

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE INFORMATION SHARING ACCESS AGREEMENT WITH DEPARTMENT OF HOMELAND SECURITY/FEDERAL EMERGENCY MANAGEMENT AGENCY FEDERAL INSURANCE MITIGATION ADMINISTRATION FOR ACCESS TO CERTAIN NATIONAL FLOOD INSURANCE PROGRAM DOCUMENTATION AND DATA.

WHEREAS, the City is responsible for analyzing causes of flooding and to disclose status of mitigation for each Repetitive Loss property based on the latest flood insurance claims data available as required pursuant to the NFIP CRS Program Activity 501; and

WHEREAS, such data is collected, maintained, used and disseminated by the Federal Emergency Management Agency ("FEMA") and is considered to be personally identifiable information from NFIP policyholders protected by the Privacy Act and may only be shared through the execution of an Information Sharing Access Agreement; and

WHEREAS, the purpose of the Information Sharing Access Agreement ("ISAA") is to enable FEMA to share personally identifiable information that is protected by the Privacy Act of 1974, as amended, 5 U.S.C. § 552a, allowing the City to review National Flood Insurance Program policy and/or claims information for daily floodplain management, Community Rating System, hazard mitigation activities and Repetitive Loss Area Analysis; and

WHEREAS, the attached ISAA requires the City to indemnify and hold harmless FEMA and bear all costs, losses and damages to the extent the City breaches the terms of the ISAA as more specifically set forth in Paragraph 12 of the ISAA: and

WHEREAS, the attached ISAA is for a three year term and does not have a fiscal impact upon the City.

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 Information Sharing Access Agreement with FEMA, 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 _____, 2020.

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