

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE MAYOR TO SIGN THE ATTACHED RESPONSE TO THE CLAIM OF GEORGE VALDIVIA AND LUIS VALDIVIA, UNDER THE BERT J. HARRIS PRIVATE PROPERTY RIGHTS PROTECTION ACT, REGARDING THE DEVELOPMENT LOCATED JUST NORTH OF FARRAGUT STREET BETWEEN N 74 AVE AND N 72 AVE.

WHEREAS, on or about April 12, 2016, George Valdivia and Luis Valdivia submitted the attached claim against the City, the Central Broward Water Control District, and the County, under the Bert J. Harris, Jr., Private Property Rights Protection Act (the "Act"); and

WHEREAS, this claim arose out of the Valdivia's efforts to develop the property located just north of Farragut Street between N. 74th Ave and N. 72nd Ave; and

WHEREAS, the total amount of the claim is \$2,756,934.00; and

WHEREAS, the City Attorney believes that the claim is without merit; and

WHEREAS, under the Act, the City is required to make a written settlement offer within 180 days of the date the claim was presented in writing; and

WHEREAS, the Act expressly allows the City to make a settlement offer that offers "no changes to the action of the governmental entity"; and

WHEREAS, the City Attorney recommends that the City Commission authorize the Mayor to sign the attached response;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That it hereby approves and authorizes the Mayor to sign the attached response, together with such nonmaterial changes as may be subsequently approved by the Mayor and approved as to form and legality by the City Attorney.

Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

RESOLUTION APPROVING RESPONSE TO CLAIM OF GEORGE AND LUIS VALDIVIA UNDER BERT J. HARRIS, JR., PRIVATE PROPERTY RIGHTS PROTECTION ACT.

PASSED AND ADOPTED this _____ day of _____, 2016.

PETER BOBER, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

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

JEFFREY P. SHEFFEL, CITY ATTORNEY