



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

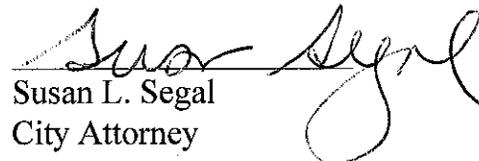
Date: August 14, 2014
To: Ways & Means/Budget Committee and Committee of the Whole

Subject: Evelyn Jimenez, Imelda Jimenez, Maria Teresa Jeronimo v. John Doe, City of Minneapolis
Court File No.: 27-CV-12-23151

Recommendation: That the City Council approve the settlement of this case by payment of \$28,000.00 payable to Evelyn Jimenez, Imelda Jimenez, Maria Teresa Jeronimo and their attorneys, MJR Law, from Fund/Org. 06900-1500100-145664 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): \$28,000.00 from Fund/Org. 06900-1500100-145664
- 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 a motor vehicle accident that occurred on June 30, 2010. Evelyn Jimenez was traveling east on 36th Avenue South and attempted to pass a City Recycling truck when she collided with the City vehicle. Her vehicle sustained in excess of \$4,055.00 in damage.

As a result of the crash, driver Evelyn Jimenez and her passengers Imelda Jimenez and Maria Teresa Jeronimo sustained injuries and incurred in excess of \$8,100.00, \$5,500.00 and \$11,400.00 in treatment expenses respectively. Ms. Jimenez was also off work and incurred \$72.00 in lost wages. All three women continue to suffer physical symptoms as a result of their injuries.

Following extensive negotiations with their attorney and a mediation, we have reached a tentative settlement of all three Plaintiffs' personal injury claims against the City in the amount of \$28,000.00. 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 / 11-26083