

RESOLUTION NO. R-2022-249

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO AMEND BLANKET PURCHASE ORDER PA600356 WITH JUNIPER LANDSCAPING OF FLORIDA, LLC FOR ATHLETIC FIELD MAINTENANCE IN AN ANNUAL AMOUNT NOT TO EXCEED \$400,000.00.

WHEREAS, the City is seeking a well-qualified contractor with considerable experience in athletic field maintenance for the following facilities: Boggs Field – East; Boggs Field – West; Driftwood; Hollywood West; Rotary Park, and Washington Park; and

WHEREAS, on May 19, 2021 the City Commission approved Resolution No. R-2021-111, which authorized the execution of a contract with Juniper Landscaping of Florida, LLC (“Juniper”) in an amount not to exceed \$400,000.00; and

WHEREAS, the annual amount of the contract will not exceed \$400,000.00; and

WHEREAS, the Department recommends that the City Commission authorize the appropriate City officials to amend Blanket Purchase Order PA600356 with Juniper; and

WHEREAS, funding has been appropriated and exists in account number 001.300701.57200.5311700.000000.000.000, and will be requested in subsequent fiscal years; and

WHEREAS, the contract term is for three years with an option to renew for two additional one-year terms as mutually agreed upon by both parties.

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 authorizes the appropriate City officials to amend Blanket Purchase Order PA600356 with Juniper Landscaping of Florida, LLC, embodying the terms and conditions approved by the City Commission this date in a form acceptable to 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.

A RESOLUTION AUTHORIZING APPROPRIATE CITY OFFICIALS TO AMEND BLANKET PURCHASE ORDER PA600356 WITH JUNIPER LANDSCAPING OF FLORIDA, LLC FOR ATHLETIC FIELD MAINTENANCE IN AN ANNUAL AMOUNT NOT TO EXCEED \$400,000.00.

PASSED AND ADOPTED this 7 day of September, 2022.



JOSH LEVY, MAYOR

ATTEST:



PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida, only.



DOUGLAS R. GONZALES
CITY ATTORNEY

DM



Blanket Purchase Order PA600356

Supplier Details:

Company Juniper Landscaping of Florida, LLC
Contact Carmen Saavedra
Address 5880 Staley Road
Fort Myers, FL 33905

Submit your response to:

Company City of Hollywood, FL - PRCA Administration
Contact Chuck, Karl
Address 1405 S 28 Ave
Hollywood FL 33020
Phone 1-954-921-3404
Fax
E-mail kchuck@hollywoodfl.org

Dear Vendor:

This is to inform you that the City of Hollywood, Florida is entering a Blanket Order with your Company based on the following:
Formal Bid F-4664-21-RL



Blanket Purchase Order PA600356

Agreement	PA600356
Agreement Date	24-MAY-2021
Revision	0
Agreement Amount	400,000.00 USD

VENDORS MUST INCLUDE THE CITY'S PURCHASE ORDER NUMBER ON ALL INVOICES. PLEASE SUBMIT ALL INVOICES TO ACCOUNTSPAYABLE@HOLLYWOODFL.ORG.

OR Mail To	City of Hollywood Accounts Payable, Room 119 P.O. Box 229045 Hollywood, FL 33022-9045	Supplier	Juniper Landscaping of Florida, LLC 5880 Staley Road Fort Myers, FL 33905
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Notes Initial Term Approved via R-2021-111

Customer Account Number	Supplier Number	Payment Terms	Freight Terms	FOB
	101997	Net 30	None	Destination
		Start Date	End Date	Shipping Method
		05/20/2021	05/19/2024	
Initial Award Term		05/20/2021	05/19/2024	
First Renewal Period		05/20/2024	05/19/2025	
Second Renewal Period		05/20/2025	05/19/2026	
Third Renewal Period				
Fourth Renewal Period				

Attachments			
Type	File Name or URL	Title	Description
File	PA600356 Juniper Landscaping Back-up.pdf	PA600356 Juniper Landscaping B	Approved via R-2021-111
File	bid_F-4664-21-RL_-_Athletic_Field_Maintenance_Line_Item_Tab_Report.pdf	bid_F-4664-21-RL_-_Athletic_Fi	

