



City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	March 21, 2018		Item Type: <small>(Enter X in box)</small>	Resolution <div style="text-align: center;">X</div>	Ordinance	Other
Fiscal Impact: <small>(Enter X in box)</small>	Yes	No	Ordinance Reading: <small>(Enter X in box)</small>	1 st Reading		2 nd Reading
	X			Public Hearing: <small>(Enter X in box)</small>		Yes No
Funding Source:	1810 545030		Advertising Requirement: <small>(Enter X in box)</small>	Yes		No
						X
Account Balance:	\$154,092.40		Quasi Judicial: <small>(Enter X in box)</small>	Yes		No
						X
Project Number :	N/A		RFP/RFQ/Bid Number:	N/A		
Contract/P.O. Required: <small>(Enter X in box)</small>	Yes	No	Strategic Plan Priority Area: <small>(Enter X in box)</small>			
			Safety <div style="float: right;"><input checked="" type="checkbox"/></div>			
			Quality <div style="float: right;"><input type="checkbox"/></div>			
			Vibrant Appeal <div style="float: right;"><input type="checkbox"/></div>			
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 VALERIY BOGATOV AS FATHER AND REPRESENTATIVE OF ALEX BOGATOV V. CITY OF HALLANDALE BEACH ET AL, IN CASE NO: CACE 12-18354 (25) 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 HE SUSTAINED, IN EXCHANGE FOR THE EXECUTION OF THE APPROPRIATE RELEASE; AND PROVIDING AN EFFECTIVE DATE.

Staff Summary:

BACKGROUND:

Mr. Valeriy Bogatov filed suit against the City alleging that on April 15, 2012, his minor son Alex Bogatov sustained personal injuries while visiting a City park. At the time of the accident, Alex Bogatov was visiting South Beach Park and climbing a playground gym when he slipped and fell from a short distance off the playground gym onto alleged uncovered hard surface underneath the playground gym. Alex Bogatov was transported to the hospital where he spent several days and was treated for a broken left femur. The parties seeks to settle the litigation in the amount of sixty-five thousand dollars (\$65,000.00) 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-five thousand dollars (\$65,000.00) dollars and no cents. This amount will be remitted in the form of U.S. currency in the amount of sixty-five thousand dollars (\$ 65,000.00) dollars 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 City Attorney to settle claims, which require City Commission approval.

FISCAL IMPACT:

\$65,000.00.

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 Valeriy Bogatov as father and representative of Alex Bogatov v. City of Hallandale Beach et al, In Case No: Cace 12-18354 (25) 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 He 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