

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** April 22, 2024
FROM: Douglas R. Gonzales, General Counsel
SUBJECT: Proposed Blanket Purchase Agreement with Pyrotecnico
Fireworks, Inc.

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 – Parks, Recreation and Cultural Arts
- 2) Type of Agreement – Blanket Purchase Agreement
- 3) Method of Procurement (RFP, bid, etc.) –
- 4) Term of Contract:
 - a) initial – Three years
 - b) renewals (if any) – One additional three-year period
 - c) who exercises option to renew – Mutual agreement of the parties
- 5) Contract Amount – Up to \$140,000.00 for the first two years, and up to \$147,000.00 for the third year
- 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 an offshore fireworks display.
- 9) Other Significant Provisions: n/a

cc: George R. Keller, Jr. CPPT, City Manager