

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2553.18

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AND AUTHORIZING A RELEASE AND SETTLEMENT AGREEMENT BETWEEN THE TOWN, ZURICH AMERICAN INSURANCE COMPANY, AIG PROPERTY CASUALTY COMPANY AND METRO EQUIPMENT SERVICE, INC.; AUTHORIZING THE MAYOR TO EXECUTE THE SETTLEMENT AGREEMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Heather Bar-Zevulun and Nira Bar-Zevulun filed a personal/bodily injury lawsuit against the Town of Golden Beach (the "Town") in the 11th Circuit Court of Miami-Dade County, styled *Heather Bar-Zevulun and Nira Bar-Zevulun v. Corzo Castella Carballo Thompson Salman, P.A., Metro Equipment Service, Inc., the Town of Golden Beach and Florida Sol Systems, Inc.*, Case No. 11-05092 CA 27; and

WHEREAS, the Town seeks to avoid the expense, delay, and uncertainty of continued litigation, and wishes to resolve the personal/bodily injury lawsuit under the terms of the Release and Settlement Agreement, attached hereto as Exhibit "A;" and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

Section 2. Approval and Execution of Settlement Agreement. The Town Council hereby approves and authorizes the Release and Settlement Agreement, including the Limited Release as described in the Settlement Agreement, in the form attached hereto as Exhibit "A." The Mayor is authorized to execute the Release and

Settlement Agreement on behalf of the Town once approved as to final form and legal sufficiency by the Town Attorney.

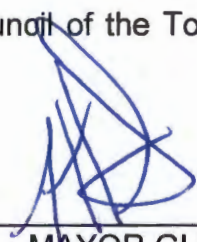
Section 3. Implementation. The Mayor and Town Manager are hereby authorized to take all steps reasonably necessary to implement the terms of the Release and Settlement Agreement and this Resolution.

Section 4. Effective Date. This Resolution shall be effective immediately upon adoption.

The Motion to adopt the foregoing Resolution was offered by Councilmember Lusskin, seconded by Councilmember Rojas, and on roll call the following vote ensued:

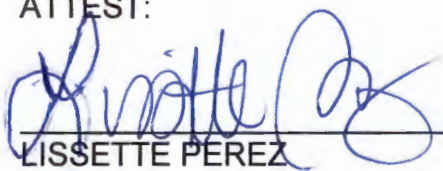
Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida this 13th day of March, 2018.



MAYOR GLENN SINGER

ATTEST:



LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY

EXHIBIT "A"

(Attach Agreement between the Town and Heather Bar Zevuelen)