

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** June 15, 2023
FROM: Douglas R. Gonzales, City Attorney
SUBJECT: Proposed Blanket Purchase Agreement with A Perfect Edge, Inc.
and J Gomez & Sons Corp. d/b/a Top Choice

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 Works
 - 2) Type of Agreement – Blanket Purchase Agreement
 - 3) Method of Procurement (RFP, bid, etc.) – Bid F-4694-21-PB
 - 4) Term of Contract:
 - a) initial – Three year term
 - b) renewals (if any) – Two one-year renewals
 - c) who exercises option to renew – Mutual agreement of the parties
 - 5) Contract Amount – Up to \$700,000.00 in the aggregate annually
 - 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 – Contractors shall provide plants, shrubs and sod replacement in an effort to continue to beautify all municipal parks, medians, rights-of-way, and facilities.
 - 9) Other Significant Provisions: n/a
- cc: George R. Keller, Jr. CPPT, City Manager