

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 SARAH DELEKTO IN THE AMOUNT OF \$110,000.00.

WHEREAS, on May 12, 2019, Sarah Delekto was seriously injured when a Hallandale Beach police vehicle was driven forward while she was sitting in front of it; and

WHEREAS, the Hollywood Police Department ("HPD") was also on the scene of the accident; and

WHEREAS, Delekto alleges that the combined negligence of the HPD and the Hallandale Beach Police Department caused the accident, resulting in significant injuries; and

WHEREAS, on July 6, 2020, Delekto filed a civil action against the City of Hallandale Beach and the City of Hollywood for damages arising out of the accident (Case Number CACE 20-010952); and

WHEREAS, Delekto and the City of Hollywood have negotiated a settlement of Delekto's claim against the City in the amount of \$110,000.00; and

WHEREAS, settling the litigation as indicated is not an admission of liability or fault by the City of Hollywood, but rather a business decision to avoid the uncertainties of trial; and

WHEREAS, if this settlement is approved by the City Commission, the monies will be paid out of the 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 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 out of the self-insurance fund.

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Section 3: That the appropriate City officials are authorized to take all steps necessary to implement the settlement.

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
SUFFICEINCY for the use and reliance
of the City of Hollywood, Florida only.

DOUGLAS R. GONZALES
CITY ATTORNEY