



"The Best Waterfront City in Which to Live, Work And Play."

CITY OF RIVIERA BEACH

TO: HON. MAYOR, CHAIRPERSON, AND CITY COUNCIL

FROM: DAWN S. WYNN

SUBJECT: KWAMAIN O'NEAL VS. CITY OF RIVIERA BEACH

DATE: SEPTEMBER 15, 2021

CC: GENERAL PUBLIC

Background:

Kwamain O'Neal filed a claim against the City of Riviera Beach for personal injuries he sustained on October 8, 2018, in Riviera Beach, Palm Beach County, Florida.

On or about February 26, 2020, the Plaintiff advised the City that the Plaintiff intended to file suit against the City for personal injuries sustained by the Plaintiff, alleging the City's police officer used excessive force by allowing a police dog to bite the Plaintiff.

Both counsel for Mr. O'Neal and the City negotiated this matter and counsel for the City, Risk Management, and representatives of Gallagher Bassett concur that settlement in the amount of Fifty-Five Thousand Dollars (\$55,000) is in the City's best interest, subject to City Council approval.

City Goals:

To provide quality, timely, cost-efficient, professional legal services and advice to support the goals and objectives of the City Council, the City Manager, and the City departments, and to advocate and defend the interests of the City within the bounds of the law.

Fiscal/Budget Impact:

The City's annual premium payment from the insurance fund covers the settlement of this claim. The City's premium payment related this claim can be found in the appendix on page 333 of the 2021 budget.

Recommendation:

The Office of the City Attorney recommends approval of this Resolution.

Attachments:

1. Resolution