

RESOLUTION No. 25-

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING A SETTLEMENT AGREEMENT WITH NEVAR PENA; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in the year 2022, Nevar Pena (the “Plaintiff”) filed a law suit against the City of Doral (the “City”) in the Eleventh Circuit Court, in and for Miami-Dade County, Case Number 2022-023282 CA 01, claiming negligence on behalf of the City; and

WHEREAS, the City has and continues to denies of the Plaintiff’s allegations; and

WHEREAS, as the result of mediation, the Plaintiff and City have reached a settlement agreement that has been sanctioned by the City’s insurance carrier; and

WHEREAS, in return for an immediate dismissal of the civil action and releases, the City’s insurance carrier will tender the amount of Seventy Five Thousand Dollars and 00/100 (\$75,000.00) to the Plaintiff, as detailed in the settlement agreement enclosed herein as Exhibit “A”; and

WHEREAS, the City believes that the attached terms enclosed in Exhibit “A” is in the City’s best interest.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. Incorporation of Recitals. The aforementioned recitals are incorporated herein by reference.

Section 2. Authorization. The Mayor and City Council hereby authorize City Manager to accept the term’s described in Exhibit “A,” and authorize the City Manager and Attorney to negotiate a formal settlement agreement that will include terms in

substantially the same form as Exhibit "A.", and authorize the City Manager and Attorney to negotiate a purchase and sale agreement in conformity with Exhibit "A" and any other necessary documents relating to the settlement as described in Exhibit "A."

Section 3. Implementation. The City Manager and City Attorney are authorized to take all necessary steps to implement this Resolution.

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

The foregoing Resolution was offered by _____ who moved its adoption. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	_____
Vice Mayor Maureen Porras	_____
Councilwoman Digna Cabral	_____
Councilman Rafael Pineyro	_____
Councilwoman Nicole Reinoso	_____

PASSED AND ADOPTED this 16 day of April, 2025.

CHRISTI FRAGA, MAYOR

ATTEST:

CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:

LORENZO COBIELLA
GASTESI, LOPEZ, MESTRE & COBIELLA, PLLC
CITY ATTORNEY