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

Date: July 21, 2010
To: Ways & Means/Budget Committee
Referral to:

Subject: *Edward Guy vs. City of Minneapolis*
Court File No.: 27-CV-09-14162

Recommendation: That the City Council approve the settlement of this case by payment of $12,250.00 payable to Edward Guy and his attorney, Chris Gonko, from Fund/Org. 06900-1500100-145400 and authorize the City Attorney's office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Franklin Reed Phone: (612) 673-3919

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.
_X_ Other financial impact (Explain): Payment from Fund/Org. 06900-1500100-145400
___Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact
Other

Background/Supporting Information

This matter arises out of an incident that occurred on October 29, 2004, at approximately 8:00 pm. On that date and time a MPD patrol car failed to stop at an intersection colliding with Plaintiff as he entered the intersection at Girard Avenue North and 14th Avenue North.

As the patrol car entered the intersection it struck the front tire of Plaintiff's bicycle causing him to flip up and onto the hood of the patrol car. He then rolled off and landed on the pavement.

Plaintiff suffered significant injuries which also resulted in lost wages. Discussions with opposing counsel resulted in a tentative settlement of all claims for the amount of $12, 250.00. This proposed settlement has been discussed with the Minneapolis Police Department. The suggested terms of settlement were approved. We believe that the settlement is in the best interests of the City and recommend approval to this Committee.