### RESOLUTION NO. 2020-<u>263</u>

A RESOLUTION GRANTING PERMISSION TO THE MAYOR'S OFFICE OF THE CITY OF VINELAND TO CONDUCT A PUBLIC DISPLAY OF FIREWORKS ON JULY 4, 2020, WITH A RAIN DATE OF JULY 5, 2020, BETWEEN 9:00 P.M. AND 10:00 P.M., AT THE VINELAND HIGH SCHOOL COMPLEX, CHESTNUT AVENUE AND BREWSTER ROAD.

WHEREAS, in connection with the annual Fourth of July celebration in the City of Vineland, it has been traditional for an annual fireworks display to be presented on the evening of that date; and

WHEREAS, said fireworks display is in keeping with the traditional celebration of our nation's independence; and

WHEREAS, the Mayor's Office of the City of Vineland is desirous of conducting such a public display of fireworks; and

WHEREAS, under the provisions of the New Jersey Statutes, specifically Section 21:3-3 and 4, the approval of the governing body is necessary as a prerequisite of such display; and

WHEREAS, the Mayor's Office of the City of Vineland has complied with all of the requirements as set forth in said Statute; and

WHEREAS, the fireworks are to be stored on site prior to said display at the Vineland High School Complex, Chestnut Avenue and Brewster Road, Vineland, New Jersey; and

WHEREAS, Pyrotecnico, Vineland, New Jersey, is to operate said display and is found to be a competent operator; and

WHEREAS, the said display has been approved by the Chiefs of the Police and Fire Departments of the City of Vineland; and

WHEREAS, such display is of such a character, and is so located and will be discharged and fired in such a manner as not to be hazardous or endanger any person or persons; and

WHEREAS, an application in writing has been filed setting forth the details of said display;

NOW, THEREFORE, BE IT RESOLVED that permission is hereby given to the Mayor's Office of the City of Vineland to conduct the aforesaid public display of fireworks at the Vineland High School Complex, Chestnut Avenue and Brewster Road, on July 4, 2020, with a rain date of July 5, 2020, pursuant to N.J.S.A. 21:3-5.

BE IT FURTHER RESOLVED that, pursuant to the requirements of Section 21:3-6 of the Revised Statutes, a copy of the application, of the permit, and of this Resolution shall be forwarded to the Bureau of Explosives of the Department of Labor of the State of New Jersey.

Adopted:

President of Council

ATTEST:

City Clerk

### **CITY OF VINELAND**

June 12, 2020

Keith Petrosky, City Clerk City of Vineland Vineland, NJ 08360

Dear Keith:

Submitted to you herewith is a request for permit to hold a public display of fireworks in connection with the Annual Fourth of July Celebration, as follows:

REASON FOR PERMIT:	Fireworks Display
PLACE:	Vineland High School Complex Chestnut Avenue and Brewster Road Vineland, New Jersey
DATE:	July 4, 2020
RAIN DATE:	July 5, 2020
TIME OF EVENT:	Between 9:00 pm and 10:00 pm
PLACE OF STORAGE:	On Site Vineland High School Complex Chestnut Avenue and Brewster Road
ASSEMBLY PLACE:	Vineland High School Complex Chestnut Avenue and Brewster Road Vineland, New Jersey
IGNITING FIREWORKS:	Pyrotecnico
	Very truly yours.

Anthony R. Fanucci Mayor

/wr

State of New Jersey Department of Community Affairs Division of Fire Safety 101 S. Broad St. P. O. Box 809 Trenton, NJ 08625-0809 (609) 633-6132 Fax (609) 633-6330



