

RESOLUTION NO. _____

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 WITH CLAUDIO LOVERAS FOR A WORKERS' COMPENSATION CLAIM IN AN AMOUNT NOT TO EXCEED \$12,000.00.

WHEREAS, the City has been advised by its workers' compensation Third Party Administrator ("TPA"), Relation Insurance Services, that the best course of action would be to resolve Claudio Loveras' (the "Claimant") workers' compensation claim relating to injuries that occurred on January 26, 2003, which were found to be compensable; and

WHEREAS, on January 26, 2003, Claimant sustained an injury due to a motor vehicle accident which was found to be compensable and for which the Claimant continues to receive treatment; and

WHEREAS, Claimant worked for the City until he reached his normal retirement date on October 31, 2016; and

WHEREAS, to date, the City has paid \$71,198.28 for this claim in medical and indemnity benefits; and

WHEREAS, based on the Claimant's life expectancy and potential exposure, the City's TPA recommends a global settlement completely closing Claimant's workers' compensation claim; and

WHEREAS, the agreement will include the provision that the Claimant will not treat any of his industrial injuries under his City health insurance; and

WHEREAS, it is recommended that the City Commission authorize an amount not to exceed \$12,000.00 to settle with the Claimant; and

WHEREAS, funding has been identified and will be available in the Fiscal Year 2018 budget in the City's Self Insurance Fund (Fund 58).

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

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 CLAUDIO LOVERAS FOR A WORKERS' COMPENSATION CLAIM IN AN AMOUNT NOT TO EXCEED \$12,000.00.

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 this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2018.

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.

DOUGLAS R. GONZALES, CITY ATTORNEY