Line	Item	UOM	Price	Expiration Date												
1	BOGGS FIELD: Boggs East / Police Athletic League Field Maintenance	Month	3,357.32													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													
2	BOGGS FIELD: Boggs West Field Maintenance	Month	4,904.15													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													

Line	Item	UOM	Price	Expiration Date
3	BOGGS FIELD: Boggs East / Police Athletic League Irrigation Maintenance	Month	195.80	
Attachments				
	Type	File Name or URL	Title	Description
4	BOGGS FIELD: Boggs West Irrigation Maintenance	Month	286.01	
Attachments				
	Type	File Name or URL	Title	Description
5	BOGGS FIELD: Bermuda Turf Installation (includes removal, disposal, site prep and installatio	Square Foot	1.35	
Attachments				
	Type	File Name or URL	Title	Description
6	BOGGS FIELD: Irrigation Parts & Supplies (based on SiteOne Landscape Supply Catalog: Wholesal		0.00	
Attachments				
	Type	File Name or URL	Title	Description
7	BOGGS FIELD: Chemicals & Fertilizerson SiteOne Landscape Supply Catalog: Wholesal		0.00	
Attachments				
	Type	File Name or URL	Title	Description
8	BOGGS FIELD: Miscellaneous supplies and materials		0.00	
Attachments				
	Type	File Name or URL	Title	Description



Blanket Purchase Order PA600356

Line	Item	UOM	Price	Expiration Date
9	DRIFTWOOD: Driftwood Field Maintenance	Month	5,686.55	
Attachments				
	Type	File Name or URL	Title	Description
10	DRIFTWOOD: Driftwood Irrigation Maintenance	Month	331.64	
Attachments				
	Type	File Name or URL	Title	Description
11	DRIFTWOOD: Bermuda Turf Installation (includes removal, disposal, site prep and installatio	Square Foot	1.35	
Attachments				
	Type	File Name or URL	Title	Description
12	DRIFTWOOD: Irrigation Parts & Supplies (based on SiteOne Landscape Supply Catalog: Wholesa		0.00	
Attachments				
	Type	File Name or URL	Title	Description
13	DRIFTWOOD: Chemicals & Fertilizers		0.00	
Attachments				
	Type	File Name or URL	Title	Description
14	DRIFTWOOD: Miscellaneous supplies and materials		0.00	
Attachments				
	Type	File Name or URL	Title	Description
15	HOLLYWOOD WEST: Hollywood West Field Maintenance	Month	4,904.15	



Blanket Purchase Order PA600356

Line	Item	UOM	Price	Expiration Date												
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16	HOLLYWOOD WEST: Hollywood West Irrigation Maintenance	Month	286.01													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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17	HOLLYWOOD WEST: Bermuda Turf Installation (includes removal, disposal, site prep and installatio	Square Foot	1.35													
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18	HOLLYWOOD WEST: Irrigation Parts & Supplies (based on SiteOne Landscape Supply Catalog: Wholesa		0.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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Type	File Name or URL	Title	Description													
19	HOLLYWOOD WEST: Chemicals & Fertilizers		0.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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Type	File Name or URL	Title	Description													
20	HOLLYWOOD WEST: Miscellaneous supplies and materials		0.00													
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Attachments																
Type	File Name or URL	Title	Description													
21	ROTARY PARK: Rotary Park Field Maintenance	Month	4,285.07													



Blanket Purchase Order PA600356

Line	Item	UOM	Price	Expiration Date
22	ROTARY PARK: Rotary Park Irrigation Maintenance	Month	249.90	
Attachments				
	Type	File Name or URL	Title	Description
23	ROTARY PARK: Bermuda Turf Installation (includes removal, disposal, site prep and installatio	Square Foot	1.35	
Attachments				
	Type	File Name or URL	Title	Description
24	ROTARY PARK: Irrigation Parts & Supplies (based on SiteOne Landscape Supply Catalog: Wholesa		0.00	
Attachments				
	Type	File Name or URL	Title	Description
25	ROTARY PARK: Chemicals & Fertilizers		0.00	
Attachments				
	Type	File Name or URL	Title	Description
26	ROTARY PARK: Miscellaneous supplies and materials		0.00	
Attachments				
	Type	File Name or URL	Title	Description
27	WASHINGTON PARK: Washington Park Field Maintenance	Month	4,121.95	
Attachments				
	Type	File Name or URL	Title	Description

