

PERFORMANCE BOND

Oklahoma City Landfill, LLC dba Southeast OKC Landfill a corporation organized and existing under the laws of the State of Oklahoma ("Principal"), and Evergreen National Indemnity Company, a corporation organized and existing under the laws of the State of Ohio, ("Surety"), are jointly and severally bound unto the Oklahoma City Water Utilities Trust ("OCWUT") and its sole beneficiary, The City of Oklahoma City, in the amount of Two Hundred Fifty Thousand and 00/100 Dollars (\$250,000.00), in accordance with the terms and provisions hereof.

WITNESSETH:

WHEREAS, the Principal and OCWUT elected to enter into a Three (3) year renewal for the Professional Service Agreement for C209026 and C209030 Disposal of various waste at landfills (hereinafter referred to as the "Agreement" which is made a part hereof); and

WHEREAS, pursuant to the Agreement, the Principal is required to provide OCWUT with a properly executed Performance Bond throughout the initial term and any renewals provided for in the Agreement; and

WHEREAS, the Principal chose to acquire this Surety for the Three (3) year renewal term effective February 1, 2025 through January 31, 2028; and

WHEREAS, this Performance Bond is executed for the benefit of the Oklahoma City Water Utilities Trust and The City of Oklahoma City ("Oklahoma City") and is binding upon the Principal and Surety, their successors and assigns.

NOW, THEREFORE, the terms and provisions of this Performance Bond "(Bond)" shall be as follows:

This Bond shall be enforceable in an amount of up to \$ 2 5 0 , 0 0 0 against the Principal and Surety, their successors and assigns, by OCWUT and/or Oklahoma City, for any and all costs, expenses, fees, charge, damages, injuries, and losses incurred by the OCWUT or Oklahoma City for the failure of the Principal to fully and timely perform the Agreement, as solely determined by the OCWUT and Oklahoma City, performed by Principal as provided for in the Agreement. Provided, however, this Bond shall not be deemed to limit the liability of the Principal to OCWUT and/or Oklahoma City under the Agreement or otherwise under applicable law.

It is expressly agreed and understood by the parties hereto that changes, amendments, or alterations in said Agreement or deviations from the plan or mode of performance, mutually agreed between the Principal and the OCWUT, shall not have the effect of releasing or limiting the obligations of the Principal or the Surety, or their successors and assigns, under this Bond. In addition, it is expressly agreed by the parties hereto that the rights provided by this Bond shall not limit any other right of the Oklahoma City Water Utilities Trust and The City of Oklahoma City under the Agreement or by law to recovery for any costs, expense, fees, charges, , damages, injuries, or loss caused by the Principal.

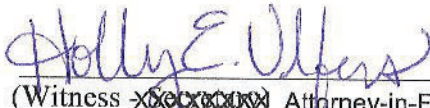
The failure of Principal to fully and timely perform the requirements of the Agreement or meet any applicable legal or regulatory requirements enacted subsequent to the date of this Bond shall not give rise to liability of Surety under this Bond.


IN WITNESS WHEREOF, the Principal and the Surety have caused this Bond to be executed by its duly authorized officer and agents, respectively.

EXECUTED this 7th day of January, 2025 by the Principal.

ATTEST:

Oklahoma City Landfill, LLC dba Southeast OKC Landfill
Principal (Company Name)


(Witness ~~XXXXXXXXXX~~ Attorney-in-Fact)
Holly E. Ulfers


(~~Authorized Officer~~ Attorney-in-Fact) Kathleen M. Mitchell

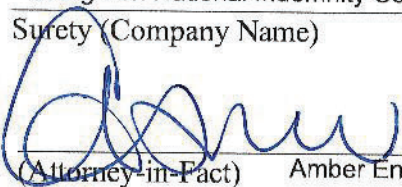
As Attorney-in-Fact

EXECUTED this 7th day of January, 2025 by the Surety.

