


**DATE:** April 27, 2017

**TO:** Gregory P. Harrison, City Manager

**FROM:** Ed Beecher, Human Resources Director 

**SUBJECT:** Proposed Ordinance Amending Section 36.032,  
"Insurance Services Fund"

---

### **Background:**

Chapter 36, Section 36.032, Insurance Services Fund provides establishment of procedures for the processing, adjustment and authority for settlement of specified claims.

In 2010, the Florida Legislature enacted legislation amending Chapter 768, Section 28, Florida Statutes, (Waiver of sovereign immunity in tort actions; recovery limits; etc.) specifically increasing the "cap" for recovery in tort actions from \$100,000 per person, \$200,000 per occurrence to \$200,000 per person, \$300,000 per occurrence. However, since the time of the increase in the State cap, the City has not increased the settlement authority level of City staff.

In a continuing effort to streamline and align our City Policies with the City's Strategic Plan, Strategic Plan Initiative 4.2, Institute Practices to Improve Productivity and Quality Standards, staff is seeking Commission approval to amend Chapter 36, Section 36.032, to meet that goal. Staff is seeking to increase the combined authority of the Risk Manager, City Attorney and City Manager to settle tort, workers' compensation, employee severance and separation agreements and the types of claims, as specified in the Ordinance, from \$49,999.99 to \$75,000.

### **Recommendation:**

Staff is recommending approval of proposed amendments to Chapter 36, Section 36.032 "Insurance Services Fund", to increase the combined authority of the Risk Manager, City Attorney and City Manager to settle tort, workers' compensation, employee severance and separation agreements, as specified in the Ordinance, from \$49,999.99 to \$75,000.

(Beeedd/cmanager insurance services fund)