

**EXHIBIT 1
RESOLUTION NO. 2021-**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, RATIFYING THE SETTLEMENT WITH ERNESTINA MARUCCI V. CITY OF HALLANDALE BEACH, IN CASE NO: CACE 20-021010 IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT, BROWARD COUNTY, FLORIDA AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO ENTER INTO SETTLEMENT TO RESOLVE ALL CLAIMS, IN EXCHANGE FOR THE EXECUTION OF THE APPROPRIATE RELEASE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Mrs. Marucci filed suit against the City on or about December 14, 2020, alleging that she suffered personal injuries as a result of a slip and fall on a sidewalk owned by the City; and

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

WHEREAS, the parties have determined that the resolution of their differences 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-nine thousand five hundred dollars and no cents (\$69,500.00) in exchange for the execution of the appropriate release; and

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

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

SECTION 1. The foregoing "Whereas" clauses are confirmed as true and incorporated herein.

SECTION 2. Ratify Settlement. The Mayor and City Commission hereby ratify the negotiated settlement in the matter of Ernestina Marucci v. City of Hallandale Beach, a Florida Municipal Corporation.

SECTION 3. City Manager and City Attorney Authorization. The Mayor and City Commission hereby authorize the City Manager and City Attorney to settle litigation styled Ernestina Marucci v. City of Hallandale Beach, a Florida Municipal Corporation: CACE 20-021010 (13) In The Circuit Court Of The Seventeenth Judicial Circuit, Broward County, Florida for the total sum of sixty-nine thousand five hundred dollars and no cents (\$69,500.00) in exchange for the execution of the appropriate release by Plaintiff and dismissal of this case. Further authorizing the City Manager and City Attorney to execute any and all necessary documents to effectuate the settlement of the case.

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

APPROVED AND ADOPTED this ____ August 2021.

JOY COOPER
MAYOR

SPONSORED BY: CITY ATTORNEY

ATTEST:

JENORGEN GUILLEN, CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
AND FORM

JENNIFER MERINO
CITY ATTORNEY