



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

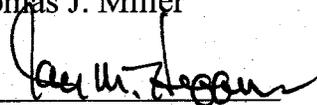
Date: September 5, 2007  
To: Ways & Means/Budget Committee  
Referral to:

**Subject:** Victor H. Sanchez v. City of Minneapolis  
Court File No.: 27-CV-07-4339

**Recommendation:** That the City Council approve the settlement of this case by payment of \$19,500.00 payable to Victor H. Sanchez and his attorneys, Palmer & O'Dea, from Fund/Org. 6900 150 1500 6070 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:   
 Jay M. Heffern  
City Attorney

Presenter in Committee: Jay M. Heffern, 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: Payment from Fund/Org. 6900 150 1500 6070  
 Request provided to department's finance contact when provided to the Committee  
Coordinator.

**Community Impact:** Other

**Background/Supporting Information:**

This matter and subsequent claim arise out of a pedestrian/motor vehicle accident that occurred on November 12, 2002. At that time and place, pedestrian Victor H. Sanchez was crossing Aldrich Avenue North in a eastbound direction at or near its intersection with 9<sup>th</sup> Avenue North. At that time, Minneapolis City employee Glenn Lawrence was backing a City owned pickup truck and struck Sanchez. Minneapolis Police Patrolman Illgen responded to the scene of the collision and in his report noted driver inattention/distraction on the part of the City employee as the sole cause of the accident.

As a result of the crash, nineteen year-old Sanchez sustained permanent injuries to his mid and low back and in excess of \$30,000.00 in treatment expenses. His permanency is supported by his treating medical doctor. Sanchez also became unable to continue with physical labor employment due to his permanent lifting restrictions following this accident and alleges over \$95,000.00 in past wage loss.

Following extensive negotiations we have reached a tentative settlement of Sanchez's bodily injury and wage loss claims against the City in the amount of \$19,500.00. We believe that the settlement is in the best interests of the City and recommend approval by this Committee.

TJM/ 03L-0120