

**Request for City Council Committee Action
From the City Attorney's Office**

Date: December 3, 2012
To: Ways & Means/Budget Committee
Referral to:

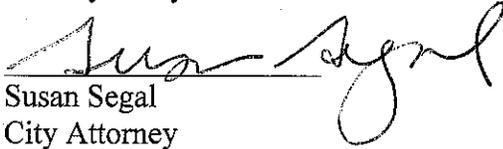
Subject: *Albertine L. Rotimi v. Jarrod S. Kunze and City of Minneapolis*

Recommendation: That the City Council approve the settlement of this case by payment of \$6,500 payable to Albertine Rotimi and her attorney, Joshua Williams, from Fund/Org. 6900 1500100 145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Tracey Fussy Phone: (612) 673-2254

Approved by:


Susan Segal
City Attorney

Presenter in Committee: Susan Segal, City Attorney

Financial Impact:(Check those that apply)

- No financial impact (If checked, go directly to Background/Supporting Information).
 Action requires an appropriation increase to the _____ Capital Budget or _____ Operating Budget.
 Action provides increased revenue for appropriation increase.
 Action requires use of contingency or reserves.
 Business Plan: _____ Action is within the plan. _____ Action requires a change to plan.
 Other financial impact (Explain): \$6500 from fund/org 06900-1500100-145400.
 Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: A city that works.

Background/Supporting Information:

On August 28, 2010, Officers Josh Young and Jarrod Kunze were alerted of a car leaving the scene of a burglary in progress. Officers pulled the vehicle over. Plaintiff Albertine Rotimi was driving the vehicle, which she was borrowing from a relative. Kunze searched the vehicle and

arrested Rotimi. Rotimi brought suit alleging false arrest, unreasonable seizure, excessive force and common law false arrest and imprisonment, and battery.

After negotiations, a global proposed settlement was reached in the amount of \$6,500. The settlement amount has been reviewed and approved by the City Attorney Litigation Committee. Police Administration has also approved the settlement. Therefore, staff recommends approval of the settlement.