Line	Item	UOM	Price	Expiration Date
28	WASHINGTON PARK: Washington Park Irrigation Maintenance	Month	240.39	
Attachments				
	Type	File Name or URL	Title	Description
29	WASHINGTON PARK: Bermuda Turf Installation (includes removal, disposal, site prep and installatio	Square Foot	1.35	
Attachments				
	Type	File Name or URL	Title	Description
30	WASHINGTON PARK: Irrigation Parts & Supplies (based on SiteOne Landscape Supply Catalog: Wholesea		0.00	
Attachments				
	Type	File Name or URL	Title	Description
31	WASHINGTON PARK: Chemicals & Fertilizers		0.00	
Attachments				
	Type	File Name or URL	Title	Description
32	WASHINGTON PARK: Miscellaneous supplies and materials		0.00	
Attachments				
	Type	File Name or URL	Title	Description
33	SUPPLEMENTAL WORK: St. Augustine "Floratam" Sod	Square Foot	0.95	
Attachments				
	Type	File Name or URL	Title	Description



Blanket Purchase Order PA600356

Line	Item	UOM	Price	Expiration Date
34	SUPPLEMENTAL WORK: Tifway 419 Sod	Square Foot	1.60	
Attachments				
	Type	File Name or URL	Title	Description
35	SUPPLEMENTAL WORK: Celebration Bermuda Sod	Square Foot	1.60	
Attachments				
	Type	File Name or URL	Title	Description
36	SUPPLEMENTAL WORK: Bahia Sod	Square Foot	0.95	
Attachments				
	Type	File Name or URL	Title	Description
37	SUPPLEMENTAL WORK: Red Mulch - 2 cu. ft bag	Each	4.25	
Attachments				
	Type	File Name or URL	Title	Description
38	SUPPLEMENTAL WORK: Spanish Gold Mulch - 2 cu. ft bag	Each	4.25	
Attachments				
	Type	File Name or URL	Title	Description
39	SUPPLEMENTAL WORK: Soil - 70/30 mix	Cubic Yard	78.00	
Attachments				
	Type	File Name or URL	Title	Description
40	SUPPLEMENTAL WORK: Soil 80/20 mix	Cubic Yard	79.20	
Attachments				

Line	Item	UOM	Price	Expiration Date							
	<table border="1"> <thead> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Type	File Name or URL	Title	Description						
Type	File Name or URL	Title	Description								
41	SUPPLEMENTAL WORK: Red Mulch - Blown	Cubic Yard	40.00								
	<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Attachments				Type	File Name or URL	Title	Description		
Attachments											
Type	File Name or URL	Title	Description								
42	SUPPLEMENTAL WORK: Spanish Gold Mulch - Blown	Cubic Yard	41.00								
	<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Attachments				Type	File Name or URL	Title	Description		
Attachments											
Type	File Name or URL	Title	Description								
43	SUPPLEMENTAL WORK: Annuals Mix	Cubic Yard	117.50								
	<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Attachments				Type	File Name or URL	Title	Description		
Attachments											
Type	File Name or URL	Title	Description								
44	SUPPLEMENTAL WORK: Sand - Golf Course Trap Sand	Cubic Yard	137.84								
	<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Attachments				Type	File Name or URL	Title	Description		
Attachments											
Type	File Name or URL	Title	Description								
45	SUPPLEMENTAL WORK: Sand - 70/30 mix	Cubic Yard	78.00								
	<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Attachments				Type	File Name or URL	Title	Description		
Attachments											
Type	File Name or URL	Title	Description								
46	SUPPLEMENTAL WORK: Crimson Stone for Baseball/Softball Warning Tracks (Installed 1/2 inch thick)	Square Foot	235.00								
	<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> </table>	Attachments				Type	File Name or URL	Title	Description		
Attachments											
Type	File Name or URL	Title	Description								
47	SUPPLEMENTAL WORK: Field Clay for Baseball/Softball Infields	Ton	113.58								



