

**SERVICE AGREEMENT
ANNUAL EXTENSION – YEAR 5 OF 5
RFP No. 14-15-135 Choreographed Fireworks Display**

Pursuant to Section 7, EXTENSION, CHANGES AND AMENDMENTS of the Choreographed Fireworks Display Service Agreement (Agreement) dated April 1, 2015 between the City of Las Cruces (City) and Garden State Fireworks, Inc (Contractor), the City and Contractor agree to renew the Agreement for a period of one (1) year, to begin April 1, 2019 and terminate March 30, 2020. All other terms and conditions, including any amendments, of the Agreement remain the same.

AGREED:

GARDEN STATE
FIREWORKS, INC

CITY OF LAS CRUCES

August Santore 3-1-19
Signature Date

Donny Proise 06.21.19
Donny Proise Date
Interim Purchasing Manager

August Santore CEO / V-Pres
Printed Name/Title

DRAYTON INSURANCE BROKERS, INC.

2500 CENTER POINT ROAD, SUITE 301
BIRMINGHAM, ALABAMA 35215
PHONE: (205) 854-5806
FAX: (205) 854-5899

POST OFFICE BOX 94067
BIRMINGHAM, ALABAMA 35220
EMAIL: dib@draytonins.com

CERTIFICATE OF INSURANCE

NO. 904042

We certify that insurance is afforded as stated below. This Certificate does not affirmatively or negatively amend, extend or alter the coverage afforded by the insurance policy and the insurance afforded is subject to all the terms, exclusions and conditions of the policy.

INSURER Admiral Insurance Company **POLICY NO.** CA000016477-08

NAMED INSURED Garden State Fireworks, Inc.
Pyritz Pyrotechnics Group, LLC
New Vernon Fireworks
P.O. Box 403
Millington, NJ 07946

POLICY TERM March 1, 2019 to March 1, 2020; Both Days 12:01 A.M. Standard Time

COVERAGE Commercial General Liability: Occurrence Basis Claims Made Basis

LIMIT OF LIABILITY \$5,000,000 each occurrence, \$10,000,000 general aggregate, \$6,000,000 products/completed operations aggregate
The limit of liability shall not be increased by the inclusion of more than one insured or additional insured.

INSURED OPERATIONS Public fireworks display and special effects contractor

It is certified that, if named below, this policy includes as Additional Insureds 1) the sponsor(s), promoter(s), organizer(s) (including other entities having similar interests), of insured pyrotechnic events and/or 2) the owner(s) of real property (or barges) at which insured pyrotechnic events are held and/or 3) the owner(s), manager(s), tenant(s), mortgagee(s) (including other entities having similar interests), of buildings, stadiums, arenas and similar facilities at which insured pyrotechnic events are held and/or 4) the licensing or permitting authority, or other authority having jurisdiction, issuing licenses/permits for insured pyrotechnic events and/or 5) any other entity for which the insurance is required to be afforded under written contract. Coverage applies only as respects the legal liability of such Additional Insured(s) for bodily injury and property damage caused by the operations of the Named Insured. The insurance afforded any Additional Insured excludes liability for bodily injury or property damage arising from the Additional Insureds own negligent acts or omissions or from the failure of such Additional Insured to fulfill its obligations specified in its contract with the Named Insured.

The Insured has fully complied with the requirements of N.J.S.A. 21:3-5 by providing a surety bond in the amount of \$2,500 from Service Insurance Company, Inc., West Orange, NJ. This general liability insurance is not provided to comply with the terms of N.J.S.A. 21:3-5. It is not an alternative to, or a co-surety with, the required bond, nor does it afford an additional or supplemental bond, nor excess limits over the required bond. By accepting status as Additional Insured on this policy, on the basis set out herein, the Additional Insured acknowledge and agree that this policy is not a bond, or an alternative to a bond, issued under the terms of N.J.S.A. 21:3-5.

**NAME(S) OF
ADDITIONAL INSURED(S)**

| | |
|------------------------------|------------------------------|
| CITY OF LAS CRUCES | DONA ANA COUNTY |
| 700 NORTH MAIN STREET | 845 NORTH MOTEL BLVD. |
| LAS CRUCES, NM 88001 | LAS CRUCES, NM 88007 |

CITY OF LAS CRUCES, NM DONA ANA COUNTY NEW MEXICO STATE UNIVERSITY

| | |
|--|--|
| DISPLAY LOCATION | DISPLAY DATE(S) |
| PAT & LOU SISBARRO FIELD, NMSU PROPERTY | JULY 4, 2019 RAIN DATE JULY 5, 2019 |

It is certified that this policy requires a 30 day mutual notice of cancellation between the Insurer and the Named Insured. In the event of such cancellation we will endeavor to mail 10 days written notice to the Additional Insured(s), whose name and address is shown hereon, but failure to mail such notice shall impose no obligation or liability of any kind upon the insurer and/or the undersigned.

DRAYTON INSURANCE BROKERS, INC.

APRIL, 15, 2019

DATE OF ISSUE



A.J. STRINGER, PRESIDENT