



Hallandale Beach
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400 South Federal Hwy
Hallandale Beach, FL 33009

City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	September 18, 2019		Item Type: <i>(Enter X in box)</i>	Resolution X	Ordinance	Other			
Fiscal Impact: <i>(Enter X in box)</i>	Yes	No	Ordinance Reading: <i>(Enter X in box)</i>	1 st Reading		2 nd Reading			
	X			Public Hearing: <i>(Enter X in box)</i>	Yes	No	Yes	No	
Funding Source:	570 1810 545030		Advertising Requirement: <i>(Enter X in box)</i>		Yes		No		
Account Balance:	\$239,397.79			Quasi Judicial: <i>(Enter X in box)</i>	Yes		No		
Project Number :	N/A		RFP/RFQ/Bid Number:		N/A				
Contract/P.O. Required: <i>(Enter X in box)</i>	Yes	No		Strategic Plan Priority Area: <i>(Enter X in box)</i>					
			Safety						<input checked="" type="checkbox"/>
			Quality						<input type="checkbox"/>
			Vibrant Appeal	<input type="checkbox"/>					
Sponsor Name:	Jennifer Merino, City Attorney		Department: City Attorney's office		Jennifer Merino, City Attorney				

Short Title:

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, RATIFYING THE SETTLEMENT WITH DEENA ABOULAFIA V. FLORIDA DEPARTMENT OF TRANSPORTATION, BROADSPECTRUM INFRASTRUCTURE, INC., AND CITY OF HALLANDALE BEACH IN CASE NO: CACE 17- 011423 (08) IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT, BROWARD COUNTY, FLORIDA AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO ENTER INTO SETTLEMENT, FOR PERSONAL INJURIES SHE SUSTAINED, IN EXCHANGE FOR THE EXECUTION OF THE APPROPRIATE RELEASE; AND PROVIDING AN EFFECTIVE DATE.

Staff Summary:

BACKGROUND:

Ms. Aboulafia filed suit against the City alleging that on December 11, 2014 she sustained injuries to her left wrist. At the time of the accident, Ms. Aboulafia was walking pass the bus shelter located at 1110 East Hallandale Beach Boulevard when she tripped and fell on an uneven portion of sidewalk area that connects to the paved area of the sidewalk. Ms. Aboulafia was treated at the hospital where she underwent surgery to her broken left wrist. Ms. Aboulafia spent a total of four (4) days in the hospital following surgery, receiving rehabilitative and post-operative treatment. Ms. Aboulafia seeks to settle the litigation with the City in the amount of sixty- thousand dollars (\$60,000.00) and no cents in exchange for the execution of the appropriate release(s). The City Attorney requests authorization to ratify the negotiated settlement amount of sixty thousand dollars (\$60,000.00) and no cents. This amount will be remitted in the form of U.S. currency in the amount of sixty thousand dollars (\$ 60,000.00) and no cents, in exchange for the appropriate release(s) by the Plaintiff. The City Attorney further recommends authorization to execute any and all necessary documents to effectuate the settlement of the case.

WHY ACTION IS NECESSARY:

Pursuant to Section 24-3 (d), of the City of Hallandale Beach, Code of Ordinances, proposed settlements in excess of \$20,000.00 shall be submitted to the city commission for its decision. This settlement exceeds the authority amount given to the City Manager and the City Attorney to settle claims, which requires City Commission approval.

FISCAL IMPACT:

\$60,000.00.

Proposed Action:

Motion To Consider and Approve: A Resolution Of The Mayor And City Commission Of The City Of Hallandale Beach, Florida, Ratifying The Settlement With Deena Aboulafia v. Florida Department of Transportation, Broadspectrum Infrastructure, Inc., and City of Hallandale Beach in Case no: CACE 17- 011423 (08) In The Circuit Court Of The Seventeenth Judicial Circuit, Broward County, Florida And Authorizing The City Manager And City Attorney To Enter Into Settlement, For Personal Injuries She Sustained, In Exchange For The Execution Of The Appropriate Release(s). Further authorizing the City Manager and City Attorney to execute any and all necessary documents to effectuate the settlement of the case.

Attachment(s):

Exhibit 1 – Resolution