



City of Hallandale Beach City Commission Agenda Cover Memo

| Meeting Date: | File No.: | Item Type: | 1 st Reading | 2 nd Reading | |
|--|---|---|---|---|--------------------------|
| 9/12/2024 | 24-391 | <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance <input type="checkbox"/> Other | Ordinance Reading | N/A | N/A |
| | | | Public Hearing | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | Advertising Required | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | Quasi-Judicial: | <input type="checkbox"/> | <input type="checkbox"/> |
| Fiscal Impact (\$): | Account Balance (\$): | Funding Source: | Project Number: | | |
| \$125,000 | \$ | TBD | N/A | | |
| Contract/P.O. Required | RFP/RFQ/Bid Number: | Sponsor Name: | Department: | | |
| <input type="checkbox"/> Yes <input type="checkbox"/> No | N/A | Jennifer Merino, City Attorney | Office of the City Attorney | | |
| Strategic Plan Focus Areas: | | | | | |
| <input checked="" type="checkbox"/> Fiscal Stability | <input type="checkbox"/> Resident Services | <input type="checkbox"/> Public Safety | <input type="checkbox"/> Infrastructure & Mobility | <input type="checkbox"/> Economic Development & Affordable Housing | |
| Implementation Timeline: | | | | | |
| Estimated Start Date: 9/12/2024 | | | Estimated End Date: 9/12/2024 | | |

SHORT TITLE:

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING SETTLEMENT IN THE MATTER OF SEABORN GAULDEN V. CITY OF HALLANDALE BEACH, OJCC CASE NO. 24-004104IF, AND AUTHORIZING SETTLEMENT TO RESOLVE ALL CLAIMS, IN EXCHANGE FOR THE EXECUTION OF THE APPROPRIATE RELEASE; AND PROVIDING AN EFFECTIVE DATE.

STAFF SUMMARY:

On February 15, 2024, Mr. Seaborn Gaulden filed a Petition for Workers' Compensation Benefits under OJCC Case No. 24-004104IF, claiming permanent physical disability in both knees due to his extensive tenure as a heavy equipment operator with the City of Hallandale Beach's Sanitation Department.

The parties have reached a potential settlement which is being recommended for approval by the City Attorney and City Manager. The proposed settlement would require the City to pay \$125,000 to Mr. Gaulden, inclusive of attorney's fees and costs. Mr.

Gaulden would execute a release of claims, and this action would be dismissed as a result.

Given the complex nature of the injuries and necessary medical treatment, the proposed settlement is recommended to limit the overall costs of trial and continuing litigation.

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.

Cost Benefit:

The Commission must weigh the probability of potential trial costs and Plaintiff attorney fees as compared to the proposed settlement amount.

PROPOSED ACTION:

Consideration and approval of the attached Resolution.

ATTACHMENT(S):

- Exhibit 1 - Resolution
- Exhibit 2 - Proposed Settlement Agreement