

RESOLUTION NO. 72-22

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH AMENDING RESOLUTION 79-18 BY ESTABLISHING SETTLEMENT AUTHORITY FOR BODILY INJURY CLAIMS FOR THE CITY'S RISK MANAGEMENT DIVISION IN THE AMOUNT OF \$15,000; PROVIDING A CONFLICTS CLAUSE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the City Commission of Delray Beach ("City") adopted Resolution 79-18 on July 10, 2018, increasing the settlement authority limits for the City Manager, City Attorney and Risk Management Division; and

WHEREAS, currently, the settlement authority of the City Manager for all property damage, bodily injury, and other claims and litigation is \$65,000. The settlement authority of the City Attorney for all property damage, bodily injury, and other claims and litigation is \$25,000 and the Risk Management Division's settlement authority for property damage claims is \$15,000; and

WHEREAS, currently, the Risk Management Division has no authority to settle bodily injury claims even though said claims may be related to a property damage claim; and

WHEREAS, the City desires to establish settlement authority for bodily injury claims for the Risk Management Division's consistent with its property damage settlement authority of \$15,000; and

WHEREAS, the City deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission of the City of Delray Beach establishes the Risk Management Division's settlement authority for all bodily injury claims in the amount of \$15,000.

Section 3. The settlement authority of the Risk Management Division for property damage claims shall remain the same.

Section 4. All resolutions or parts of resolutions in conflict herewith shall be and hereby are repealed.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2022.

ATTEST:

Shelly Petrolia, Mayor

Katerri Johnson, City Clerk

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney