

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING FOR DRIVER'S LICENSE AND/OR MOTOR VEHICLE RECORD DATA EXCHANGE, AND TO EXECUTE A MEMORANDUM OF UNDERSTANDING FOR GOVERNMENTAL ACCESS TO THE DRIVER AND VEHICLE INFORMATION DATABASE SYSTEM WITH THE FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES.

WHEREAS, DMV provides electronic access to owner information relating to motor vehicles for unpaid parking citations; and

WHEREAS, the Parking Division utilizes the owner information of motor vehicles to provide notices of unpaid citations over 30 days; and

WHEREAS, on September 2, 2015, the City Commission passed and adopted Resolution No. R-2015-268, approving the execution of a Memorandum of Understanding for Driver's License and/or Motor Vehicle Record Data Exchange, including access to Driver and Vehicle Information Database System ("DAVID") between the City and Department of Highway Safety and Motor Vehicles ("DMV") for a three year period; and

WHEREAS, the current contract is set to expire on November 6, 2018; and

WHEREAS, DMV now requires the execution of two separate Memoranda of Understanding; and

WHEREAS, the Parking Administrator recommends that the City Commission authorize the execution of the attached Memorandum of Understanding for Driver's License and/or Motor Vehicle Record Data Exchange for a three year term; and

WHEREAS, the Parking Administrator recommends that the City Commission authorize the execution of the attached Memorandum of Understanding for Governmental Access to the DAVID System for a six year term; and

WHEREAS, both Memoranda of Understanding require that the City defend, hold harmless and indemnify DMV and its employees or agents from any and all claims, actions, damages, or losses for negligent, improper, or unauthorized use or dissemination of information; and

WHEREAS, there is no cost to the City for these Memoranda of Understanding;
and

WHEREAS, the City may terminate either Memorandum of Understanding upon
30 days written notice to DMV.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE
CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed
as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate
City officials, of the attached Memorandum of Understanding for Driver's License and/or
Motor Vehicle Record Data Exchange with the Department of Highway Safety and Motor
Vehicles, together with such non-material changes, if any, as may be acceptable to the
City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That it approves and authorizes the execution, by the appropriate
City officials, of the attached Memorandum of Understanding for Governmental Access to
the DAVID System with the Department of Highway Safety and Motor Vehicles, together
with such non-material changes, if any, as may be acceptable to the City Manager and
approved as to form and legal sufficiency by the City Attorney.

Section 4: That this Resolution shall be in full force and effect upon its
passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2018.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES, CITY ATTORNEY