

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 PEMBROKE PINES.

WHEREAS, the City provides wastewater services to several “large users,” including the Cities of Pembroke Pines (“Pines”), Dania Beach, Hallandale Beach, and Miramar, as well as Broward County, pursuant to agreements that were negotiated and have been in place since the late 1990s, called the “large user wastewater agreements”; and

WHEREAS, Pines later sued Hollywood in three different actions, consolidated in Broward Circuit Court Case Number CACE 18-015330, asserting among other things that Hollywood improperly paid certain settlement funds due to Pines from funds that were owned and due to Pines (“Issue 1”), and that Hollywood had improperly calculated sewer rates due by Pines pursuant to the 1990 Large User Agreement (“Issue 2”); and

WHEREAS, trial of all issues was concluded in December 2022, resulting in the Court’s issuance of Findings of Fact and Conclusions of Law (“Final Order”) on August 17, 2023, finding for Hollywood as to Issue 1 and in part for Pines and in part for Hollywood as to Issue 2 (“2018 Litigation”); and

WHEREAS, both Hollywood and Pines appealed the Final Order against them, and that appeal remains pending; and

WHEREAS, the parties wish to avoid the uncertainty, inconvenience, burden, and expense of further litigation, and wish to settle the Litigation without any admission of wrongdoing or liability by the parties; and

WHEREAS, the attorneys for the City and those for Pines have negotiated a settlement in the total amount of \$8,500,000.00 to be paid by the City, together with certain Large User Agreement administrative terms; and

WHEREAS, the City Attorney recommends that the City Commission approve the negotiated settlement, attached as Exhibit A.

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.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO IMPLEMENT A SETTLEMENT WITH PEMBROKE PINES.

Section 2: That the above-described settlement is approved.

Section 3: That it approves and authorizes the execution and all necessary steps for implementation, by appropriate City officials, of the settlement, 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 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 HENLON
CITY ATTORNEY