BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

RESOLUTION NUMBER 119-2018

A RESOLUTION OF THE CITY OF STUART, FLORIDA AUTHORIZING THE EXECUTION OF A RELEASE AND SETTLEMENT DOCUMENTS REGARDING THE JUAN CARLOS GIL ADA CLAIM REGARDING WEB SITE ACCESSABILITY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, A lawsuit was filed against the City of Stuart in Federal Court. The legal style of the case is Juan Carlos Gil v. City of Stuart; Case No. 2:18-cv-14334-RLR.

WHEREAS, the Plaintiff initiated a lawsuit in Federal Court claiming the content provided within the City's website is not fully accessible to idividuals with disabilities in violation of Title II of the Americans with Disabilities Act, 42 USC §12131 to provide barrier free access to persons with disabilities.

WHEREAS, the City of Stuart disputes the allegations in the Lawsuit. In order to avoid costs, burdens, and distractions of litigation, as well as the financial exposure to the City related to rigorously defending the claims, a decision was made to enter a settlement agreement.

BE IT RESOLVED BY THE STUART CITY COMMISSION that:

SECTION 1: This action will authorize the City Manager, and/or any other necessary City or officials to execute the certain Release and Settlement Documents for the resolution of all claims raised in Case No. 2:18-cv-14334-RLR.

SECTION 2: This resolution shall take effect upon adoption.

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

	YES	NO	ABSENT	ABSTAIN
KELLI GLASS LEIGHTON, COMMISSIONER				
BECKY BRUNER, COMMISSIONER				
EULA R. CLARKE, COMMISSIONER				
MERRITT MATHESON, COMMISSIONER				
MIKE MEIER, COMMISSIONER				

ADOPTED this 10th day of December, 2018.

ATTEST:

_____
CHERYL WHITE
CITY CLERK

_____
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MICHAEL MORTELL
CITY ATTORNEY