



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: RS2022-1706 **Name:**

Type: Resolution **Status:** Passed

File created: 8/2/2022 **In control:** Metropolitan Council

On agenda: 8/16/2022 **Final action:** 8/16/2022

Title: A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Marlene Woods against the Metropolitan Government of Nashville and Davidson County in the amount of \$5,815.00, with said amount to be paid out of the Self-Insured Liability Fund.

Sponsors: Burkley Allen

Indexes:

Code sections:

Attachments: 1. Letter to Metro Clerk

Date	Ver.	Action By	Action	Result
8/17/2022	1	Mayor	approved	
8/16/2022	1	Metropolitan Council	adopted	
8/15/2022	1	Budget and Finance Committee	approved	
8/9/2022	1	Metropolitan Council	filed	

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Marlene Woods against the Metropolitan Government of Nashville and Davidson County in the amount of \$5,815.00, with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on December 7, 2021, an employee of the Metropolitan Nashville Health Department, while operating a vehicle owned by the Metropolitan Government, struck the rear of the vehicle in which Marlene Woods was a passenger as the driver slowed for construction in the roadway, causing injury to Ms. Woods; 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 interest of the Metropolitan Government and recommends that the personal injury claim of Marlene Woods be compromised and settled for \$5,815.00, 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 Marlene Woods for the sum of \$5,815.00 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 December 7, 2021, Reatha White was traveling northbound on Myatt Drive when she slowed her vehicle

due to metal plates in the roadway covering a construction trench. Marlene Woods was a passenger in Ms. White's vehicle. An employee of the Department of Health, driving a Department of Health van, struck the rear of Ms. White's vehicle causing damage to the rear bumper.

Ms. Woods received treatment for neck and lower back pain. Her medical costs totaled \$4,785.

The Department of Law recommends settlement of this personal injury claim for \$5,815, which includes the cost of her medical treatment and pain and suffering. The Metropolitan employee was required to retake the defensive driving course.

Fiscal Note: This \$5,815 settlement, along with the settlements per Resolution Nos. RS2022-1703 and RS2022-1705 would be the 5th, 6th, and 7th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$139,674. The fund balance would be \$12,242,837 after these payments.