



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: RS2021-939 **Name:**

Type: Resolution **Status:** Passed

File created: 5/6/2021 **In control:** Metropolitan Council

On agenda: 5/18/2021 **Final action:** 5/18/2021

Title: A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Fred Ngongi against the Metropolitan Government of Nashville and Davidson County in the amount of \$19,000.00, with said amount to be paid out of the Self-Insured Liability Fund.

Sponsors: Kyonzte Toombs

Indexes:

Code sections:

Attachments: 1. RS2021-939 Letter to Metro Clerk

Date	Ver.	Action By	Action	Result
5/19/2021	1	Mayor	approved	
5/18/2021	1	Metropolitan Council	adopted	
5/17/2021	1	Budget and Finance Committee	approved	

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Fred Ngongi against the Metropolitan Government of Nashville and Davidson County in the amount of \$19,000.00, with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on June 19, 2020, Metro Social Services employees had constructed temporary housing partitions for the homeless at the Fairgrounds due to the coronavirus pandemic. The partition around Fred Ngongi's bed started falling and struck Mr. Ngongi in the head, causing him personal injury; and,

WHEREAS, after investigation, the Metropolitan Department of Law believes that the settlement listed in Section 1 is fair and reasonable and in the best interests of the Metropolitan Government and recommends that any and all claims or causes of action brought or that could have been brought by Fred Ngongi related to the events detailed above, be compromised and settled for \$19,000.00, 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 personal injury claim of Fred Ngongi for the sum of \$19,000.00 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 June 19, 2020, Fred Ngongi was injured while staying at the Fairgrounds temporary COVID-19 housing

when a privacy curtain partition fell and struck him in the head. Mr. Ngoni was initially diagnosed with a concussion after being transported to St. Thomas Midtown. He sought further treatment at Nashville General Hospital complaining of headaches, numbness, and blurred vision, and was prescribed physical therapy. Mr. Ngoni's medical bills total \$10,877.95.

The Department of Law recommends settling this claim for the amount of the medical bills plus \$8,122.05 for pain and suffering since the curtain stands were not appropriately anchored to the floor at the time.

Fiscal Note: This \$19,000.00 settlement would be the 32nd payment from the Self-Insured Liability Fund in FY21 for a cumulative total of \$1,766,061.00. The fund balance would be \$1,150,606 after these payments.