

RESOLUTION 25-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA AUTHORIZING THE SETTLEMENT OF A CLAIM AGAINST THE CITY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, a claim against the City of Port St. Lucie, Florida (“City”) arose from a sewage pump failure near claimant Lindsay Johnson’s home which occurred on or about April 9, 2024 (“Incident”); and

WHEREAS, the Incident resulted in injury to claimant’s person and/or property; and

WHEREAS, after evaluation of the submitted claim, the City accepted liability based upon the unique facts and circumstances; and

WHEREAS, after extensive negotiation, the parties have agreed to terms and conditions which will fully and finally settle the claim; and

WHEREAS, this Resolution authorizes the settlement of the claim in the total amount of \$195,592.32 in exchange for claimant executing a General Release in substantially the same form as the attached Exhibit “A”; and

WHEREAS, the City Council finds that the settlement of this claim serves a valid public purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

Section 2. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

RESOLUTION 25-R__

Section 3. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

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

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this _____ day of _____, 2025.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

Richard Berrios, City Attorney