

# City of Palm Coast, Florida Agenda Item

**Agenda Date:** February 17, 2026

<b>Department</b> CITY ATTORNEY <b>Division</b>	<b>Amount</b> <b>Account #</b>
<b>Subject:</b> RESOLUTION 2026-XX SETTLEMENT AGREEMENT TO CASE NO. 2022-CA-00773	
<b>Presenter:</b> Marcus Duffy, City Attorney	
<b>Attachments:</b> <ol style="list-style-type: none"><li>1. Resolution</li><li>2. Agreements</li></ol>	
<b>Background:</b> <p>The City of Palm Coast previously entered into an agreement for the construction and management of the James F. Holland Park Splash Pad. Following completion of the project, the City identified various construction and design concerns related to the facility.</p> <p>In November 2022, the City initiated litigation (Case No. 2022-CA-000773) in connection with these issues. The parties have engaged in discussions to resolve the dispute and the proposed Settlement Agreements represent a negotiated resolution.</p> <p>The City Attorney and City Administration recommend approval of the Settlement Agreements, finding that the terms are fair, reasonable, and are in the best interest of the City. Approval by the City Council will finalize the settlements and will resolve the litigation in this matter against all parties.</p>	
<b>Recommended Action:</b> <b>ADOPT RESOLUTION 2026-XX SETTLEMENT AGREEMENT TO CASE NO. 2022-CA-00773</b>	