

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO IMPLEMENT A SETTLEMENT WITH EMMETT KATER FOR A WORKERS' COMPENSATION CLAIM IN THE AMOUNT OF \$329,612.00.

WHEREAS, the City has reached a settlement with Emmett Kater (the "Claimant") regarding a workers' compensation claim dated January 31, 1997; and

WHEREAS, on January 31, 1997, the Claimant, a former Communications Technician, fell while testing equipment at the Bandshell theatre at Johnson Street and the Broadwalk; and

WHEREAS, the injuries were found to be compensable, and the Claimant continues to receive treatment; and

WHEREAS, the Claimant was accepted as permanently and totally disabled ("PTD") by the workers' compensation carrier on February 15, 2000, and has been receiving PTD payments since that date; and

WHEREAS, the Claimant was granted a duty disability by the General Employees' Pension Plan Board on February 16, 2000; and

WHEREAS, petitions for benefits have been filed, and the total paid on the Claim to date is \$1,186,259.91; and

WHEREAS, because the amount paid out on this Claim exceeds the City's self-insurance retention level at the time of the injury (\$400,000.00), the excess carrier, The Florida League of Cities, has been reimbursing the City for all costs above \$400,000.00; and

WHEREAS, The Florida League of Cities has authorized a settlement in the amount of \$329,612.00, for which the City will be reimbursed; and

WHEREAS, authorization of this settlement would resolve the Claim; and

WHEREAS, funding for the settlement is available in account number 558.112006.51900.591930.000000.000.000.

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 a settlement agreement with Emmett Kater in the amount of \$329,612.00 to resolve the Claim is approved, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

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.

PASSED AND ADOPTED this _____ day of _____, 2026.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY