

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners

DATE: April 11, 2017

FROM: Alan Fallik, Acting City Attorney

SUBJECT: Proposed Agreement with FPL for Lease of Certain City Facilities for Installation and Operation of Renewable Energy Generating Equipment

I have reviewed the above-captioned agreement for form and legality, and the general business terms and other significant provisions are as follows:

- 1) Department/Office involved – Civic Affairs
- 2) Type of Agreement – Solar Lease Agreement
- 3) Method of Procurement (RFP, bid, etc.) – n/a
- 4) Term of Contract
 - a) initial – 6 mths for installation and 10 yrs for operations.
 - b) renewals (if any) – Three 5-yr renewals
 - c) who exercises option to renew – Renewal requires the approval of both parties.
- 5) Contract Amount – \$0.00
- 6) Termination rights – For cause only.
- 7) Indemnity/Insurance Requirements – Each party will indemnify the other. FPL will provide insurance.
- 8) Scope of Services – City will lease to FPL certain areas at Charnow Park, ArtsPark and Rotary Park for installation and operation of renewable energy generating equipment.
- 9) City's prior experience with Vendor – Yes
- 10) Other significant provisions – None.

cc: Wazir A. Ishmael, Ph.D., City Manager