### DISPLAY COMPANY REQUIREMENTS

- [X] 1. Provide total number of shells and sizes (U.S. diameter) being used.
- [X] 2. Provide types and amounts of ground (set pieces) or low-level devices (cakes, candles) to be used.
- [] 3. For displays fired from barges or roof tops, provide documentation, including all calculations that the discharge area meets or exceeds the requirements of NFPA 1123 (2014 Edition) Section 6.3 Platform Sizing Requirements
- [4] 4. Indicate method in which the display will be fired. If it is an electrically-fired display, provide name of N. J. Department of Labor licensed operator. Operator must have valid license in their possession at display site.
- [1] 5. Provide timetable of: delivery of fireworks to site; set-up; live load; and display time.
- 6. Provide Certificate of Insurance (general and auto liability) in the amount of not less than \$500,000.00. The certificate must be valid for duration of event, including rain dates.
- [4] 7. The use of salutes / reports up to 5" in diameter are permitted, provided the requirements of NFPA 1123 (2014 edition) Section 4.1.7 are obeyed.
- [x] 8. No display shall be fired if winds exceed 25 MPH.
- [**1**] 9. Provide the name of the lead operator who will be representing the display company.
- [1] 10. Submit a post-display report via RIMS Online within 48 hours of display. Report must include the following: display information; time that the search of fallout zone was conducted and the results; any product malfunctions; and any injuries.
- [X] 11. Provide a letter attesting to the understanding of all of the above requirements as well as requirements set forth in Chapter 56 of the 2015 International Fire Code New Jersey Editions and NFPA 1123 (2014 edition), 1124 (2006 edition), and 1126 (2011 edition) and that the display will be in compliance with the same.

6-12-20 auro

Display Company Representative Date

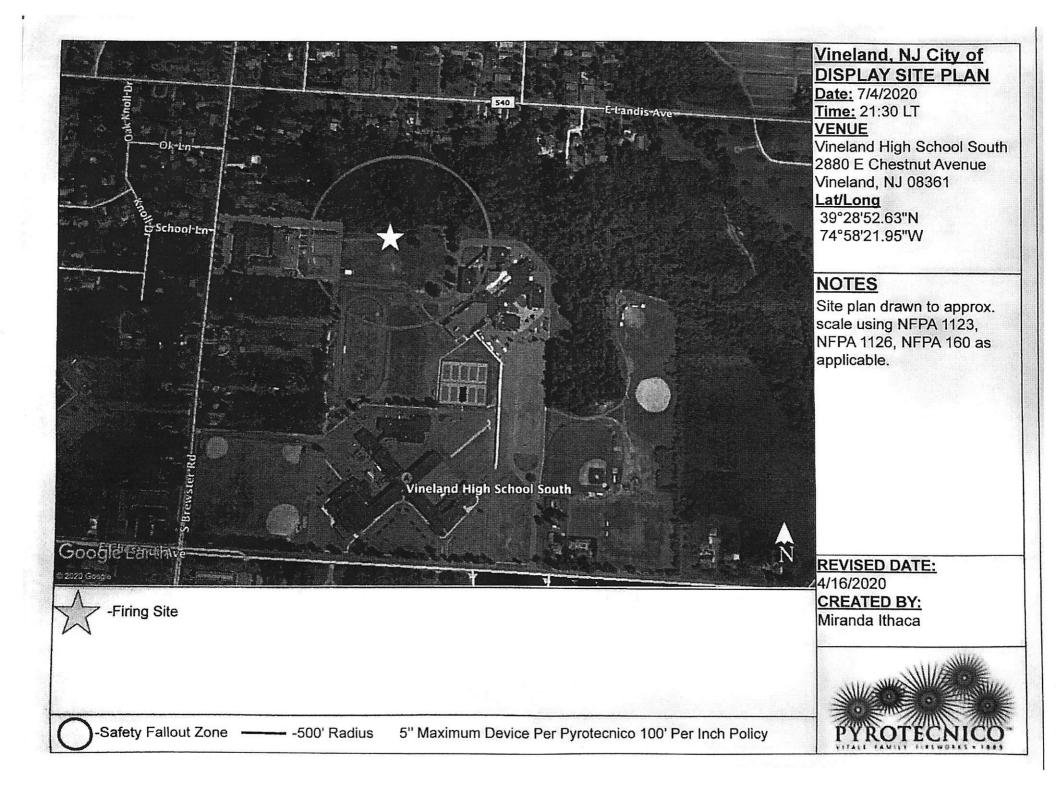
ALL REQUIRED INFORMATION MUST BE SUBMITTED THROUGH RIMS ONLINE WITH THE PERMIT APPLICATION. FAILURE TO PROVIDE THE REQUIRED INFORMATION WILL RESULT IN DELAYS WHICH COULD AFFECT THE PROCESSING OF THE PERMIT. SPECIFIC CODE SECTIONS FROM THE 2015 INTERNATIONAL FIRE CODE NEW JERSEY EDITION MAY BE VIEWED BY GOING TO THE FOLLOWING WEBSITE: https://codes.iccsafe.org/public/document/details/toc/1172

