

**STATEMENT OF BUDGET IMPACT**  
**(Policy Number 94-45)**  
**Budgetary Review of Proposed Resolution &**  
**Ordinances with Financial Implication.**

**Date:** January 18, 2017

**File:** BIS 17 – 088

**File:** TMP-2017-031

**Proposed Legislation:**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO NEGOTIATE A GLOBAL SETTLEMENT AND RELEASE BETWEEN THE CITY AND CARL PUSKARCIK FOR WORKERS' COMPENSATION CLAIMS IN AN AMOUNT NOT TO EXCEED \$125,000.00.

**Statement of Budget Impact:**

1.  No Budget Impact associated with this action;
2.  Sufficient budgetary resources identified/available;
3.  Budgetary resources not identified/unavailable;
4.  Potential Revenue is possible with this action;
5.  Will not increase the cost of Housing;
6.  May increase the cost of Housing; (CDAB review required)

**Explanation:**

This Resolution seeks authorization for the appropriate City Officials to negotiate and enter into global settlement and release of claims, if successful, between Carl Puskarcik, "Claimant", and the City for certain injuries suffered by the Claimant while employed by the City as a Marine Safety Officer. Claimant was involved in incidents in September 2007 and November 2013 resulting in injuries to his right knee and left knee respectively. Additionally, Claimant had filed a separate workers' compensation claim in April 2015 based upon a melanoma diagnosis which was later denied.

The City's legal representative in actions based upon Claimant's filings has recommended the settlement and release of all claims asserted by Claimant for an amount not to exceed \$125,000.00. This settlement amount is based upon an approved Medicare Set Aside (MSA) determination for \$93,895.00 which considered the need for right knee replacement surgery plus future medical and prescription costs. The left knee

was not included in the MSA report. Counsel has also recommended an additional \$15,000.00 be authorized to cover future treatments for Claimant's melanoma condition. The balance of the requested settlement authorization would cover attorney's fees and other legal costs involved in representing the City in this matter.

Funding to cover the recommended not-to-exceed amount of \$125,000.00 is available in the City Self Insurance Fund 58.

**PREPARED AND APPROVED BY:**

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Assistant Director, Budget and Financial Services