ATTEST:

Evergreen National Indemnity Company
Surety (Company Name)


(Witness ~~XXXXXXXXXX~~ Attorney-in-Fact)
Debbie Lindstrom


(Attorney-in-Fact) Amber Engel

Attach Power of Attorney for Attorney-in-Fact

OKLAHOMA CITY WATER UTILITIES TRUST

APPROVED by the Trustees and signed by the Chairman of the Oklahoma City Water Utilities Trust this 11TH day of FEBRUARY, 2025.

ATTEST:

Amy K. Simpson
SECRETARY



Jim D. Cook
CHAIRMAN

CONCURRED by the Council and signed by the Mayor of The City of Oklahoma City this 25TH day of FEBRUARY, 2025.

ATTEST:

Amy K. Simpson
CITY CLERK



David Holt
MAYOR

REVIEWED for form and legality.

Heather Green

Assistant Municipal Counselor



POWER OF ATTORNEY

REPUBLIC SERVICES, INC., a Delaware corporation having its principal place of business at 18500 N. Allied Way, Phoenix, Arizona 85054, hereby makes, constitutes and appoints KIBBLE & PRENTICE HOLDING COMPANY dba USI INSURANCE SERVICES NORTHWEST, acting through and by any one of Debbie Lindstrom, Kathleen M. Mitchell, Scott C. Alderman, Amber Engel, Jamie Armfield, Holly E. Ulfers, Tatiana Geffer, or Roxana Palacios, its true and lawful attorney to sign and seal any and all surety bonds, bid bonds, performance bonds and payment bonds at or below the monetary threshold of Five Million Dollars (\$5,000,000.00) on behalf of REPUBLIC SERVICES, INC. and its subsidiaries, relating to the provision of solid waste collection, transportation, transfer, recycling, disposal and/or energy services by REPUBLIC SERVICES, INC. and its subsidiaries and affix its corporate seal to and deliver for and on behalf as surety thereon or otherwise, bonds of any of the following classes, to wit:

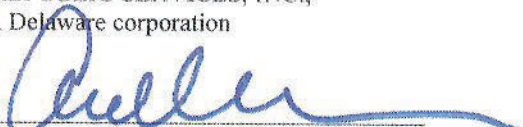
1. Surety bonds, bid bonds, performance bonds and payment bonds to the United States of America or agency thereof, including those required or permitted under the laws or regulations relating to Customs or Internal Revenue; license and permit bonds or other indemnity bonds under the laws, ordinances or regulations of any state, city, town, village, board, other body organization, public or private; bonds to transportation companies; lost instrument bonds; lease bonds; worker's compensation bonds; miscellaneous surety bonds; and bonds on behalf of notaries public, sheriffs, deputy sheriffs and similar public officials.

2. Surety bonds, bid bonds, performance bonds and payment bonds on behalf of REPUBLIC SERVICES, INC. and its subsidiaries in connection with bids, proposals or contracts.

REPUBLIC SERVICES, INC. hereby agrees to ratify and confirm whatsoever KIBBLE & PRENTICE HOLDING COMPANY dba USI INSURANCE SERVICES NORTHWEST shall lawfully do pursuant to this power of attorney, and until notice or revocation has been given by REPUBLIC SERVICES, INC., the acts of said attorney shall be binding on the undersigned.

IN WITNESS WHEREOF, this Power of Attorney has been signed this 30th day of January, 2024 on behalf of REPUBLIC SERVICES, INC. by its Assistant Secretary, Adrienne W. Wilhoit.

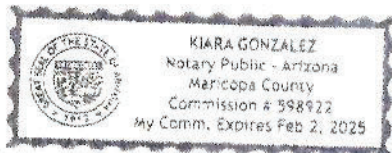
REPUBLIC SERVICES, INC.,
a Delaware corporation


Adrienne W. Wilhoit

STATE OF ARIZONA

COUNTY OF MARICOPA

Subscribed and sworn to before me this 30th day of January, 2024 by Kiara Gonzalez, Notary Public.


Notary Public

CERTIFICATE

I, the undersigned, John B. Nickerson, Assistant Secretary of Republic Services, Inc., a Delaware corporation, do hereby certify that the foregoing Power of Attorney is true, correct, remains in full force and effect, and has not been revoked.

