



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

Date: May 24, 2011  
To: Ways & Means/Budget Committee  
Referral to:

**Subject:** Marian Hampton v. City of Minneapolis

**Recommendation:** That the City Council approve the settlement of this claim in the amount of \$27,000 payable to Marian Hampton and her attorney 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: Tracey Fussy Phone: (612) 673-2254

Approved by:

*ms*  
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): \$27,000 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:**

Marian Hampton worked as a special education assistant in the Minneapolis School District until the school bus she was riding in was struck by Officer Rich Jackson on April 5, 2004. Jackson inadvertently drove through a red light and struck the bus, causing the bus to topple over onto its side. Hampton fell from one end of the bus to the other end and struck her head on the bus frame.

Hampton was taken to HCMC by ambulance from the scene. She suffered from pain to her back, shoulder, face, and head. She also had contusions, swelling of the face, a closed-head injury and a fractured rib. Over the next few days she suffered numerous seizures and numbness to the left side of her face. She treated at HCMC for these injuries as well.

She subsequently treated at the Noran Clinic where an MRI revealed bulged disc at L4-5 and a wedging at T4 vertebral body. Her doctor opined that she suffered permanent injuries to her thoracic and lumbar spine as a result of the auto accident. Her doctor also attributes her seizures to the closed-head injury she sustained during the accident. She has been unable to work since the accident.

After negotiations a proposed settlement agreement was reached in the amount of \$27,000. The settlement amount has been reviewed and approved by the City Attorney Litigation Committee. The Minneapolis Police Department administration has also had a chance to review the file and agrees to the settlement. Therefore, staff recommends approval of the settlement.