

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 ELI POLIKAR IN THE AMOUNT OF \$75,000.00.

WHEREAS, Eli Polikar filed a civil action against the City of Hollywood and Hollywood Police Officer Roger Stacey seeking damages arising out of his arrest that occurred on or about January 1, 2010; and

WHEREAS, in the Third Amended Complaint, Polikar alleges that he was falsely arrested and battered, amongst other torts, when he was arrested for disorderly conduct and battery at 5130 Hills Drive, Hollywood; and

WHEREAS, attorneys for Polikar, the City and Officer Stacey have negotiated a conditional settlement in the amount of \$75,000.00; 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, if this settlement is approved by the City Commission, both the City and Officer Stacey will obtain full releases of liability; and

WHEREAS, by entering into this settlement, the City is in no manner admitting that it committed any wrongdoing, but settlement on the terms negotiated represents a business decision for the City; 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 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 the appropriate City officials are authorized to take all necessary steps to implement the settlement.

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Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2020.

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