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May 7, 2022

Penny Overstreet, CMC
City Clerk
City of Flagler Beach
105 S. 2nd Street
Flagler Beach, FL 32136

RE: **UPDATE**: Special Meeting for May 9, 2022/4th of July Fireworks

Hi Penny:

This is an update to my letter I emailed to you on May 6, 2022 concerning the May 9, 2022 Special Meeting about a proposed contract between the City of Flagler Beach and North Florida Pyrotechnics. Below is additional/updated information I would like the Commission, the Mayor, the City Manager and the City Attorney to have prior to the Special Meeting:

Updated Questions & Answers

1. What is the City's insurance requirement for this event and for this vendor?

No new information

2. Has proof of insurance been requested and/or received?

No new information

3. What is the legal name of this company and who owns it?

"North Florida Pyrotechnics" is not listed as a Florida business entity. Rather, North Florida Pyrotechnics is listed in the Fictitious Name Registry of the Florida Division of Corporations. The name was entered on the registry on February 8, 2022, according to the public records.

4. Who are the owners of the business?

The owner of the North Florida Pyrotechnics fictitious name is listed as Island Outdoor Management, Inc. of Green Cove Springs, Florida. Island Outdoor Management, Inc. is itself a Florida Corporation formed in 2018. According to its website, Island Outdoor Management, Inc. is a lawn maintenance service based in Green Cove Springs, Florida. In the May 5, 2022 letter from the applicant to the City (attached), the only business entity mentioned is North Florida Pyrotechnics, with no further information about it or its owner, Island Outdoor Management, Inc. That letter is signed by Ryan Allen, as President of North Florida Pyrotechnics. But as stated, this is a fictional name only and is owned by Island Outdoor Management, Inc., which is not named in the letter.

5. What is the history of the business and what events have been conducted for other large audiences?

No new information.

6. Have there been any claims or mishaps at any of these events?

No new information

7. What is the website address for this business?

There is no working website for North Florida Pyrotechnics. Island Outdoor Management, Inc. has a working website: www.iomlawncare.com The website contains information about lawn care services. There is no mention of fireworks or fireworks displays.

Additional Information Obtained

I checked to see if North Florida Pyrotechnics or Island Outdoor Management, Inc. hold any valid Florida licenses. I was unable to locate any licenses in the name of North Florida Pyrotechnics. I did locate three (3) current Sparkler Registration Licenses for “Island Outdoor Management Inc. DBA Wholesale Fireworks Direct,” which is the owner of North Florida Pyrotechnics. These are Type 07 Class 63 licenses which authorize the seasonal retail sales of certain sparklers. These licenses have nothing to do with conducting performances using fireworks. By contrast, the Santore business is shown as having a current Florida Type 04 Class 05 Explosives license, but I am admittedly not versed in licensing requirements for Florida fireworks performance vendors. I was not able to locate any other information on North Florida Pyrotechnics, the applicant, or on Island Outdoor Management, Inc. or on Wholesale Fireworks Direct, in the public record.

Summary

In summary, as a resident, as a local business owner and as a member and Chairperson of the 4th of July Celebration Committee, I have concerns, mostly having to do with a lack of necessary and important information from a vendor seeking to put on an event of this magnitude for the City of Flagler Beach. I question the applicant's history or track record in the fireworks performance business, if it has one; its corporate structure is vague; and the matter of insurance is critically important, but is omitted from the paperwork I have seen, to date. I would ask that the following information be obtained from the applicant before considering an award of a 4th of July fireworks contract to this applicant:

1. The name of the actual entity the City of Flagler Beach would be contracting with, and its corporate structure;
2. Proof of insurance in an appropriate amount consistent with past Flagler Beach fireworks performances;
3. A resume of past and scheduled performances for the applicant, bearing in mind that North Florida Pyrotechnics was formed as a fictional name in February of this year;
4. Appropriate and routine follow up by staff with the entities for whom performances were given by the applicant;
5. Creation and circulation by Drew Smith of a contract for Commission review.

I am sure the Commission has other questions and concerns, but these are mine and I hope they will be addressed before any fireworks contract is awarded to this, or to any applicant seeking to put on a display such as this.

I would ask for this letter to be circulated to the City Commissioners, the Mayor, the City Manager and to the City Attorney in advance of the May 9 meeting.

Thank you very much, Penny.

Sincerely,

Scott W. Spradley

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North Florida Pyrotechnics
805 Arthur Moore Dr.
Green Cove Springs, Florida 32043
904-333-6622
sales@wholesalefireworksdirect.com
www.NFPYRO.com

City Of Flagler Beach Florida
C/O William Whitson
105 South Second Street
Flagler Beach, Florida 32136

Dear William,

Thank You for Considering North Florida Pyrotechnics for Flagler Beaches July 4th Celebration. Listed below is the Pyrotechnic Device List, Duration of the Scripted show as well as Safety Needs for the Display. After Our meeting today I was able to review the site and take accurate measurements using Google Earth. If wind speeds are optimal the night of the display we can get away with a max size shell of 6". The larger shells of 4", 5" 6" would be setup at the end of the pier and the smaller repeaters and 3" Shells would be set more to the front of the pier to maximize the viewing area. We would need the pier closed for the day with a guard at the gate as well as Ocean Patrol and Beach Patrol to keep any vessel and foot traffic out of the fallout area which I will supply along with this proposal. Now that I know more of Flagler Beaches past shows and current needs I can permit, produce and insure a SPECTACULAR twenty -minute Fireworks Display for \$24,000.00. Thank You for Consideration. If you were to have any question's please feel free to reach out.

* Articles Of Pyrotechnics UN0431 1.4G 85 Repeaters total RWB to Brocades, RWD Peoney, Gold Brocade, Silver Chrysanthemum, Red Comets, Blue Comets, White Comets, RWB, Bombettes, Brocade Finale, All Repeaters in this category total #2,550 Shots

* 3" Shells Assorted Effects #216 * 4" Shells Assorted Effects #288 * 5" Shells Assorted Effects #108 * 6" Assorted Effects #36 * #6 3", #8 4" #4, 5" #4 6" Finale Chains.



Warm regards,

Ryan Allen

PRESIDENT