L.F.	@	\$ 80.00				
Other Sleeve/Directional Boring	1 LS	@	\$ 30,000.00	\$ 30,000			
Sanitary Sewer Manholes 4' dia.	_____ V.F.	@	\$ 350.00 =				
Sanitary Sewer Manholes 5' dia.	_____ V.F.	@	\$ 375.00 =				
Service Cleanout	_____ EA.	@	\$ 150.00 =				
Water Main Size (valves included)							
4" DIP Class 52	_____ L.F.	@	\$ 55.00 =				
6" DIP Class 52	_____ L.F.	@	\$ 45.00 =				
8" DIP Class 52	_____ L.F.	@	\$ 50.00 =				
10" DIP Class 52	_____ L.F.	@	\$ 55.00 =				
12" DIP Class 52	_____ L.F.	@	\$ 60.00 =				
T/S&V	_____ L.F.	@	\$ 3,500.00 =				
Hydrants	_____ EA	@	\$ 3,500.00 =				
1" Copper Service (stops included)	_____ EA.	@	\$ 500.00 =				
Bank Run Gravel	32 C.Y.	@	\$ 15.00 =	\$ 480			
Crushed Bank Run Gravel	16 C.Y.	@	\$ 20.00 =	\$ 320			
Sand Cushion	_____ C.Y.	@	\$ 15.00 =				
Hot Bituminous Pavement 28' width							
2 1/2" Base Course Type C	15 TONS	@	\$ 90.00 =	\$ 1,350			
1 1/2" Wearing Course Type F	9 TONS	@	\$ 90.00 =	\$ 810			
_____ Other		@	=				
Tack Coat	87 S.Y.	@	\$ 0.25 =	\$ 22			
Curbing							
Granite	60 L.F.	@	\$ 25.00 =	\$ 1,500			
Cape Cod	_____ L.F.	@	\$ 7.00 =				
Sidewalks							
5' Wide bituminous	_____ S.Y.	@	\$ 35.00 =				
Loam and Seed							
Easement areas	100 L.F.	@	\$ 6.00 =	\$ 600			
R.O.W. areas	400 L.F.	@	\$ 5.00 =	\$ 2,000			

Subdivision Name: __Friars Court - LOWELL RD RIGHT OF WAY_____

					Total	Bond Remaining	Date
Bounds and Pins							
Property Pins	_____ EA.	@	\$ 200.00 =	_____			
Road Bounds	4 EA.	@	\$ 350.00 =	\$ 1,400			
Stop Signs	2 EA.	@	\$ 80.00 =	\$ 160			
Street Signs	2 EA.	@	\$ 100.00 =	\$ 200			
As-Built Plans	100 L.F.	@	\$ 5.00 =	\$ 500			
Landscaping							
Trees	_____ EA.	@	\$ 400.00 =	_____			
Bushes	_____ EA.	@	\$ 200.00 =	_____			
Guard Rails	_____ L.F.	@	\$ 50.00 =	_____			
Utility Trench (Elec/Tel/TV)	75 L.F.	@	\$40.00 =	\$ 3,000			
Other required improvements							
TRAFFIC DETAIL	1 LS	@	\$5,000.00 =	\$ 5,000			
Subtotal:					\$ 55,267		
3% Mobilization					\$ 1,658		
Engineering & Contingencies					\$ 5,527		
(10% subtotal):					\$ 62,451		
10% Maintenance Level:					\$ 6,245		
Total Estimate:					\$ 68,697		

Prepares Name: _____Karl Dubay_____ Date: _____04 June 2020_____

rev 8/1/2019
 rev 3/21/16
 rev 7/9/10
 excel bond form