

**CITY OF HOLLYWOOD  
INTEROFFICE MEMORANDUM**

**TO:** Mayor and Commissioners **DATE:** August 6, 2019

**FROM:** Douglas R. Gonzales, City Attorney

**SUBJECT:** Proposed Agreement with Broward Education Foundation, Inc. to coordinate facilitate and implement the City's Achieving in Excellence Program.

---

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 – Development Services/Community Development Division
- 2) Type of Agreement – n/a
- 3) Method of Procurement (RFP, bid, etc.) – **Best Interest. Section 38.40(C)(8) of the Purchasing Ordinance requires a 5/7ths vote.**
- 4) Term of Contract:
  - a) initial – commences upon execution and shall expire on 9/30/21.
  - b) renewals (if any) – Yes, one additional two year term
  - c) who exercises option to renew – mutual
- 5) Contract Amount – City will provide funding to the Foundation in the amount of \$20,000.00 to be allocated and distributed for the purposes of the City's program for Fiscal Year 2020.
- 6) Termination Rights – with or without cause by either party providing 30 days' prior written notice.
- 7) Indemnity/Insurance Requirements – n/a
- 8) Scope of Services – The Foundation will be responsible for facilitating and implementing the City's Achieving in Excellence Program which includes the disbursement of the City's grant funding.
- 9) Other Significant Provisions: (a) The City's funding are not supplemental to the Foundation's own grant program and the City's program shall not replace the Foundation's own grant program. The Foundation shall not reduce its current level of funding provided by it to Hollywood schools, or those serving Hollywood students by reason of the grant provided by the City; and (b) The Foundation is subject to reporting and City audits

cc: Dr. Wazir Ishmael, City Manager