

RESOLUTION NO. 138-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING SETTLEMENT IN THE CASE OF LEONEL FELIPE V. THE CITY OF RIVIERA BEACH, CASE NO.: 502019CA016063XXXXMB; AUTHORIZING GALLAGHER BASSETT TO MAKE PAYMENT IN THE AMOUNT OF FIFTY SIX THOUSAND DOLLARS (\$56,000.00) AS FULL AND FINAL SETTLEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 18, 2019, Leonel Felipe (hereinafter “Plaintiff”) filed a lawsuit in the Fifteenth Judicial Circuit, in and for Palm Beach County, Florida, Case No. 502019CA016063XXXXMB, against the City of Riviera Beach for personal injuries he sustained in a motor vehicle incident in Riviera Beach, Palm Beach County, Florida; and

WHEREAS, on or about July 4, 2018, the Plaintiff alleged that the City’s police officer was negligent in the operation of his motor vehicle when he collided with the vehicle driven by Plaintiff while in the course and scope of his employment; and

WHEREAS, Plaintiff alleged that he suffered permanent injury to his body; and

WHEREAS, counsel for the Plaintiff and counsel for the City negotiated this matter and ultimately reached a settlement approved by City staff; and

WHEREAS, counsel for the City, Risk Management and representatives of Gallagher Bassett concur that settlement in the amount of Fifty Six Thousand Dollars (\$56,000.00), inclusive of all attorneys’ fees and costs, is in the City’s best interest, subject to City Council approval.

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 in the matter of Leonel Felipe v. The City of Riviera Beach, Case No.: 50-2019-CA-016063-XXXX-MB is hereby approved in the total amount of \$56,000.00, inclusive of attorney’s fees and costs.

SECTION 2. That Gallagher Bassett Services, Inc. is authorized to make payment on behalf of the City after receiving the appropriate releases from Leonel Felipe.

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

PASSED and APPROVED this _____ day of DECEMBER, 2021.

APPROVED:

**RONNIE L. FELDER
MAYOR**

**SHIRLEY D. LANIER,
CHAIRPERSON**

ATTEST:

**CLAUDENE L. ANTHONY,
CERTIFIED MUNICIPAL CLERK
CITY CLERK**

**KA SHAMBA 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: _____

T. MCCOY: _____

DAWN S. WYNN, CITY ATTORNEY

K. MILLER-ANDERSON: _____

S. LANIER: _____

J. BOTEL: _____

D. LAWSON: _____