

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** May 16, 2016
FROM: Jeffrey P. Sheffel, City Attorney
SUBJECT: Proposed Contract with Hartzell, Inc. for the Painting of Buildings and Structures included in the Southern Regional Wastewater Treatment Plant Maintenance Project

I have discussed the above Agreement with the participating Department/Office, and the proposed general business terms and other significant provisions are as follows:

- 1) Department/Division involved – Public Utilities
 - 2) Type of Agreement – Contract
 - 3) Method of Procurement (RFP, bid, etc.) – Project Bid Number 15-9096B
 - 4) Term of Contract
 - a) initial – contract commences within 10 days after the date of Notice to Proceed and shall be completed by the completion date set forth in the Notice to Proceed.
 - b) renewals (if any) – n/a
 - c) who exercises option to renew – n/a
 - 5) Contract Amount – \$215,500.00
 - 6) Termination rights – (a) City may suspend work at anytime and without cause for a period of not more than 90 days by written notice which will fix the date on which the work will resume; (b) City may terminate contract due to Contractor's filing of bankruptcy, failure to perform work under the Contract; (c) Upon 7 days written notice to Contractor, City may terminated without cause, for convenience and without prejudice to any other right or remedy, elect to abandon the work and terminate the Contract.; and (d) Contractor may stop work or terminate the Contract if through no fault of Contractor, the work is suspended by City for a period of more than 90 days or under a court order or other public authority, or if City fails for 60 days to pay Contractor any sum due, upon 7 days written notice to City.
 - 7) Indemnity/Insurance Requirements – Contractor will indemnify and provide insurance.
 - 8) Scope of Services – Contractor will provide painting services for Plant.
 - 9) City's prior experience with Contractor (if any) – n/a
 - 10) Other significant provisions – n/a
- cc: Wazir A. Ishmael, Ph.D., City Manager

