

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 ORTIZ FOR APPROXIMATELY \$1,320,688.87.

WHEREAS, on February 28, 2023, Michael Ortiz ("Claimant") filed a civil action against the City seeking damages arising out of an incident involving City of Hollywood Police Officers that occurred on July 3, 2021, (United States District Court for the Southern District of Florida Case Number 23-cv-60399); and

WHEREAS, Claimant alleges that he was injured as a result of the incident; and

WHEREAS, on October 9, 2025, the Commission approved R-2025-339, settling the claim for the full amount of the City's excess liability insurance limits (\$1,000,000.00) and the balance of the self-insured retention policy after the City's attorney's fees and costs are paid therefrom, estimated to be approximately \$1,250,000.00; and

WHEREAS, the amount consistent with the City's excess liability insurance limits (\$1,000,000.00) and the balance of the self-insured retention policy after the City's attorney's fees and costs is actually 1,320,688.87; and

WHEREAS, if this revised settlement amount is approved by the City Commission, the monies will be paid from the City's self-insurance fund and the City's excess liability insurance; 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 balance City's self-insurance fund after reductions for payment of the City's attorney's fees and costs and the City's excess liability insurance policy.

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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.

PASSED AND ADOPTED this _____ day of _____, 2025.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS Y. HENLON
CITY ATTORNEY