



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

Date: July 8, 2014  
To: Ways & Means/Budget Committee and Committee of the Whole  
Referral to:

**Subject:** Kokou Micosse v. City of Minneapolis  
Court File No.: 27-CV-13-17496

**Recommendation:** That the City Council approve the settlement of this case by payment of \$197,500.00 payable to Kokou Micosse and his attorneys, Terry, Slane & Ruohonen, from Fund/Org. 06900-1500100-145675 and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

**Previous Directives:** None

Prepared by: Thomas J. Miller Phone: (612) 673-2897

Approved by: \_\_\_\_\_  
 Susan L. Segal  
City Attorney

Presenter in Committee: Susan L. 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): \$197,500.00 from Fund/Org. 06900-1500100-145675  
 Request provided to department's finance contact when provided to the Committee Coordinator.

**Community Impact:** Other

**Background/Supporting Information:**

This matter and subsequent lawsuit arise out of an incident involving a pedestrian who was struck by a City of Minneapolis vehicle on March 8, 2012. Pedestrian Kokou Micosse was walking south on the east sidewalk of Hennepin Avenue near its intersection with 4<sup>th</sup> Street. The City vehicle was also traveling south on Hennepin when it contacted Mr. Micosse.

As a result of the incident, Kokou Micosse sustained significant injuries and incurred in excess of \$51,250.30 in treatment expenses. He continues to suffer significant difficulties as a result of his injuries.

Following extensive negotiations and a mediation with his attorney, we have reached a tentative settlement of Mr. Micosse's personal injury claim against the City in the amount of \$197,500.00. This proposed settlement has been discussed with the Public Works Department and they are in agreement with the terms. We believe that the settlement is in the best interests of the City and recommend approval by this Committee.

TJM / 12-07765