### MUNICIPAL/SPONSOR REQUIREMENTS ARE ON PAGE 1 OF THIS FORM.



# **PYROTECNICO DIRECTORY**

Role	Resource	E-mail	Mobile #	Office#
Facility	Aller, Douglas K	daller@pyrotecnico.com	330.284.2490	724.923.6620
Show Producer	Furstoss, Ken	kfurstoss@pyrotecnico.com	724.510.6221	856.697.1023
Permitting	Flowers, Racquel L	rflowers@pyrotecnico.com	609.501.1626	856.777.7701
Facility	Gennaoui, Steven G	sgennaoui@pyrotecnico.com	609.634.5617	856.697.1023
Equipment	Adam Nickerson	adam.nickerson@pyrotecnico.com	724.651.3443	
Logistics	Tim Kunkel	tkunkel@pyrotecnico.com	724.730.3969	724.923.6615



Date June 12, 2020

### <u>SPONSOR</u>

City of Vineland 640 E Wood St Vineland, NJ 08360

### **FIREWORKS COMPANY**

Pyrotecnico 1640 Garden Rd. Vineland, NJ 08360

<u>SHOW DATE:</u> July 4, 2020

<u>RAIN DATE:</u> July 5, 2020

### LOCATION: Vineland High School North – East Chestnut Ave Vineland, NJ

- Total number of class B Shells being used are approximately: SEE ATTACHED Size: 2.5-inch up to 5-inch Aerial Shells Ground Pieces: NONE
- 2) All shells are DOT approved. EX Numbers are (see attached). Only Materials listed and approved by the Bureau of Explosives will be used.
- 3) Display will be manually fired.
- 4) Delivery to site will be approximately 10am Set up will take approximately 8 hours.
- 5) All displays will comply with all requirements as fourth Chapter 56 of the 2015 International Fire Code – NJ Editions and NFPA 1123 (2014 edition), NFPA 1124 (2006 edition) and 1126 (2011 edition) and that the display will be in compliance with the same.
- 6) Personnel currently scheduled to represent fireworks display company are: Lead: Steve Gennaoui Experience: 16 years Technician:

R. Hours Signed: Than Date: June 12, 2020 Pyrotecnico Representative



# SHELL / FINALE COUNT TOTALS

Show Date 07/04/2020 / Display Duration: 25-30 minutes

Sales Order SO-C42409 / Work Order WO-3254

Groop	Cty					
CAKE FAN	10					
CAKE STR	4					
CAKE STR FB 2.5IN	6					
FINALE 3IN X 10	60					
FINALE 4IN X 6	15					
FINALE SIN X 5	12					
FLARES	2					
SHELL 2.5IN X 2	48					
SHELL 3IN	144					
SHELL 3IN X 2	36					
SHELL 3IN X 3	24					
SHELL 3IN X 5 TD	12					
SHELL 4IN	144					
SHELL 4IN X 2	36					
SHELL 4IN X 6 TD	10					
SHELL SIN	162					



**City of Vineland** 200704 Vineland, NJ City of

## **EFFECT BREAKDOWN**

### Show Date 07/04/2020 / Display Duration: 25-30 minutes

Sales Order SO-C42409 / Work Order WO-3254

Order	Prod Type	Description	Qty	HitType	Formation	#Hits	#Pos	QtyPos	Not
	CAKE FAN	2 PER CASE	6						
	CAKE FAN	1 PER CASE	2						
	CAKE FAN	I PER CASE	2						
	CAKE STR	1 PER CASE	4						
	CAKE STR FB 2.5IN	1 PER CASE	6						
	FINALE 3IN X 10	6 PER CASE	6						
	FINALE 3IN X 10	4 PER CASE	36						
	FINALE 3IN X 10	2 PER CASE	18						
	FINALE 4IN X 6	5 PER CASE	5						
	FINALE 4IN X 6	5 PER CASE	10						
	FINALE 5IN X 5	4 PER CASE	4						
	FINALE 5IN X 5	4 PER CASE	8						
	FLARES	FLARES 20 MINUTE RED	2						<u> </u>
	SHELL 2.5IN X 2	48 PER CASE	48						<u> </u>
	SHELL 3IN	72 PER CASE	144	[					
	SHELL 3IN X 2	36 PER CASE	36	1					1
	SHELL 3IN X 3	24 PER CASE	24						<u></u>
	SHELL 3IN X 5 TD	12 PER CASE	12						<u> </u>
	SHELL 4IN	36 PER CASE	144						
	SHELL 4IN X 2	18 PER CASE	36						<u>†                                    </u>
	SHELL 4IN X 6 TD	5 PER CASE	10	<b>1</b>					<u> </u>