IN WITNESS WHEREOF, this Certification has been signed this 7th day of January, 2025 on behalf of REPUBLIC SERVICES, INC. by its Assistant Secretary, John B. Nickerson.


John B. Nickerson

EVERGREEN NATIONAL INDEMNITY COMPANY

Independence, Ohio

POWER OF ATTORNEY

Bond No. 880475

KNOW ALL MEN BY THESE PRESENTS: That the Evergreen National Indemnity Company, a corporation in the State of Ohio does hereby nominate, constitute and appoint:

Amber Engel

its true and lawful Attorney(s)-in-Fact to make, execute, attest, seal and deliver for and on its behalf, as Surety, and as its act and deed, where required, any and all bonds, undertakings, recognizances and written obligations in the nature thereof.

This Power of Attorney is granted and is signed by facsimile pursuant to the following Resolution adopted by its Board of Directors on the 23rd day of July, 2004:

"RESOLVED, That any two officers of the Company have the authority to make, execute and deliver a Power of Attorney constituting as Attorney(s)-in-fact such persons, firms, or corporations as may be selected from time to time.

FURTHER RESOLVED, that the signatures of such officers 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 Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company; and any such powers so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, the Evergreen National Indemnity Company has caused its corporate seal to be affixed hereunto, and these presents to be signed by its duly authorized officers this 1st day of April, 2024.

EVERGREEN NATIONAL INDEMNITY COMPANY



By: Robert W. Shepard, President

By: David A. Canzone, CFO

Notary Public)
State of Ohio)

SS:

On this 1st day of April, 2024, before the subscriber, a Notary for the State of Ohio, duly commissioned and qualified, personally came Robert W. Shepard and David A. Canzone of the Evergreen National Indemnity Company, to me personally known to be the individuals and officers described herein, and who executed the preceding instrument and acknowledged the execution of the same and being by me duly sworn, depose and said that they are the officers of said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and signatures as officers were duly affixed and subscribed to the said instrument by the authority and direction of said Corporation; and that the resolution of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at Cleveland, Ohio, the day and year above written.



WILLIAM J. KOVAL, JR.
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date.
Section 147.03 R.C.

By: William J. Koval, Jr., Notary Public
My commission has no expiration date
Section 147.03 R.C.

State of Ohio)

SS:

I, the undersigned, Secretary of the Evergreen National Indemnity Company, a stock corporation of the State of Ohio, DO HEREBY CERTIFY that the foregoing Power of Attorney remains in full force and has not been revoked; and furthermore that the Resolution of the Board of Directors, set forth herein above, is now in force.

Signed and sealed in Independence, Ohio, this 7th day of January, 2025.



Wan C. Collier
Wan C. Collier, Secretary



USI Insurance Services
601 Union Street
Suite 1000
Seattle, WA 98101
www.usi.com
Tel: 206.441.6300

January 7, 2025

FEDEX Express - Next Day

Juan Villamil
Republic Services
7540 Southwest 59th Street
Oklahoma City, OK 73179
539-900-9498

RE: Oklahoma City Landfill, LLC dba Southeast OKC Landfill
\$ 250,000.00 Performance Bond
Oklahoma City Water Utilities Trust
for Agreement C209026 Disposal of Various Municipal Solid Waste at Landfills and Agreement
C209030 Disposal of Waste at Landfills During FEMA Declared Emergencies
Bond # 880475

Enclosed find your bond for the above captioned obligation as requested. Please review for accuracy before forwarding the enclosed original Bond to the Obligee along with any other required paperwork.

Should you require further assistance or if you have any questions, please do not hesitate to contact me at 206-731-1200 or email us at RSNew@usi.com.

Sincerely,

A handwritten signature in blue ink that reads "Tatiana".

Tatiana Gefer
Surety Department

SPECIAL INSTRUCTIONS FOR THIS BOND (if left blank, there are no special instructions for your bond):