

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 BETWEEN THE CITY OF HOLLYWOOD AND DONALD LHEUREUX IN THE AMOUNT OF \$100,000.00.

WHEREAS, in 2015, Donald Lheureux filed a civil action against the City of Hollywood, Florida, for damages arising out of an accident that allegedly occurred on or about August 17, 2013; and

WHEREAS, in his civil action, Mr. Lheureux alleges that he tripped and fell as a direct result of the City's failure to maintain the sidewalk at or near 5927 Pierce Street; and

WHEREAS, Mr. Lheureux also alleges that this accident caused him to incur medical expenses totaling almost \$350,000.00; and

WHEREAS, the City Attorney and Mr. Lheureux's attorney have negotiated a settlement in the amount of \$100,000.00; 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 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 above-described settlement is hereby approved, payable from the City's self-insurance fund.

Section 2: That the appropriate City officials are hereby authorized to take all necessary steps to implement the settlement.

RESOLUTION APPROVING SETTLEMENT WITH DONALD LHEUREUX

Section 3: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2017.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the
City of Hollywood, Florida, only.

ALAN FALLIK, INTERIM CITY ATTORNEY