CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM

TO: Mayor and Commissioners **DATE:** December 17, 2020

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Proposed Purchase Order with Python Manufacturing Limited DBA Superior Roads Solution

---

I have reviewed the above referenced Agreement with the participating Department/Office(s), and the proposed general business terms and other significant provisions are as follows:

1) Department/Division involved – Public Utilities

2) Type of Agreement – Purchase Order

3) Method of Procurement (RFP, bid, etc.) – Section 38.40(C)(2) of the City's Purchasing Ordinance provides that, sole-source supplies and services, such as unique, patented, or franchised supplies or services, are exempt if the Chief Procurement Officer determines, after conducting a good faith review of available sources, that the particular supply or service is available form only one source.

4) Term of Contract:
   a) initial – One time purcahse
   b) renewals (if any) – n/a
   c) who exercises option to renew – n/a

5) Contract Amount – $458,180.44

6) Termination Rights – City, acting through its City Manager or his/her designee, reserves the right to terminate the order in whole or in part for default (a) if Contractor fails to perform in accordance with any of the requirements of the order or (b) If Contractor becomes insolvent or suspends any of its operations or if any petition is filed or proceeding commenced by or against Contractor under any State or Federal Law relating to bankruptcy, reorganization, receivership or assignment for the benefit of creditors. Any such termination will be without liability to City except for completed items delivered and accepted by the City. Contractor, will be liable for excess costs of reprocurement.

7) Indemnity/Insurance Requirements – Contractor shall comply with applicable City requirements.

8) Scope of Services – Contractor shall provide a pothole patching machine to keep up with the volume of potholes in the City.

9) Other Significant Provisions: n/a

cc: Wazir Ishmael, City Manager