RESOLUTION NO.________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A MANAGEMENT AGREEMENT WITH THE RHYTHM FOUNDATION, INC. FOR THE OPERATION, PROGRAMMING, AND MANAGEMENT OF THE ARTSPARK AT YOUNG CIRCLE IN AN ANNUAL AMOUNT OF $150,000.00 IN ACCORDANCE WITH SECTION 38.41(C)(9) OF THE PROCUREMENT CODE. (BEST INTEREST)

WHEREAS, the Department of Parks, Recreation and Cultural Arts (“PRCA”) requires a Management Agreement (“Agreement”) with a qualified cultural programming organization to operate, manage, and program the ArtsPark at Young Circle (“Facility”) in Downtown Hollywood; and

WHEREAS, the Rhythm Foundation, Inc. (“Rhythm Foundation”) is a Florida not-for-profit 501(c)(3) arts organization with a mission to increase international awareness and cultural exchange through live music and related programming; and

WHEREAS, the Rhythm Foundation has a proven track record of producing high-quality cultural events and has successfully partnered with the City for over 15 years; and

WHEREAS, the Agreement provides for the Rhythm Foundation to produce a minimum of twelve events annually, manage all aspects of booking, concessions, and sponsorships, and maintain the Facility in good condition; and

WHEREAS, the City shall provide the Rhythm Foundation with an annual contribution of $150,000.00, payable in quarterly installments, to support operations, programming, and marketing; and

WHEREAS, Section 38.41(C)(9) of the Procurement Code provides that when the City Commission declares by a five-sevenths affirmative vote that competitive bidding and competitive proposals are not in the best interest of the City, such purchases are exempt from competitive bidding and competitive proposal requirements; and

WHEREAS, the Agreement is subject to PRCA receiving all insurance documentation required and approved by the City’s Risk Manager, along with signed statements of Hold Harmless and Indemnity in favor of the City; and

WHEREAS, a portion of the funding for this agreement is available in account number 001.300601.57200.549110.000000.000.000 and will be budgeted in subsequent fiscal years’ operating budgets subject to approval and adoption by the City Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1**:** That the foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2**:** That it approves and authorizes the execution, by the appropriate City officials, of a Management Agreement with the Rhythm Foundation, Inc., together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3**:** That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____________, day of________________, 2025.

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JOSH LEVY, MAYOR

ATTEST:

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PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

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DAMARIS HENLON,
CITY ATTORNEY