

Resolution FY23-07

Resolution Regarding Publication of Legal Notices on a Publicly Accessible Website

WHEREAS, the North Broward Hospital District (the “District”) is a special tax district of the State of Florida established by the Florida Legislature under ch. 2006-347, Laws of Florida (the “District’s Charter”), as amended, to provide for the health care needs of the residents of the northern two-thirds of Broward County, Florida;

WHEREAS, various Florida laws including the District’s Charter requires publication of advertisements and legal notices in a newspaper of general circulation in the county;

WHEREAS, section 50.011, Florida Statutes, provides that publication on a publicly accessible website under section 50.0311, Florida Statutes, satisfies any and all statutory requirements of newspaper publication;

WHEREAS, section 50.0311(2), Florida Statutes, requires that a county first designate a publicly accessible website for legal notices and advertisements accessible on the internet;

WHEREAS, following a county’s designation of its publicly accessible website, section 50.0311(3), Florida Statutes, requires a finding that the cost of publishing advertisements and notices on such publicly accessible website is less than publishing advertisements and notices in a newspaper along with certain other procedures that must be followed and repeated annually;

WHEREAS, the District did an analysis that compared the District’s annual spend of its publishing of advertisements and notices to what the cost would be to publish on Broward County’s publicly accessible website, and the analysis demonstrates that the cost of publishing advertisements and notices on such publicly accessible website is less than publishing advertisements and notices in a newspaper;

WHEREAS, Broward County has designated its publicly accessible website, and because the statutory requirements of section 50.0311, Florida Statutes, have been met the Board of Commissioners of the North Broward Hospital District (the “Board”) wishes to grant the District the authority to use Broward County’s publicly accessible website moving forward for all the District’s publications of advertisements and legal notices; and

WHEREAS, unless context otherwise requires, capitalized terms used but not defined herein have the meanings ascribed to such terms in the Board’s Amended and Restated Bylaws of the North Broward Hospital District (the “Board’s Bylaws”) and its accompanying Codified Resolutions of the Board of Commissioners of the North Broward Hospital District (the “Board’s Codified Resolutions”).

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the North Broward Hospital District, that:

1. The above-stated recitals are true and correct in every respect and are hereby incorporated herein by reference.
2. The Board hereby makes a finding that the cost of publishing advertisements and public notices on Broward County’s publicly accessible website is less than the cost of publishing advertisements and public notices in a newspaper.
3. The Board in accordance with Florida law hereby finds and concludes that whenever the District’s Charter, the Board’s Bylaws, the Board’s Codified Resolutions, the District’s Master

Procurement Code and its accompanying Procurement Policies (all as ratified by the Board via Resolution FY20-07, and amended from time to time), and any other Florida law, now existing or hereinafter passed, amended, or repealed require an official or legal advertisement or a publication or notice in a newspaper, or if any of the foregoing directs or permits publication in the newspaper in the nature of or in lieu of process, or for constructive service, or in initiating, assuming, reviewing, exercising, or enforcing jurisdiction or power, or for any other purpose, such publication shall mean either of the following:

- (a) Publication consistent with ch. 50, Florida Statutes, in a newspaper of general circulation in Broward County or the jurisdictional boundaries of the District; or
 - (b) Publication on Broward County's designated publicly accessible website.
4. This Resolution is effective immediately upon its ratification by the Board and hereby supersedes, amends, and replaces any conflicting resolution, policy, procedure, code, or directive previously adopted by the Board.
 5. This resolution shall be codified in the Codified Resolutions.

DULY ADOPTED this ___ day of March, 2023.

Time Adopted _____ PM