

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 IN THE AMOUNT OF \$5,000.00 WITH SHAWN O'CONNOR FOR HIS WORKERS' COMPENSATION CLAIM.

WHEREAS, on May 6, 2005, former police officer Shawn O'Connor ("Claimant") sustained injuries during an interaction with a suspect; and

WHEREAS, the injuries were found to be compensable, and Claimant received treatment and continued working until his normal retirement on February 1, 2006; and

WHEREAS, to date, numerous petitions for benefits have been filed, and the City has paid \$104,608.09 on this Claim ("Claim"); and

WHEREAS, on September 14, 2017, the Claimant filed a petition for benefits after the statute of limitations had expired, and therefore, the City denied any and all benefits; and

WHEREAS, the City litigated the matter, receiving a favorable judgment from the Judges of Compensation Claims, which prompted additional litigation from the Claimant; and

WHEREAS, the City has reached a settlement with the Claimant in the amount of \$5,000.00 regarding the Claim; and

WHEREAS, to halt further litigation and close the Claim, it is in the City's best interest to settle; and

WHEREAS, authorization of this settlement would completely close the Claim, and the Claimant will be able to treat any conditions, where the industrial accidents are the major contributing cause, under his regular health insurance; and

WHEREAS, funding for the settlement has been identified and will be available in the Fiscal Year 2020 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.

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 \_\_\_\_\_, 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.

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DOUGLAS R. GONZALES  
CITY ATTORNEY