



## Legislation Details (With Text)

<b>File #:</b>	O-474-18	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>		Approved	
<b>File created:</b>	10/25/2018	<b>In control:</b>		Law Department	
<b>On agenda:</b>	11/7/2018	<b>Final action:</b>		11/7/2018	
<b>Title:</b>	Authorizing the settlement of all claims now pending in Perry v. City of Toledo, et.al., in the Lucas County Court of Common Pleas, before the Honorable Judge Dean Mandros for the sum of \$500,000; authorizing the expenditure of \$500,000 from the Risk Management Fund; and declaring an emergency.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>					

Date	Ver.	Action By	Action	Result
11/7/2018	1	City Council	Dispense with the rules of Council requiring...	Pass
11/7/2018	1	City Council	declare emergency	Pass
11/7/2018	1	City Council	passage	Pass

Perry, LeQuita  
Department of Law  
J. Charles (x1038)  
(Revised)

**Authorizing the settlement of all claims now pending in *Perry v. City of Toledo, et.al.*, in the Lucas County Court of Common Pleas, before the Honorable Judge Dean Mandros for the sum of \$500,000; authorizing the expenditure of \$500,000 from the Risk Management Fund; and declaring an emergency.**

### SUMMARY AND BACKGROUND

On June 27, 2017 LeQuita Perry filed a lawsuit in the Lucas County Court of Common Pleas as a result of an auto accident which occurred on August 29, 2015. On that date she collided with the rear corner of a City of Toledo vehicle. The City driver was issued a citation for the accident. As a result of the accident Ms. Perry became disabled.

A proposed agreement has been reached in the amount of \$500,000 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 an expenditure in the amount of \$500,000 is authorized from the Risk Management Fund, Account Code 7095-12000-1157001STDSTD, in settlement of the claims against the City of Toledo and

its individual employee in the case of *Perry v. City of Toledo, et.al.*

SECTION 2. That the Director of Finance is authorized to draw her warrant or warrants to LeQuita Perry and her attorney Lori Britsch in the sum of \$500,000 in payment of the settlement authorized above upon presentation of the proper voucher or 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