

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 NATALIA ASTAPENKOVA IN THE AMOUNT OF \$75,000.00.

WHEREAS, on March 28, 2023, Natalia Astapenkova ("Claimant") filed a civil action against the City seeking damages arising out of an accident involving a City-owned vehicle operated by a City employee that occurred on September 9, 2020 (Broward County Circuit Court Case Number CACE-23-006599); and

WHEREAS, Claimant alleges that she was injured as a result of the accident; and

WHEREAS, the City Attorney served a Proposal for Settlement ("PFS") on Claimant and Claimant's Attorney on February 28, 2024 in the amount of \$75,000.00; and

WHEREAS, on March 4, 2024, Claimant and Claimant's Attorney accepted, in writing, the PFS in the amount of \$75,000.00; 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, by entering into this settlement, the City does not in any manner admit liability for the incident, but rather, settlement is a business decision to avoid the risk and uncertainties of a jury trial, and because of this, 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 appropriate City officials are authorized to take all necessary steps to implement the settlement.

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

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PASSED AND ADOPTED this _____ day of _____, 2024.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY