

AGREEMENT

BETWEEN

**DISTRICT OF COLUMBIA DEPARTMENT OF SMALL AND LOCAL BUSINESS
DEVELOPMENT**

AND

THE SURETY & FIDELITY ASSOCIATION OF AMERICA

I. INTRODUCTION

THIS AGREEMENT ("Agreement" is by and between the DISTRICT OF COLUMBIA (the "District"), a municipal corporation acting by and through the DISTRICT OF COLUMBIA DEPARTMENT OF SMALL AND LOCAL BUSINESS DEVELOPMENT ("DSLBD") and THE SURETY & FIDELITY ASSOCIATION OF AMERICA, a District of Columbia non-profit corporation, or its designees, successors or assigns ("SFAA").

II. BACKGROUND

The mission of DSLBD is to stimulate and foster the economic growth and development of certified business enterprises ("CBE's") by stimulating and expanding the local tax base of the District; increasing the number of viable employment opportunities for District residents; and extending economic prosperity to local business owners, their employees and the communities they serve. Through advocacy, business development programs and technical assistance offerings, DSLBD seeks to maximize opportunities for CBEs to participate in the District's contracting and procurement process; the District's economic development activities; and federal and private sector business opportunities that occur in the District.

SFAA is a trade association consisting of companies that collectively write the majority of surety and fidelity bonds in the United States. The Model Contractor Development Program ® ("MCDP®") is a dual access to bonding strategy and involves working with producers and underwriters to make bonds more available and, at the same time, working with small and emerging contractors to make them more bondable.

III. PURPOSE

WHEREAS, the purpose of this Agreement is to establish a working partnership between DSLBD and SFAA to facilitate the implementation of the MCDP®. Offering the MCDP® allows both parties to directly respond to the challenges facing small and emerging contractors located in the District;

WHEREAS, through the MCDP®, SFAA will support DSLBD by providing surety bond education, identifying resources available for obtaining a first bond, and directly assisting small and emerging contractors in achieving bond readiness; and

WHEREAS, DSLBD will make available the MCDP® to the small contractor community, promote the MCDP® to all interested parties, and act as a public liaison.

THEREFORE, the parties do mutually agree as follows:

IV. ROLES AND RESPONSIBILITIES

SFAA shall:

- Identify one or more local surety professional(s) to work as a volunteer bond readiness team for the MCDP®;
- Provide all workshop content, materials, and presenters;
- Provide local surety team members for one-on-one counseling; and
- Provide bondable small and emerging contractors access to surety producers.

DSLBD shall:

- Administer all activities related to recruitment and retention of participants in the MCDP®;
- Act as public liaison for MCDP® and coordinate all outreach activities;
- Store and maintain participant files and records for local surety team; and
- Ensure accountability of small contractor participation and eligibility requirements.

V. TERMS AND CONDITIONS

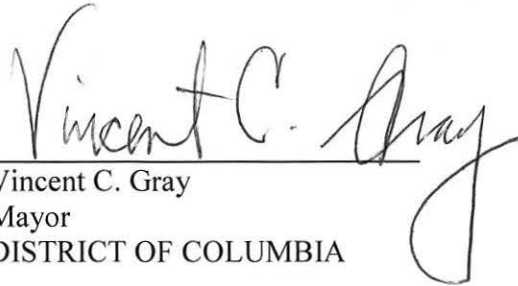
This Agreement shall be in effect for a period of one (1) year from the date of execution and shall be amendable and renewable for additional one year periods by mutual consent. If either party wishes to terminate the Agreement prior to the end of the one year period, that party must provide a 30 day written notice to the other party.

Any promotional or marketing materials related to the MCDP® and/or this Agreement and/or bearing the DSLBD and /or SFAA name or logo must first be approved by DSLBD and SFAA before publication and/or dissemination.

This Agreement shall be construed to be in accordance with the laws of the District of Columbia without regard for conflicts of law principles.

The undersigned parties have understood and agreed to the requirements of this Agreement. Any modifications or corrections to this Agreement must be done in writing and agreed upon by both parties before changes are implemented. All subsequent additions, deletions or updates should be introduced with a track number for filing purposes.

AGREED TO AND EXECUTED THIS 5th DAY of March, 2013



Vincent C. Gray
Mayor
DISTRICT OF COLUMBIA



Lynn M. Schubert
President
THE SURETY & FIDELITY ASSOCIATION OF AMERICA