



Metropolitan Nashville and Davidson County, TN

Legislation Text

File #: RS2021-884, **Version:** 1

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Robert F. Harwell against the Metropolitan Government of Nashville and Davidson County in the amount of \$19,122.34, with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on February 27, 2021, heavy rain caused sewage to back-up in the finished basement of 2404 Brittany Drive, causing extensive property damage to Mr. Harwell's 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 Robert F. Harwell be compromised and settled for a total of \$19,122.34, 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 Robert F. Harwell for the sum of \$19,122.34, 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

This resolution settles the property damage claim of Robert Harwell against Metro for the amount of \$19,122.34 to be paid out of the self-insured liability fund. On February 27, 2021, a heavy rainfall caused the Metro sewer system to become overloaded, resulting in a sewage backup into Mr. Harwell's finished basement. The repair estimate was initially \$24,000, but he was able to have the work done for \$19,122.34.

This resolution settles the amount of the claim for the actual cost of the repair work.

Fiscal Note: This \$19,122.34 settlement, along with the settlement per Resolution No. RS2021-885, would be the 29th and 30th payments from the Self-Insured Liability Fund in FY21 for a cumulative total of \$1,715,424. The fund balance would be \$1,242,266 after these payments.