

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** September 3, 2020

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Proposed Blanket Purchase Agreement with Florida Sidewalk Solutions, LLC. for the repair of sidewalk trip hazards

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 – Dept. of Public Works.
- 2) Type of Agreement – Blanket Purchase Agreement
- 3) Method of Procurement (RFP, bid, etc.) – **Piggyback of Town of Miami Lakes Contract No. ITB 2018-40.** Section 38.41(C)(5) of the City's Procurement Code allows the Chief Procurement Officer to procure, without formal solicitation procedures, all goods, supplies, materials, equipment, and services that are the subject of contracts with the state, its political subdivisions, the United States government, other governmental entities, or a corporation not for profit whose members are governmental entities, public officers, or any combination thereof ("piggyback"), provided that the goods, supplies, materials, equipment, or services are the subject of a price schedule negotiated by the entities listed above and is based strictly on competitive bids, quotations, or competitive proposals and not on any preference and such utilization of other governmental entities contracts shall be permitted only during the term of the other governmental entity's contract.
- 4) Term of Contract:
 - a) initial - 10/1/20 through 9/30/21
 - b) renewals (if any) – two additional one year renewals.
 - c) who exercises option to renew – mutual.
- 5) Contract Amount – In the amount of \$104,500.67.
- 6) Termination Rights – for cause or for convenience (See Town of Miami Lakes contract Paragraph C.5.02 and 5.03.
- 7) Indemnity/Insurance Requirements – Yes pursuant to town of Miami Lakes contract Paragraph C2.
- 8) Scope of Services – Contractor will provide assessment of condition of City sidewalks as well as provide sidewalk repairs.

Term Sheet continued.

9) Other Significant Provisions: Town of Miami Lakes contract includes Contractor providing warranties (see D9 of contract) and contains a liquidated damages provision (see D10 of contract).

cc: Dr. Wazir Ishmael, City Manager