

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 BETWEEN THE CITY OF HOLLYWOOD AND TIMOTHY CLINGERMAN IN THE AMOUNT OF \$170,000.00.

WHEREAS, in 2014, Timothy Clingerman filed a civil action against the City of Hollywood, Florida, arising out of an accident that allegedly occurred on or about December 18, 2012; and

WHEREAS, in the action, Mr. Clingerman alleges that while he was lying on the beach, a City-owned vehicle driven by the City employee drove over the top of him causing him multiple lacerations, burns and fractures; and

WHEREAS, Mr. Clingerman further alleges that his injury was the result of the negligence of the City employee; and

WHEREAS, the City Attorney's Office and Mr. Clingerman's attorney have negotiated a settlement in the amount of \$170,000.00; and

WHEREAS, if this settlement is approved by the City Commission, the monies will be paid from the City's self-insurance fund; and

WHEREAS, 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 above-described settlement is hereby approved, payable from the City's self-insurance fund.

Section 2: That the appropriate City officials are hereby authorized to take all necessary steps to implement the settlement.

RESOLUTION APPROVING SETTLEMENT WITH TIMOTHY CLINGERMAN.

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

PASSED AND ADOPTED this _____ day of _____, 2015.

PETER BOBER, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the
City of Hollywood, Florida, only.

JEFFREY P. SHEFFEL, CITY ATTORNEY