

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 MICHAEL UMINSKY IN THE AMOUNT OF \$100,000.00.

WHEREAS, on November 7, 2019, Michael Uminsky ("Claimant") filed a civil action against the City seeking damages arising out of a trip and fall incident that occurred on November 8, 2015 (Broward County Circuit Court Case Number CACE-19-023106); and

WHEREAS, Claimant alleges he was injured as a result of a trip and fall on a City sidewalk; and

WHEREAS, Claimant alleges personal injuries as a result of the trip and fall; and

WHEREAS, the City Attorney and Claimant'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, 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 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 the 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 \_\_\_\_\_, 2022.

\_\_\_\_\_  
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.

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DOUGLAS R. GONZALES  
CITY ATTORNEY