Temp. Reso. No. 8298
11/11/24

CITY OF MIRAMAR
MIRAMAR, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, APPROVING A SETTLEMENT AGREEMENT IN THE CASE OF KLASS-EX, LLC VS. THE CITY OF MIRAMAR; AUTHORIZING THE CITY MANAGER TO TAKE NECESSARY ACTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on or about March 24, 2024, Plaintiff, Klass-Ex, LLC, initiated litigation against the City of Miramar in the Seventeenth Judicial Circuit in and for Broward County, Florida, in a case styled Klass-Ex, LLC v. The City of Miramar, Case No. CACE-24-003695;

WHEREAS, the parties have agreed to settle all issues involved with the Plaintiffs' lawsuit alleging claims for breach of contract and other related claims; and

WHEREAS, neither party admits liability in this matter, however, in an effort to resolve the pending controversy, all parties desire to amicably and expeditiously resolve all claims and avoid continued litigation; and

WHEREAS, the parties desire to enter into a Settlement Agreement, attached to this Resolution as Exhibit "A", with the intended purpose of resolving all claims as set forth in Exhibit "A"**.**

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

Reso. No. _____

Section 1. <u>Adoption of Representations.</u> The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and the same are hereby made a specific part of this Resolution.

Section 2. <u>Approval of Settlement Agreement.</u>

The City Commission of the City of Miramar hereby approves the agreement between the Plaintiff, Klass-Ex, LLC, and the City of Miramar, consistent with the Settlement Agreement attached hereto as Exhibit "A"; and further authorizes the City Manager to take all necessary action consistent with this Resolution.

Section 3. <u>Effective Date</u>. This Resolution shall be effective immediately upon adoption hereof.

PASSED AND ADOPTED this _____ day of _____, _____.

_____
Mayor, Wayne M. Messam

ATTEST:

_____
City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved
this RESOLUTION as to form:

_____
City Attorney,
Austin Pamies Norris Weeks Powell, PLLC

Requested by Administration	**Voted**
Commissioner Winston F. Barnes	_____
Commissioner Maxwell B. Chambers	_____
Commissioner Yvette Colbourne	_____
Mayor Wayne M. Messam	_____