Blanket Purchase Order PA600356

Line	Item	UOM	Price	Expiration Date
	and Pitcher's Mounds			
Attachments				
	Type	File Name or URL	Title	Description
48	SUPPLEMENTAL WORK: Bio-Barrier 12" Root Barrier	Linear Foot	19.85	
Attachments				
	Type	File Name or URL	Title	Description
49	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Laborer/Groundskeeper	Hour	35.00	
Attachments				
	Type	File Name or URL	Title	Description
50	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Irrigation Technician - Certified -	Hour	55.00	
Attachments				
	Type	File Name or URL	Title	Description
51	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Large Equipment Operator	Hour	85.00	
Attachments				
	Type	File Name or URL	Title	Description
52	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Supervisor/Foreman	Hour	55.00	
Attachments				
	Type	File Name or URL	Title	Description
53	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Graduate Horticulturist	Hour	65.00	

Line	Item	UOM	Price	Expiration Date												
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Type	File Name or URL	Title	Description													
54	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Bobcat w/operator	Hour	85.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													
55	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Front end loader w/operator	Hour	95.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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Type	File Name or URL	Title	Description													
56	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: 18-yard dump truck w/driver	Hour	120.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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Type	File Name or URL	Title	Description													
57	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: 75-ton crane w/operator	Hour	350.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													
58	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Work boat w/operator	Hour	350.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													
59	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Climber/trimmer	Hour	65.00													

Line	Item	UOM	Price	Expiration Date												
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													
60	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Chipper truck w/operator	Hour	130.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
Attachments																
Type	File Name or URL	Title	Description													
61	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Bucket truck w/operator	Hour	130.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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Type	File Name or URL	Title	Description													
62	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Water Truck w/operator	Hour	45.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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Type	File Name or URL	Title	Description													
63	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Spray Technician	Hour	75.00													
<table border="1"> <thead> <tr> <th colspan="4">Attachments</th> </tr> <tr> <th>Type</th> <th>File Name or URL</th> <th>Title</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>					Attachments				Type	File Name or URL	Title	Description				
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64	LABOR and EQUIPMENT - SUPPLEMENTAL WORK: Laser Grading of Sports Field	Hour	180.00													
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Blanket Purchase Order PA600356

TERMS AND CONDITIONS

The following Terms and Conditions are applicable to this order entered into by and between the City of Hollywood (referred to as Buyer) and Vendor (referred to as Seller).

MODIFICATIONS

This purchase order form and any other document pertaining to this transaction which has been acknowledged in writing by the Director is a complete and exclusive statement of this order. Accordingly no modification or amendment shall be binding upon the Buyer unless signed by the Director. The City Attorney has approved these standard terms and conditions as to form and legality. Accordingly no modification of these terms and conditions shall be binding upon buyer unless they are endorsed and approved by the City Attorney. In the event of a conflict between these terms and conditions and any other document pertaining to the transaction covered by this order, these terms and conditions shall prevail.

ASSIGNMENT

Any assignment of this order or the performance of work hereunder, in whole or in part, is prohibited.

EXCUSABLE DELAYS

The Buyer may grant additional time for any delay or failure to perform hereunder if the delay will not adversely impact the best interests of the Buyer and is due to causes beyond the control of to Seller. Such grant must be in writing and made part of the order.

DEFAULT

In the event of default by the Seller, Buyer may procure the articles or services covered by this order from other sources and hold to Seller responsible for any excess costs occasioned thereby, in addition to all other available remedies at law or equity.

TERMINATION

Buyer, acting through its City Manager or his/her designee, reserves the right to terminate this order In whole or in part for default (a) if Seller fails to perform In accordance with any of the requirements of this order or (b) If Seller becomes insolvent or suspends any of its operations or if any petition is filed or proceeding commenced by or against Seller 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 Buyer except for completed Items delivered and accepted by the Buyer. Seller, will be liable for excess costs of reprourement.

F.O.B.

In those cases where F O.B. point is not Destination, Seller is required to prepay freight charges and list separately on invoice. Collect shipments will not be accepted.

