

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A CHANGE ORDER TO THE AGREEMENT WITH SOUTH BROWARD HOSPITAL DISTRICT, D/B/A MEMORIAL HEALTHCARE SYSTEM, TO INCLUDE A BUSINESS ASSOCIATE AGREEMENT AND SUPPLEMENTAL TERMS FOR THE OPERATION OF THE EMPLOYEE HEALTH CENTER, TO ALLOW THE SHARING OF PROTECTED HEALTH INFORMATION WITH THE CITY OF HOLLYWOOD FOR THE PURPOSE OF CONDUCTING PRE-EMPLOYMENT AND HAZMAT PHYSICALS.

WHEREAS, on February 21, 2024, the City Commission passed and adopted Resolution No. R-2024-053, approving an agreement with South Broward Hospital District, d/b/a Memorial Healthcare System ("Memorial") for the operation of the Employee Health Center ("EHC") in an estimated amount up to \$5,463,978.00 over a three-year term ("Agreement"); and

WHEREAS, the EHC provides primary care, occupational health, screenings, immunizations, and other services for City employees, retirees, and their dependents; and

WHEREAS, the City desires to expand the scope of the Agreement by entering into a Business Associate Agreement (BAA) with Memorial to ensure compliance with the Health Insurance Portability and Accountability Act (HIPAA) for the limited and specific sharing of Protected Health Information (PHI); and

WHEREAS, the BAA and Supplemental Terms will authorize Memorial to share necessary PHI with the City of Hollywood Human Resources Department in connection with pre-employment physical examinations, hazardous materials (HAZMAT) physicals, and related occupational health services required for public safety and workforce readiness; and

WHEREAS, Section 38.48 of the Procurement Code states that all change orders that the City Manager is not authorized to approve must be formally approved by the City Commission, and

WHEREAS, the Director of Human Resources recommends that the City Commission approve and authorize the execution of a change order to the existing agreement with Memorial to include the Business Associate Agreement and Supplemental Terms.

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 of a Change Order to the Agreement with South Broward Hospital District, d/b/a Memorial Healthcare System, together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

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

PASSED AND ADOPTED this _____ day of _____, 2025.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY