



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

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**File #:** RS2024-518, **Version:** 1

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A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Kameron Armstrong against the Metropolitan Government of Nashville and Davidson County in the amount of \$10,750.00, and that said amount be paid out of the Self-Insured Liability Fund.

WHEREAS, Kameron Armstrong claims personal injuries and damages resulting from a motor vehicle accident when a Metro Water Services employee's vehicle struck Mr. Armstrong's vehicle while driving eastbound on State Route 45 approaching the intersection of Larkin Springs Road on July 27, 2022; 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 any and all claims or causes of action brought or that could have been brought by Kameron Armstrong related to the events detailed above, be compromised and settled for \$10,750.00, 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 Kameron Armstrong for the sum of \$10,750.00, 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 July 27, 2022, a Metro Water Services ("MWS") employee was driving a MWS truck eastbound on Old Hickory Boulevard near Larkin Springs Road while performing his job duties. The truck collided with a vehicle driven by Kameron Armstrong while the vehicle was stopped in the left lane of traffic waiting to make a legal U-turn. While the MWS employee applied his brakes, he could not stop the collision. The MWS truck sustained damage from the front right bumper and fender, and Mr. Armstrong's vehicle sustained damage to the entire driver's side and was declared a total loss. During the claims process, Metro previously paid \$13,811.15 to the vehicle's lien holder.

Mr. Armstrong declined an ambulance at the scene of the accident but later sought outpatient treatment for neck, shoulder, and back pain. He was diagnosed with a cervical sprain and treated with muscle relaxers. Mr. Armstrong incurred \$5,408 in medical bills.

The Department of Law recommends the settlement of Mr. Armstrong's personal injury claim for \$10,750.

*Fiscal Note: Metro previously paid \$13,811.15 towards the vehicle's lien holder and the total settlement amount for this resolution is \$10,750. The \$10,750 settlement along with Resolution Nos. RS2024-496 and RS2024-514 would be the 27<sup>th</sup>, 28<sup>th</sup> and 29<sup>th</sup> payments from the Self-Insured Liability Fund in FY24 for a*

*cumulative total of \$1,592,317. The fund balance would be \$13,763,978 after these payments.*