



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

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**File #:** RS2024-233, **Version:** 1

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A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Darryl K. Jenkins against the Metropolitan Government of Nashville and Davidson County in the amount of \$21,531.00, with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on March 24, 2023, Darryl K. Jenkins, owner of 6203 Laredo Avenue, discovered that the water had been turned on in the property and it had flooded. Metro Water Services was called and determined that the water meter was not working properly and had flooded the property, causing extensive damage to the home; 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 Darryl K. Jenkins be compromised and settled for a total of \$21,531.00, 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 property damage claim of Darryl K. Jenkins for the sum of \$21,531.00, 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 March 24, 2023, the Metropolitan Water and Sewer Department ("MWS") turned on water at an unoccupied house under construction at 6203 Laredo Avenue owned by Darryl Jenkins, flooding the house. After the incident, MWS determined that the water meter was not working properly. The meter needed to be replaced or serviced to prevent this type of incident in the future.

Mr. Jenkins's total repair costs came to \$43,062.09, including new flooring, drywall, cabinets, molding, trim, and painting.

The Department of Law recommends settlement of this property damage claim for \$21,531.

*Fiscal Note: This \$21,531 settlement along with Resolution No. RS2024-217 would be the 19<sup>th</sup> and 20<sup>th</sup> payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$1,099,000. The fund balance would be \$19579,631 after this payment.*