

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING PAYMENT TO THE STANDARD FIRE INSURANCE COMPANY FOR A PROPERTY DAMAGE CLAIM IN THE AMOUNT OF \$29,985.68.

WHEREAS, on April 20, 2016, Yves Des Marais (“Claimant”) was involved in an automobile accident with Officer Karen LaFrance; and

WHEREAS, the automobile insurance carrier representing Claimant is The Standard Fire Insurance Company, commonly known as Travelers; and

WHEREAS, the Claimant litigated a loss of use and diminishment in value claim against the City, which was settled pursuant to City Code §41.05(B)(1) in the amount of \$15,000.00; and

WHEREAS, Travelers has demanded reimbursement for the cost of repairing the Claimant’s 2015 Tesla Model S in the amount of \$36,292.14, and rental costs in the amount of \$1,189.96; and

WHEREAS, the City has determined that Officer LaFrance was 80% at fault for the accident; and

WHEREAS, based on the apportionment of fault, the City requests authorization to pay Travelers \$29,985.68 to settle the property damage portion of this incident; and

WHEREAS, the settlement recommendation from the City’s third party administrator for liability claims, Relation Insurance Services, is attached as Exhibit “1”, and the demand from Travelers is attached as Exhibit “2”; and

WHEREAS, funding for the settlement has been identified and will be available in the Fiscal Year 2019 budget 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.

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Section 2: That it approves the payment of \$29,985.68 to Travelers to settle the property damage portion of the claim.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2019

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