



Legislation Details (With Text)

File #: O-428-21 **Version:** 1 **Name:**
Type: Ordinance **Status:** Approved
File created: 7/29/2021 **In control:** Law Department
On agenda: 8/17/2021 **Final action:** 8/17/2021
Title: Authorizing the settlement of the lawsuit captioned Maxine Head v. Williams, et. al., pending in Lucas County Common Pleas Court for the sum of \$15,000; authorizing the expenditure of \$15,000 from the Risk Management Fund; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Audio: City Council August 17, 2021

Date	Ver.	Action By	Action	Result
8/17/2021	1	City Council		
8/17/2021	1	City Council		
8/17/2021	1	City Council		

Claim Settlement- Maxine Head
Department of Law
Ted Mohler (x2408)
Revised

Authorizing the settlement of the lawsuit captioned *Maxine Head v. Williams, et. al.*, pending in Lucas County Common Pleas Court for the sum of \$15,000; authorizing the expenditure of \$15,000 from the Risk Management Fund; and declaring an emergency.

SUMMARY & BACKGROUND:

Ms. Head filed a lawsuit in Lucas County Common Pleas Court on July 20, 2020 alleging injury as a result of two auto accidents, one of which involved a City of Toledo employee.

A proposed agreement has been reached in the amount of \$15,000 to settle all claims stemming from the auto accidents described above without an admission of liability.

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That payment of \$15,000 in settlement of the claims in Case No. CI 20-2442 captioned *Maxine Head v. Williams, et. al.* against the City of Toledo and its employee is hereby approved, payable to Maxine Head and the law offices of Kistling, Nestico & Redick.

SECTION 2. That payment of these claims is contingent upon the execution of a proper release.

SECTION 3. That the expenditure of \$15,000 is authorized from the Risk Management Fund Account Code 7095-12000-1157001STDSTD for settlement of the claims authorized in Section 1.

SECTION 4. That the finance director is authorized to draw warrant or warrants against the above account code in payment of the obligations authorized in Section 1 in an amount not to exceed \$15,000 upon presentation of the proper voucher or vouchers.

SECTION 5. That this ordinance being an emergency measure shall be in force and effect from and after its passage. The reason for the emergency lies in the fact that this ordinance is necessary for the immediate preservation of the public peace, health, safety and property and for the further reason that this ordinance must be immediately effective in order to timely implement the conditional settlement.

Vote on emergency clause: yeas 12, nays 0.

Passed: August 17, 2021, as an emergency measure: yeas 12, nays 0.

Attest:

Gerald E. Dendinger
Clerk of Council

Matt Cherry
President of Council

Approved:

August 17, 2021
Wade Kapszukiewicz
Mayor