

CITY OF MARGATE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA, OPPOSING HOUSE BILL 1129 AND SENATE BILL 1678, INCREASING THE STATUTORY LIMITS ON LIABILITY FOR TORT CLAIMS AGAINST LOCAL GOVERNMENTS; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, First, on February 18, 2021, Florida Representative Juan Alfonso Fernandez- Barquin filed House Bill 1129, which would increase the statutory maximum amount that a local government is liable to pay for a claim or judgment by any one person from \$200,000 to \$500,000, and the total amount a local government may be liable to pay in aggregate for all claims arising from the same incident or occurrence from \$300,000 to \$1 million, and providing for annual increases in those amounts for inflation; and

WHEREAS, Second, on February 25, 2021, Florida Senator Manny Diaz, Jr., filed a similar bill, Senate Bill 1678; and

WHEREAS, Third, if House Bill 1129 and Senate Bill 1678 passed, local governments would need to budget more money to pay higher insurance premiums or, for those that are in whole or in part self-insured, to pay for the expected increased number of lawsuits and higher settlements and/or judgments; and

WHEREAS, Fourth, the City Commission believes it is in the best interest of the City to approve this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Margate, Florida:

Section 1: The foregoing recitals contained in the preamble to this Resolution are incorporated by reference herein.

Section 2: The City Commission opposes House Bill 1129 and Senate Bill 1678.

Section 3: The City Clerk is directed to distribute this Resolution to the Florida Governor, the President of the Florida Senate, the Speaker of the Florida House of Representatives, the

Broward County Legislative Delegation, the Florida League of Cities, the Florida Association of Counties, the Florida City County Management Association, the Board of County Commissioners for Broward County, the Broward County League of Cities, and each of the municipalities in Broward County.

Section 4: The appropriate City officials are authorized to execute all necessary documents and to take any necessary action to effectuate the intent of this Resolution.

Section 5: This Resolution shall take effect upon its adoption.

PASSED, ADOPTED AND APPROVED THIS _____ day of _____ 2021.

ATTEST:

JOSEPH J. KAVANAGH
CITY CLERK

MAYOR ARLENE R. SCHWARTZ

RECORD OF VOTE

| | |
|----------|-------|
| Caggiano | _____ |
| Simone | _____ |
| Ruzzano | _____ |
| Arserio | _____ |
| Schwartz | _____ |