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U.S. Department

Eastern Service Center

1701 Columbia Ave.

College Park, GA 30337

of Transportation

**Operations Support Group** 

AJV-E2

### **FIREWORKS DISPLAY NOTIFICATION**

company Name: Pyrotecnico Fireworks, Inc.
Email Address of Person Submitting Request: <u>rflowers@Pyrotecnico.com</u>
Cell Phone Number for On-Site Technician: _ 609-634-5617
Event Name: <u>City of Vineland</u>
Display Date:
Display Start Time: 9:15 pm
Duration of Fireworks Display:
Max Height of Fireworks: 500 Seat
Address, City and State: 2880 E. Chestrut Ave Vineland, AU
Latitude: 39°28 52.97 (North) Longitude: 74 58 22.20 (West)
List the Closest Public Use Airport Within 5 Nautical Miles of the Display if the Fireworks Will Reach or Exceed 500 Ft
•
Special Notes
Please email your request to:

9-ATO-ESA-OSG-Fireworks@faa.gov





June 12, 2020

City of Vineland

640 East Wood Street

Vineland, NJ 08360

To whom it may concern:

A representative from our company will do a first light inspection at The Vineland High School grounds, Vineland New Jersey the morning of first light on July 5, 2020. We will be responsible for policing the fireworks display and search for and disposing of unfired fireworks.

Please also be aware that we do police the area after the fireworks display has been completed. This is our procedure for all of our shows.

If you have any questions, please do not hesitate to contact our office at 856-697-1023.

Sincerely,

gaque auro

Raquel L. Flowers Fireworks Coordinator

### FIREWORKS DISPLAY

### HOLD HARMLESS AGREEMENT

Between the Borough/Township/City/County of City of Vineland

and Pyrotecnico Fireworks, Inc. (Contractor).

### WITNESSETH:

- 1. Pyrotecnico Fireworks, Inc. (Contractor) agrees to release, indemnify and hold harmless the Borough/Township/City/County of <u>City of Vineland</u> from and against any loss, damage or liability, including attorneys' fees and expenses incurred by the latter entities and their respective employees, agents, volunteers or other representatives arising out of or in any manner relating to the manufacture, installation, firing or disassembly of any pyrotechnic equipment or device and/or the supervision and presentation thereof.
- 2. The applicant has furnished the Certificate of Insurance with limits of liability described below:

Workers Compensat	tion/Employers Liability: <sup>\$1,000,000.00</sup>	
General Liability:	\$1,000,000.00	
Automobile Liability:	\$1,000,000.00	
Umbrella Liability:	\$9,000,000.00	

A true copy of the Certificate of Insurance is attached indicating the member entity and applicable associations, recreations or committees formed by the member entity to organize the "event" must be named as additional insured on all liability policies.

3. The facilities will be used for the following purpose and no other:

Event:	City of Vinelan Fireworks Disp		Øate:	07.04.2020	Rain Date: _	07.05.2020
Dated:	06.17.2020	Signed:	Kynn	Jun	Hamed	/
	<u> </u>		Authorized Si	ignature of t	he Contractor	

