

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO IMPLEMENT A SETTLEMENT WITH GLORIA ORTIZ IN THE AMOUNT OF \$50,000.00.

WHEREAS, on July 30, 2020, Gloria Ortiz ("Claimant") filed a civil action against the City seeking damages arising out of a trip and fall that occurred on March 20, 2019 (Case Number CACE-20-012327); and

WHEREAS, Claimant alleges that she was injured as a result of a trip and fall on a City street; and

WHEREAS, Claimant's claim is for personal injuries; and

WHEREAS, the City Attorney and Claimant's attorney have negotiated a settlement in the amount of \$50,000.00; and

WHEREAS, if this settlement is approved by the City Commission, the monies will be paid from the City's self-insurance fund; and

WHEREAS, the City does not admit liability for the alleged fall, but settlement of this case as indicated avoids the uncertainty inherent in a jury trial and is a business decision for the City; and

WHEREAS, the City Attorney recommends that the City Commission approve the negotiated settlement.

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 the above-described settlement is approved, payable from the City's self-insurance fund.

Section 3: That the appropriate City officials are authorized to take all necessary steps to implement the settlement.

SETTLEMENT OF CLAIM BY GLORIA ORTIZ.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2021.

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