

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE INDEMNIFICATION AGREEMENTS OR "HOLD HARMLESS" AGREEMENTS FOR PURPOSES OF LAW ENFORCEMENT TRAINING.

WHEREAS, Florida Statute § 943.175(1) requires law enforcement agencies to develop and implement in-service training for employees of the agency; and

WHEREAS, the Hollywood Police Department operates a professional and well-trained Special Weapons and Tactics team, along with other specialized units; and

WHEREAS, on September 21, 2016, the City Commission executed Resolution R-2016-281, authorizing the City Manager or designees to execute indemnification agreements or "hold harmless" agreements with private property owners within the City of Hollywood when such agreements are required by private property owners in exchange for allowing the Police Department to conduct training on owner's property; and

WHEREAS, the Police Department also participates in training exercises outside the City of Hollywood, such as training exercises hosted by other law enforcement agencies, which provides great value to the Police Department; and

WHEREAS, the owner(s) of the facilities will often request the execution of a "hold harmless" or indemnification agreement in exchange for allowing the Police Department to participate in training on their property; and

WHEREAS, the act of indemnification is a power reserved to the City Commission, except to the extent that the Commission delegates that authority to others in specific circumstances; and

WHEREAS, time is often of the essence regarding these agreements, because the opportunities often arise without sufficient time to bring the agreement before the City Commission.

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE INDEMNIFICATION AGREEMENTS OR "HOLD HARMLESS" AGREEMENTS FOR PURPOSES OF LAW ENFORCEMENT TRAINING.

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 the City Manager or designees are authorized to execute indemnification agreements or "hold harmless" agreements for training exercises outside the City of Hollywood when such agreements are required in exchange for allowing the Police Department to participate and utilize property outside City limits.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2019.

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