Witness: Mary Killingsworth

CERTIFICATE	OF	LIABILITY	INSURANCE
	<b>•</b> ••		

DATE (MM/DD/YYYY) 6/17/2020

CI BI RI	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER. IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to										
the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).											
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137	75 East 9th Street					ss: info@britt		com			
Cle	veland OH 44114									NAIC #	
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CE	RTIFICATE HOLDER				CAN						
	City of Vineland 640 East Wood Street PO Box 1508				SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.						
	Vineland NJ 08360 United States						77 <sup>~</sup>				
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ACORD CERTIFICATE OF LIABILITY INSURANCE											ATE (MM/DD/YYYY) 6 / 0 9 / 2 0 2 0			
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the	IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).													
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Pyrotecnico PO Box 149 New Castle, PA 16103-0149						SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.								
	AUTHORIZED REPRESENTATIVE													

Bond No: <u>21BSBFH9165</u> Bond Amount: <u>\$2,500.00</u> Bond Term: <u>01/30/2020 - 01/30/2021</u>

### THE STATE OF NEW JERSEY DEPARTMENT OF LABOR OFFICE OF SAFETY COMPLIANCE

### SURETY BOND

#### Discharging. Firing-off, Exploding or Displaying Fireworks, at any Public Exhibition or Exhibition.

Know All Men by these Presents, that we <u>Pyrotecnico Fireworks, Inc. dba Pyrotecnico</u> Fireworks Vendor <u>1640 Garden Road, Vineland, NJ 08360</u> of (in the County of <u>Cumberland</u>), as Fireworks Vendor Street Address Principal, are held and stand firmly bound unto the Treasurer and Receiver General of the State of New Jersey in the just sum of TWO THOUSAND FIVE HUNDRED dollars (\$2,500) to be paid to the Treasurer and Receiver General or his successor in office, to which payment well and truly to be made, we hereby jointly and severally bind ourselves, our respective heirs; executors and administrators, auccessors and assigns, firmly by these presents.

The Condition of this Obligation, is such that if the said, <u>Hartford Fire Insurance Company</u>, his heirs, executors and administrators, successors and assigns, shall pay any judgment obtained in an action brought against the said <u>Pyrotecnico Fireworks, Inc. dba Pyrotecnico</u> for discharging, Fireworks Vendor Name

fining-off, exploding or displaying of said fireworks at any public exhibition or exhibitions hereof, for or on account of any loss, damage or injury resulting to persons or property by reason of the said discharging, firing-off, exploding or displaying of said fireworks, at said public exhibition or exhibitions; provided that said judgment is obtained in an action brought within a period of twelve months following the date of the public exhibition or exhibitions, in which cause of said action is alleged to have occurred, this obligation shall be void, otherwise it shall remain in full force and effect. The maximum amount of said bond shall in no way exceed the face amount of said bond no matter how many claims are made on said bond, in each Municipality, per display.

In Witness Whereof, we hereunto set our hands and seals, this 21st day of March, 2020

Principal Pyrotecnico Fireworks nc. dba Pyrotecnico Surety Hartford Fire Insurance Company

Mark W. Edwards, II, Attornoy-In-Foct

# POWER OF ATTORNEY

Direct inquiries/Claims to: THE HARTFORD BOND, T-12 One Hartford Plaza Hartford, Connecticut 08155 Bond, Claims@thehartford.com cell: 888-266-3486 or fex: 860-757-5835

#### KNOW ALL PERSONS BY THESE PRESENTS THAT:

Agency Name: MCGRIFF SEIBELS & WILLIAMS INC Agency Code: 21-250036

X Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 X Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
 X Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company, a corporation duly organized under the laws of the State of Indiana
 Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, up to the amount of Unlimited :

R.E. Daniels, Shelby E. Daniels of Pensacola, FL, Robert Read Davis of Atlanta, GA, Robert M. Verdin of Metairie, LA, Christopher C. Gardner of Union, MS, Anna Childress, Mark W. Edwards II, Alisa B. Ferris, Robert R. Freel, Jeffrey M. Wilson, Richard H. Mitchell, and William M. Smith of BIRMINGHAM, Alabama

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surely(ies) only as delineated above by 🗵, and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on May 6, 2015 the Companies have caused these presents to be signed by its Senior Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



### STATE OF CONNECTICUT

COUNTY OF HARTFORD

Hartford

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On this 5th day of January, 2018, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Senior Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



Kathlein T. Maynard

Kathleen T. Maynard Notary Public My Commission Expires July 31, 2021

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of March 21, 2020. Signed and sealed at the City of Hartford.



Kevin Heckman, Assistant Vice President