



Broward County

Legislation Details (With Text)

File #: 21-1573 **Version:** 1

Status: Agenda Ready

In control: OFFICE OF MEDICAL EXAMINER AND TRAUMA SERVICES

On agenda: 10/19/2021 **Final action:** 10/19/2021

Title: A. MOTION TO APPROVE nominations for appointments of Terrence Davis, Dr. Wayne Lee, and Dr. Evan Boyar, and reappointment of Merlin Underwood to the Broward Regional Emergency Medical Services (EMS) Council.

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the revised motion statement under scrivener's errors.)

ACTION: (T-11:19 AM) Approved. (Refer to minutes for full discussion.) (Scrivener's Error - See County Administrator's Memorandum: Currently reads:
 A. MOTION TO APPROVE...
 Should read: A. MOTION TO APPOINT NOMINEE...)

VOTE: 9-0.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Terrence Davis, Dr. Wayne Lee, Dr. Evan Boyar and Merlin Underwood who hold an employment or contractual relationship with an entity who receives funds from Broward County or is regulated by Broward County.

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the revised motion statement under scrivener's errors.)

ACTION: (T-11:19 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Form 4A Disclosure Business Transaction - Terrence Davis, 2. Exhibit 2 - Form 4A Disclosure Business Transaction - Wayne Lee, 3. Exhibit 3 - Form 4A Disclosure Business Transaction - Evan Boyar, 4. Exhibit 4 - Form 4A Disclosure Business Transaction - Merlin Underwood

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

Broward County Commission Regular Meeting

Director's Name: Rebecca MacDougall

Department: Medical Examiner and Trauma Services

Information

Requested Action

A. MOTION TO APPROVE nominations for appointments of Terrence Davis, Dr. Wayne Lee, and Dr. Evan Boyar, and reappointment of Merlin Underwood to the Broward Regional Emergency Medical Services (EMS) Council.

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the revised motion statement under scrivener's errors.)

ACTION: (T-11:19 AM) Approved. (Refer to minutes for full discussion.) (Scrivener's Error - See County Administrator's Memorandum: Currently reads:

A. MOTION TO APPROVE...

Should read: A. MOTION TO APPOINT NOMINEE...)

VOTE: 9-0.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Terrence Davis, Dr. Wayne Lee, Dr. Evan Boyar and Merlin Underwood who hold an employment or contractual relationship with an entity who receives funds from Broward County or is regulated by Broward County.

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the revised motion statement under scrivener's errors.)

ACTION: (T-11:19 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

Why Action is Necessary

A. Broward County Code of Ordinances, Chapter 15-74 states vacancies, appointments and reappointments in the membership for the Broward Regional EMS Council, an advisory board to the County Commissioners, shall be filled in the same manner provided for in the original appointment. As such, a name for each category/organization shall be submitted to the Board of County Commissioners for consideration as an appointment to the Broward Regional EMS Council.

B. A waiver of conflict arising under Section 112.313(7)(a), requires a two-thirds approval by the Board in accordance with Section 112.313(12), Florida Statutes.

What Action Accomplishes

A. This action allows the Board of County Commissioners to appoint individuals to the positions: Transport: Aircraft; Physicians: Emergency Medicine; Physicians: Emergency Department Director from Broward; and Transport: Private Ambulance.

B. Waives the existence of any conflict arising under Section 112.313(7)(a), as authorized under applicable law.

Is this Action Goal Related

No

Previous Action Taken

None.

Summary Explanation/Background

A. THE BROWARD REGIONAL EMERGENCY MEDICAL SERVICES (EMS) COUNCIL, THROUGH THE OFFICE OF MEDICAL EXAMINER AND TRAUMA SERVICES, RECOMMENDS APPROVAL.

The Broward Regional EMS Council makes recommendations to the Board on issues concerning the delivery of emergency and nonemergency care and transportation to the citizens and visitors of Broward County.

Each member of the Council represents a specific category based upon expertise within a given area. The County Commission appoints Council members and each serves for a four-year term, or through the expiration of vacant position's term, at the pleasure of the Board of County Commissioners.

The Broward Regional EMS Council met on September 2, 2021, and approved forwarding the following nomination for appointments:

- Terrence Davis, representing Transport: Aircraft (10-19-2021 to 2-12-2023)
- Wayne Lee, representing Physicians: Emergency Medicine (10-19-2021 to 4-13-2022)
- Dr. Evan Boyar, representing Physicians: Emergency Department Director from Broward (10-19-2021 to 10-19-2025)
- Merlin Underwood, representing Transport: Private Ambulance (10-19-2021 to 10-19-2025)

Qualifications for appointments have been reviewed and are on file with the Office of Medical Examiner and Trauma Services.

B. Approval of this item would give rise to certain employment conflicts under Section 112.313(7)(a), Florida Statutes, which provides that “no public officer...shall have or hold any employment or contractual relationship with any business entity...which is...doing business with an agency of which he or she is an officer or employee.” In accordance with Section 112.313(12), Florida Statutes, Board approval is required to waive any conflict arising under Section 112.313(7)(a), Florida Statutes. An effective waiver requires a two-thirds vote of the Business Transaction, Relationship or Interest, is attached hereto as Exhibits #1, #2, #3, and #4 and constitute full disclosure of any existing conflicts.

Source of Additional Information

Dr. Rebecca MacDougall, Director, Office of Medical Examiner and Trauma Services, (954) 357-5209
Alison Zerbe, Manager, Trauma and EMS Section, Office of Medical Examiner and Trauma Services, (954) 357-5234

Fiscal Impact

Fiscal Impact/Cost Summary

No fiscal impact.