

1 EXHIBIT 1
2 RESOLUTION NO. 2021-
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4 A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE
5 CITY OF HALLANDALE BEACH, FLORIDA, RATIFYING THE
6 SETTLEMENT WITH FAITH PREVILON, A MINOR, BY AND THROUGH
7 HER MOTHER AND NATURAL GUARDIAN, NERILANDA DESTAVE,
8 VS. THE CITY OF HALLANDALE BEACH, IN CASE NO: CACE 21-
9 005062 (18) IN THE CIRCUIT COURT OF THE SEVENTEENTH
10 JUDICIAL CIRCUIT, BROWARD COUNTY, FLORIDA AND
11 AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO
12 ENTER INTO SETTLEMENT TO RESOLVE ALL CLAIMS, IN
13 EXCHANGE FOR THE EXECUTION OF THE APPROPRIATE
14 RELEASE; AND PROVIDING AN EFFECTIVE DATE.
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17 **WHEREAS**, Ms. Destave the mother and natural guardian of minor Faith Previlon
18 filed suit against the City alleging that on March 15, 2017, her daughter sustained personal
19 injuries at the City's Aftercare Enrichment Tutorial Program at OB Johnson due to alleged
20 negligent supervision; and
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22 **WHEREAS**, the City has engaged in a precise strategic defense, including
23 discovery and fact-finding investigative preparation for trial; and
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25 **WHEREAS**, the parties have determined that the resolution of their differences in
26 a manner favorable to their respective interests are best obtained through a settlement of
27 the issues as opposed to protracted trial, which will require the expenditure of significant
28 funds and resources to both parties; and
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30 **WHEREAS**, the City Administration requests authorization to ratify the negotiated
31 settlement amount of fifty-five thousand dollars and no cents (\$55,000.00) in exchange for
32 the execution of the appropriate release; and
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34 **WHEREAS**, the Mayor and City Commission, being fully advised of the facts of
35 this matter, believe it is in the best interest of the City to resolve this litigation in lieu of
36 proceeding to trial and accepts the recommendation.
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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 Faith Previlon, a Minor, by and through her Mother and Natural Guardian, Nerilanda Destave, 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 Faith Previlon, a Minor, by and through her Mother and Natural Guardian, Nerilanda Destave, vs. The City of Hallandale Beach, in Case No: Cace 21-005062 (18) in The Circuit Court Of The Seventeenth Judicial Circuit, Broward County, Florida for the total sum of fifty-five thousand dollars and no cents (\$55,000.00) 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

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77 APPROVED AS TO LEGAL SUFFICIENCY
78 AND FORM

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83 JENNIFER MERINO
84 CITY ATTORNEY

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