



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: RS2023-91

Type: Resolution **Status:** Passed

File created: 10/27/2023 **In control:** Metropolitan Council

On agenda: 11/7/2023 **Final action:** 11/7/2023

Title: A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Marlene Brown against the Metropolitan Government of Nashville and Davidson County in the amount of \$12,949.78 with said amount to be paid out of the Self-Insured Liability Fund.

Sponsors: Delishia Porterfield

Indexes:

Code sections:

Attachments: 1. Letter to Metro Clerk

Date	Ver.	Action By	Action	Result
11/9/2023	1	Mayor	approved	
11/7/2023	1	Metropolitan Council	adopted	
11/6/2023	1	Budget and Finance Committee	approved	
10/31/2023	1	Metropolitan Council	filed	

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Marlene Brown against the Metropolitan Government of Nashville and Davidson County in the amount of \$12,949.78 with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on July 15, 2023, a water main break occurred at 1206 Sixth Avenue North, Unit 2, causing extensive water and property damage to the home of Marlene Brown; and,

WHEREAS, after investigation, the Department of Law believes the settlement listed in Section 1 is fair and reasonable and in the best interest of the Metropolitan Government and recommends that the property damage claim of Marlene Brown be compromised and settled for a total of \$12,949.78, and that this amount be paid from the Self-Insured Liability Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1: The Metropolitan Department of Law is authorized to compromise and settle the property damage claim of Marlene Brown for the sum of \$12,949.78, with said amount to be paid from the Self-Insured Liability Fund.

Section 2: This resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

On July 15, 2023, Marlene Brown reported damage to drywall, baseboard, and door frames at her Sixth Avenue North home following a water main break. Metro Water Services arrived, turned off the water, and completed repairs. Metro Water Services concluded that the water main break was due to natural causes. Ms.

Brown later hired ServePro and a handyman to remove the water and damaged drywall, baseboards, and door frames and make subsequent repairs to the property.

The Department of Law recommends settlement of Ms. Brown's property damage claims for \$12,949.78.

Fiscal note: This \$12,950 settlement, along with the settlements per Resolution Nos. RS2023-73, RS2023-81, RS2023-85, RS2023-86 and RS2023-87 would be the 10th, 11th, 12th, 13th, 14th, and 15th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$724,800. The fund balance would be \$15,906,418 after these payments.