

**1. REQUESTED MOTION**

**ACTION REQUESTED:** Authorize an extension, from December 31, 2003 to May 31, 2004, for Contract C-1818 between the Lee County Board of County Commissioners and Dunbar Industrial Action Development (DIAD).

**WHY ACTION IS NECESSARY:** This contract extension is technical in nature and the additional time will allow DIAD to complete its contractual obligations with the county.

**WHAT ACTION ACCOMPLISHES:** Extends the grant award agreements with the grant recipient DIAD who will use the money for construction of affordable housing.

2. **DEPARTMENTAL CATEGORY:** 04  
**COMMISSION DISTRICT #:** CW

C4C

3. **MEETING DATE:**  
12-09-2003

4. **AGENDA:**  
 CONSENT  
 ADMINISTRATIVE  
 APPEALS  
 PUBLIC  
 WALK ON  
**TIME REQUIRED:**

5. **REQUIREMENT/PURPOSE:**  
(Specify)  
 STATUTE  
 ORDINANCE  
 ADMIN. CODE  
 OTHER (SHIP Grant Award)  
State Housing Initiative Partnership

6. **REQUESTOR OF INFORMATION:**  
A. COMMISSIONER N/A  
B. DEPARTMENT Community Development  
C. DIVISION Planning  
BY: Paul O'Connor, AICP, Planning Director  
POC 11/19/03

**7. BACKGROUND:**

Dunbar Industrial Action Development (DIAD) is a non-profit organization dedicated to providing affordable housing in Southwest Florida. During 1999 the Lee County Affordable Housing Committee recommended and the Board of County Commissioners approved (Nov 16, 1999) awarding DIAD a total of \$300,000 in SHIP funds over a three-year period for the construction of 12 affordable housing units.

The total SHIP award for C-1818 (Year 3 of the three-year project) is \$100,000. The terms of the award are spelled out in grant award agreement that expires on December 31, 2003. DIAD is requesting an extension of this deadline to May 31, 2004 because DIAD encountered minor weather related delays.

Staff recommends that this extension be granted because: 1) it is in compliance with the SHIP rules and regulations and 2) it will ensure a timely completion of this project and fulfillment of the terms of the grant award agreement.

No additional SHIP dollars are required above those already granted.

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>Manf...</i>		N/A	N/A	<i>[Signature]</i> 11/20/03	QA <i>[Signature]</i> 11/20/03	OM <i>[Signature]</i> 11/20/03	Risk <i>[Signature]</i> 11/20/03	GC <i>[Signature]</i> 11/20/03	<i>[Signature]</i>

10. **COMMISSION ACTION:**  
 APPROVED  
 DENIED  
 DEFERRED  
 OTHER

Rec. by CoAtty  
Date: 11/20/03  
Time: 3:30 PM  
Forwarded To:  
Co. Admin  
11/20/03

RECEIVED BY  
COUNTY ADMIN: *[Signature]*  
11/20/03  
3:40 pm SLT  
COUNTY ADMIN  
FORWARDED TO: *[Signature]*  
11/20 4:30

AMENDMENT TO THE  
AGREEMENT BETWEEN THE  
LEE COUNTY BOARD OF COUNTY COMMISSIONERS  
AND  
DUNBAR INDUSTRIAL ACTION DEVELOPMENT (DIAD)

WITNESSETH:

WHEREAS, the referenced Parties to Contract No. C-1818 desire to amend the Contract pursuant to its Section I.A.

NOW, THEREFORE IN CONSIDERATION OF THE MUTUAL PROMISES STATED HEREIN, the referenced contract Section I.A. is amended as follows with new language underlined and amended language struck-through:

**EXHIBIT A**

1. a. The Project, as approved for grant assistance, shall consist of the following authorized scope of Project work:
  - Construction of 4 single family homes for 4 low income home buyers to be completed by May 31, 2004 ~~December 31, 2003~~.

The Parties hereby executed this Amendment on \_\_\_\_\_, 2003.

CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
LEE COUNTY, FLORIDA

BY \_\_\_\_\_  
DEPUTY CLERK

BY: Teresa Brown  
CHAIRMAN

Pamela C. Rowe  
Witness (Signature)

BY: M White  
DIAD (Dunbar Industrial Action Development)

Pamela C. Rowe  
Witness (Name, Address)

Title: Executive Director

P.O. Box 2168  
Jenifer 33902

FEIN#: 59-2807416

Michael Jones  
Witness (Signature)

Witness (Name, Address)

3901 Dr. Martin Luther King, Jr. Blvd  
 Ft Myers, FL 33916

APPROVED AS TO FORM  
OFFICE OF COUNTY ATTORNEY

BY: \_\_\_\_\_  
Lee County Attorney's Office

# ACORD CERTIFICATE OF LIABILITY INSURANCE

OP ID AL  
DUNBA-2

DATE (MM/DD/YYYY)  
11/10/03

**PRODUCER**  
Five County Insurance Agency  
1614 Colonial Blvd  
Fort Myers FL 33907  
Phone: 239-939-1400 Fax: 239-939-3813

**INSURED**  
Dunbar Industrial Action  
Development, Inc  
3901 Martin Luther 119  
Ft Myers FL 33916

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 POLICIES BELOW.

INSURERS AFFORDING COVERAGE		NAIC #
INSURER A:	USF&G/St Paul- Atlanta	
INSURER B:	St. Paul Fire & Marine/MN	
INSURER C:		
INSURER D:		
INSURER E:		

## COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR	ADDL LTR	INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS	
A	X	X	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GENL AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	BL01562352	11/25/03	11/25/04	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000	
			<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$	
			<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$	
			<b>EXCESS/UMBRELLA LIABILITY</b> <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$	
			<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				<input type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$	
A			<b>OTHER</b> Crime	406CF3414	10/09/03	10/09/06	Crime	350,000
B			D&O Liability	297	03/19/03	03/19/04	D&O Liab	1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS  
 Lee County Board of County Commissioners is listed as Additional Insured for General Liability.

## CERTIFICATE HOLDER

LEE COUNTY BOARD OF COUNTY COMMISSIONERS  
 RISK MANAGEMENT  
 PO BOX 398  
 FT MYERS FL 33902

LEEC039

## CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

## **IMPORTANT**

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

## **DISCLAIMER**

The Certificate of Insurance on the reverse side of this form does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.