TERMS

By accepting this order, the Seller agrees that payment terms shall be Net 30 unless otherwise stated.

INVOICING

Seller must render original invoice to the City of Hollywood, Department of Financial Services, P.O. Box 229045, Hollywood, Florida 33022-9045.

TAX

The City of Hollywood is exempt from Federal and State taxes for tangible personal property. Sellers doing business with the City, which are not otherwise exempt, shall not be exempt from paying sales tax to their suppliers for materials to fulfill contractual obligations with the City, nor shall any Seller be authorized to use the City Tax Exemption Number in securing such materials.

RESPONSIBILITY

Responsibility will not be accepted for any goods delivered or services performed unless covered by a duly signed and authorized City of Hollywood order, issued by the Procurement Services Division.

ACCEPTANCE

Seller's acceptance of this order will be presumed unless Seller acknowledges exception, in writing, to Buyer within ten (10) calendar days after date of order.

DELIVERIES

Deliveries are to be made during the hours of 7:30 a.m. to 4:00 p.m. Monday through Friday, excluding holidays, unless otherwise stipulated. Seller shall notify the Buyer of deliveries that require special handling and/or assistance for off-loading. Failure to notify the Buyer concerning this type of delivery will result in the billing to Seller of any add-on redelivery, storage or handling charges.

INSPECTION

All Commodities delivered on this order are subject to inspection upon receipt by a representative of the Buyer. All rejected



Blanket Purchase Order PA600356

commodities shall remain the property of the Seller and will be returned at the Seller's expense.

QUANTITIES

Quantities specified in the order cannot be changed without Buyer approval. Goods shipped in excess of quantity designated may be returned at the Seller's expense.

PAYMENT CHANGES

Payments will be made only to the company and address as set forth on order unless the Seller has requested a change thereto on official company letterhead, signed by an authorized officer of the company.

ANTI-DISCRIMINATION

Sellers doing business with the Buyer are prohibited from discriminating against any employee, applicant or client because of race, creed, color, national origin, sex or age with regard to but not limited to the following: employment practices, rates of pay or other compensations, methods and training selection.

UNIFORM COMMERCIAL CODE

Florida law, including without limitation the Uniform Commercial Code (Chapter 670 – 680, Florida Statutes), shall apply to and supplement the terms and conditions of this order. Venue shall lie in a court of competent jurisdiction in Broward County, Florida.

LEGAL RESPONSIBILITY

By accepting this order, Seller understands and agrees that the items covered herein, or services to be rendered, shall be manufactured, sold or performed in compliance with applicable Federal, State, County and Local laws, ordinances, rules and regulations. Lack of knowledge by the Seller shall in no way be a cause for relief from responsibility.

LIABILITY - COPYRIGHT/PATENT/TRADEMARK

Seller shall save and hold harmless Buyer, its officers, employees and agents from liability for infringement of any United States patent, trademark or copyright for or on account of the use of any product sold to Buyer or used in the performance of this order.

INDEMNIFICATION

Seller shall indemnify, hold harmless and defend Buyer, its officers, employees and agents from and against any and all claims, damages, liability, judgments or causes of action, including costs, expenses and attorney fees, incurred as a result of any error, omission or negligent act by the Seller, its officers, employees, agents, subcontractors or assignees arising out of this order.

OCCUPATIONAL SAFETY AND HEALTH

Seller must comply with requirements under Chapter 442, Florida Statutes, that any toxic substance delivered as a part of this order must be accompanied by a Materials Safety Data Sheet (M.S.D.S.).

REPRESENTATIVE

All parties to this order agree that the representatives named herein are, in fact, bonafide and possess full and complete authority to bind said parties.

PUBLICITY

No endorsement by the City of the product and/or service will be used by Seller in any way, manner or form in product literature or advertising.

INSURANCE

The Seller of services must have secured and maintained the required amount of \$1,000,000 general and \$500,000 automobile liability limits and must list the City as an additional insured of this coverage. The Seller must have worker's compensation coverage as required by law. Any exception to the above stated limits or other requirements must be endorsed and approved by the City of Hollywood Risk Manager.

Signature: Steve Stewart
Assistant Director, Financial Services for Procurement