

RESOLUTION NUMBER 95-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING SETTLEMENT OF THE WORKERS' COMPENSATION CLAIM OF RONALD D. SIBEL V. CITY OF RIVIERA BEACH, OJCC CLAIM NO.: 15-026537TAH; AUTHORIZING GALLAGHER BASSETT SERVICES, INC. TO MAKE PAYMENT IN THE AMOUNT OF FOUR HUNDRED TWENTY-TWO THOUSAND TWO HUNDRED THIRTY-FIVE DOLLARS (\$422,235) AS FULL AND COMPLETE SETTLEMENT OF THE CLAIMS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Ronald D. Sibel ("Claimant") filed workers' compensation claim 15-026537TAH on November 11, 2015, for injury sustained to his heart while conducting firefighting activities during the course and scope of his employment with the City of Riviera Beach Fire Rescue against the City, as Employer, and Gallagher Bassett Services, Inc. ("GB"), as Carrier, and;

WHEREAS, the parties have agreed to settle the claim, including the purchase of an annuity that will cover the Medicare Set Aside approved by Centers for Medicare and Medicaid Services (CMS) on July 30, 2021, attorney's fees, and costs for a total sum of \$422,235, subject to City Council approval; and

WHEREAS, upon the City Council's approval of this settlement, the Court's Order approving the settlement, and the City's payment thereof, the workers' compensation claim from the Claimant against the City and GB shall be dismissed with prejudice; and

WHEREAS, it is in the best interests of the City to fully settle this claim.

NOW, THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION 1. That settlement of the matter of *Ronald D. Sibel v. City of Riviera Beach and Gallagher Bassett Services, Inc. OJCC Case No. 15-026537TAH* is hereby approved in the total amount of Four Hundred Twenty-Two Thousand Two Hundred Thirty-Five Dollars (\$422,235).

SECTION 2. That GB is authorized to make payment on behalf of the City, after receiving the appropriate approval and releases from the Claimant.

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SECTION 3. That this Resolution shall take effect immediately upon its passage and approval by the City Council.

PASSED and APPROVED this _____ day of September, 2021.

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APPROVED:

RONNIE L. FELDER
MAYOR

SHIRLEY D. LANIER
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY,
CERTIFIED MUNICIPAL CLERK
CITY CLERK

KASHAMBA MILLER-ANDERSON
CHAIR PRO TEM

TRADRICK MCCOY
COUNCILPERSON

JULIA A. BOTEL, Ed.D
COUNCILPERSON

DOUGLAS A. LAWSON
COUNCILPERSON

MOTIONED BY: _____

REVIEWED AS TO LEGAL SUFFICIENCY

SECONDED BY: _____

DAWN S. WYNN, CITY ATTORNEY

T. MCCOY: _____

K. MILLER-ANDERSON: _____

S. LANIER: _____

J. BOTEL: _____

D. LAWSON: _____