



400 South Federal Hwy
Hallandale Beach, FL 33009

City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	June 7, 2017		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:	1810 545030		Advertising Requirement: <i>(Enter X in box)</i>	Yes		No		
						X		
Account Balance:			Quasi Judicial: <i>(Enter X in box)</i>	Yes		No		
						X		
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 DEBRA MOLINA V. CITY OF HALLANDALE BEACH, IN CASE NO: CACE 15-004341 (12) 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. Molina filed suit against the City alleging that on January 28, 2013, she sustained injuries to her hand when she fell through a hollow portion of land that gave way causing her to fall in a hole. The City was installing a water main in the location of NE 1st Street & NE 8th Avenue at the time. Ms. Molina did have surgery on her hand. The parties seeks to settle the litigation in the amount of forty thousand seven hundred seventy-four dollars and no cents (\$40,774.00) in exchange for the execution of the appropriate release.

The City Attorney requests authorization to ratify the negotiated settlement amount of forty thousand seven hundred seventy-four dollars and no cents (\$40,774.00). This amount will be remitted in the form of U.S. currency in the amount of forty thousand dollars (\$40,000.00), and an adjustment to the seven hundred seventy-four dollar (\$774.00) balance owed to Hallandale Beach Fire Rescue Emergency Transport Services, bringing the total amount owed by Plaintiff to zero dollars (\$0.00). 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 City Attorney to settle claims, which require City Commission for approval.

FISCAL IMPACT:

\$40,774.00.

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 Debra Molina V. City Of Hallandale Beach, In Case No: CACE 15-004341 (12) 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. 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