



Legislation Details (With Text)

File #: O-094-18 **Version:** 1 **Name:**
Type: Ordinance **Status:** Approved
File created: 3/2/2018 **In control:** Law Department
On agenda: 3/13/2018 **Final action:** 3/13/2018
Title: Authorizing the settlement of all claims now pending in *McGranahan v. City of Toledo, et. al*, in the Lucas County Court of Common Pleas, before the Honorable Judge Stacy Cook for the sum of \$15,000; and authorizing the expenditure of \$15,000 from the Risk Management Fund; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
3/13/2018	1	City Council	Dispense with the rules of Council requiring...	Pass
3/13/2018	1	City Council	declare emergency	Pass
3/13/2018	1	City Council	passage	Pass

McGranahan, Donald
Department of Law
J. Charles (x1038)
Revised

Authorizing the settlement of all claims now pending in *McGranahan v. City of Toledo, et. al*, in the Lucas County Court of Common Pleas, before the Honorable Judge Stacy Cook for the sum of \$15,000; and authorizing the expenditure of \$15,000 from the Risk Management Fund; and declaring an emergency.

SUMMARY & BACKGROUND:

Donald McGranahan filed a lawsuit in the Lucas County Court of Common Pleas as a result of events which occurred on September 7, 2015. On that date officers were led to believe from a 911 call that they were responding to multiple on-going felonies that created a life-threatening situation. The Plaintiff was arrested and faced criminal charges before the case was dismissed.

A proposed agreement has been reached in the amount of \$15,000 to settle all claims from the incident described herein without constituting an admission of liability for any violation of state or federal law.

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 against the City of Toledo and all of its individually named police officers is approved and the expenditure of same is authorized from the Risk

Management Fund Account Code 7095-12000-1157001STDSTD.

SECTION 2. That the Director of Finance is authorized to draw his warrant or warrants to Donald McGranahan and his attorney Jerome Phillips in the sum of \$15,000 against the above Account Code in payment of the above authorized obligations upon presentation of the proper vouchers.

SECTION 3. 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 implement the settlement in accordance with the conditional agreement of the administrator.

Vote on emergency clause: yeas _____, nays _____.

Passed: _____, as an emergency measure: yeas _____, nays _____.

Attest: _____
Clerk of Council

President of Council

Approved: _____

Mayor

I hereby certify that the above is a true and correct copy of an Ordinance passed by Council

_____.

Attest: _____
Clerk of Council