

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE INTERLOCAL AGREEMENT AND BUSINESS ASSOCIATE AGREEMENT WITH THE SEMINOLE TRIBE OF FLORIDA FOR THE PROVISION OF PRIMARY FIRE PROTECTION AND SUPPLEMENTAL EMERGENCY MEDICAL SERVICES.

WHEREAS, since February 1997, the City has provided fire protection and rescue services to the Hollywood Seminole Indian Reservation; and

WHEREAS, on October 3, 2007, the City Commission passed and adopted Resolution No. R-2007-329, which approved the execution of an Interlocal Agreement with the Seminole Tribe of Florida for the City to provide primary fire protection and supplemental emergency medical services on the Hollywood Seminole Indian Reservation for a five-year term, with the option to renew for successive five-year terms upon approval of both the Tribal Council and the City Commission; and

WHEREAS, on September 19, 2012, the City Commission passed and adopted Resolution No. R-2012-289, which approved the execution of an Interlocal Agreement with the Seminole Tribe of Florida ("2012 Interlocal Agreement") for the City to provide primary fire protection and supplemental emergency medical services on the Hollywood Seminole Indian Reservation for a five-year term, with the option to renew for successive five-year terms upon approval of both the Tribal Council and the City Commission; and

WHEREAS, the 2012 Interlocal Agreement expired on September 30, 2022 and the Seminole Tribe of Florida (the "Tribe") desires to have the City continue to provide services to the Hollywood Seminole Indian Reservation; and

WHEREAS, the proposed Interlocal Agreement for Primary Fire Protection and Supplemental Emergency Medical Services ("Interlocal Agreement") shall be effective upon execution by the City and will continue for a period of four years; and

WHEREAS, the Interlocal Agreement shall automatically renew for successive one-year periods unless terminated by either party; and

WHEREAS, the Interlocal Agreement provides that the Tribe shall pay the City \$858,429.00 for the first year, and thereafter the fee will increase by 3%; and

WHEREAS, the Fire Chiefs of each respective agency are authorized, upon mutual agreement in writing, to address internal procedures for the continuity of operations or administrative issues; and

WHEREAS, it has been determined that the revenue proceeds received pursuant to the Interlocal Agreement shall be allocated to a capital project account for the purpose of funding capital improvements within the Fire Department; and

WHEREAS, the Tribe has designated its Fire Rescue Department as a covered entity under HIPPA and is required to enter into a written agreement with the City to protect the privacy and security of certain health information maintained by the Tribe and classified as Protected Health Information; and

WHEREAS, the Fire Chief recommends that the City Commission approve the execution of the attached Interlocal Agreement and Business Associate Agreement.

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 authorizes the execution, by the appropriate City officials, of the attached Interlocal Agreement for Primary Fire Protection and Supplemental Emergency Medical Services and the Business Associate Agreement with the Seminole Tribe of Florida, together with such non-material changes as may be subsequently 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 _____, 2022.

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