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EXHIBIT 1
RESOLUTION NO. 2019 -

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.

WHEREAS, Deena Aboulafia filed suit against the City of Hallandale Beach for alleged injuries she sustained to her left wrist on December 11, 2014. Ms. Aboulafia while walking pass the bus shelter located at 1110 East Hallandale Beach Boulevard tripped and fell on an uneven portion of sidewalk area that connects to the paved area of the sidewalk; and

WHEREAS, Ms. Aboulafia treated at the hospital where she underwent surgery to her left wrist and spent four (4) days receiving rehabilitative and post-operative care and treatment; and

WHEREAS, the City has engaged in a strategic defense, including discovery and fact-finding investigative preparation for trial; and

WHEREAS, the parties have determined that the resolution of their difference in a manner favorable to their respective interests are best obtained through a settlement of the issues as opposed to protracted trial, which will require the expenditure of significant funds and resources to both parties; and

WHEREAS, the City Administration requests authorization to ratify the negotiated settlement amount of sixty thousand dollars and no cents (\$60,000.00). This amount will be remitted in the form of U.S. currency in the amount of sixty-thousand dollars and no cents (\$60,000.00); and

39 **WHEREAS**, the Mayor and City Commission, being fully advised of the facts of
40 this matter, believe it is in the best interest of the City to resolve this litigation in lieu of
41 proceeding to trial and accepts the recommendation.

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43 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY**
44 **COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

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46 **SECTION 1.** The foregoing “Whereas” clauses are confirmed as true and
47 incorporated herein.

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49 **SECTION 2. Ratify Settlement.** The Mayor and City Commission hereby ratify
50 the negotiated settlement in the matter of Deena Aboulafia v. Florida Department of
51 Transportation, Broadspectrum Infrastructure, Inc., and City of Hallandale Beach.

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53 **SECTION 3. City Manager and City Attorney Authorization.** The Mayor and
54 City Commission hereby authorize the City Manager and City Attorney to settle litigation
55 styled Deena Aboulafia v. Florida Department of Transportation, Broadspectrum
56 Infrastructure, Inc., and City of Hallandale Beach in Case no: CACE 17- 011423 (08) in
57 the Circuit Court of the Seventeenth Judicial Circuit, Broward County for the total sum of
58 sixty thousand dollars and no cents (\$60,000.00). This amount will be remitted in the form
59 of U.S. currency in the amount of sixty thousand dollars and no cents (\$60,000.00), in
60 exchange for the appropriate release executed by the Plaintiff.

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62 **SECTION 4. Effective Date.** This Resolution shall take effect immediately upon
63 its passage and adoption.

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65 APPROVED AND ADOPTED this ____ day of September 2019.

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74 SPONSORED BY: CITY ATTORNEY

JOY ADAMS
MAYOR

75 ATTEST:

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79 _____
JENORGEN M. GUILLEN, CMC

80 CITY CLERK

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83 APPROVED AS TO LEGAL SUFFICIENCY

84 AND FORM

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JENNIFER MERINO

90 CITY ATTORNEY

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