

ORDINANCE NO. 2000-33

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ROZZI'S FAMOUS FIREWORKS TO PROVIDE A FIREWORKS DISPLAY DURING THE CITY OF MASON'S FOURTH OF JULY CELEBRATION

WHEREAS, the City of Mason is hosting its annual Fourth of July Celebration for all residents of the community; and

WHEREAS, as part of the overall festivities, a fireworks display is scheduled to be one of the major highlights of the event; and

WHEREAS, the City has contracted for fireworks services from Rozzi's Famous Fireworks, Inc. in the amount of \$20,000.00, in accordance with the terms of the proposal, a copy of which is attached hereto and incorporated herein as Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, **seven (7)** members thereto concurring:


Section 1. That the proposal of Rozzi's Famous Fireworks, Inc. in the amount of \$20,000.00 for fireworks services during the Fourth of July Celebration is hereby accepted.

Section 2. That the City Manager is hereby authorized and directed to enter into an agreement with Rozzi's Famous Fireworks, Inc. to provide fireworks services according to the specifications set forth by the City.

Section 3. That the Finance Director is hereby authorized and directed to pay Rozzi's Famous Fireworks, Inc. the sum of \$20,000 in accordance with the terms of the proposal.

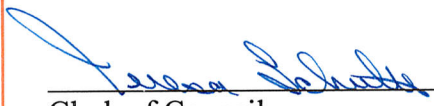
Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 27th day of March, 2000.



Mayor

Attest:



Clerk of Council



Fireworks Contract

This contract entered into this 25th day of January, 2000 by and between **Rozzi's Famous Fireworks, Inc. (Rozzi's)** and **City of Mason Park & Recreation , Mason, OH**

Witnesseth:

1. **Rozzi's**, for and in consideration of, and of the terms hereinafter mentioned, agrees to furnish one fireworks display on July 2 , 2000. Rain date to be:
2. **City of Mason Park & Recreation** , will designate and furnish to **Rozzi's** sufficient space for the proper giving of said displays and all such police protection for the premises as required by NFPA 1123 (code for conducting a Public Display). **Rozzi's** will cooperate with reasonable requests made by Mason Fire Dept. in order to comply with all safety requirements.
3. **Rozzi's** will not be liable for damages to automobiles parked less than 1000 ft. from the mortars.
4. **Rozzi's** agrees to furnish Public Liability and Property Damage Insurance for the fireworks display performed pursuant to this contract in the amount of a least Five Million Dollars CSL. **Rozzi's** will name those specified by **City of Mason Park & Recreation** , as additional insureds. **Rozzi's** will deliver to **City of Mason Park & Recreation** , evidence of the required insurance coverage prior to commencement of the fireworks display pursuant to this contract.
5. **Rozzi's** agrees to furnish experienced operators to set up and fire the display and will be responsible for determining and implementing, or where appropriate directing to provide, all necessary safety measures for the fireworks display.





ROZZI'S
FAMOUS
FIREWORKS

SINCE 1895

6. **Rozzi's** will comply with all safety measures required by Fire Dept. and any governmental agencies having jurisdiction thereof.
7. **Rozzi's** will obtain all necessary state and local permits required by law.
8. **City of Mason Park & Recreation** , agrees to pay Rozzi's the sum of twenty thousand dollars (\$ 20,000.00) ten days after said display shall have been given.
9. **City of Mason Park & Recreation** , will pay the sum of two thousand dollars in the event the show is cancelled due to rain ,high winds, or inclement weather conditions.
10. This contract shall not be construed to create a partnership between the parties mentioned herein.
11. In the event of fire,accidents, strikes, delays, flood, act of God or other causes beyond the control of the parties which prevent the performance of the fireworks displays, the parties hereto release each other from any and all performance of obligations herein contained and from damages resulting from the failure to perform any such fireworks display.

IN WITNESS WHEREOF, we set our hands and seals in duplicate this
29 day of March, 2000.

ROZZI'S FAMOUS FIREWORKS , INC.

Nancy M Rozzi, Secretary Treasurer

by Nancy M Rozzi

City of Mason Park & Recreation

by Just Halits its City Manager

