



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

<b>File #:</b>	RS2022-1878	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>	Passed
<b>File created:</b>	11/3/2022	<b>In control:</b>	Metropolitan Council
<b>On agenda:</b>	11/15/2022	<b>Final action:</b>	11/15/2022
<b>Title:</b>	A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Lucinda Fields against the Metropolitan Government of Nashville and Davidson County in the amount of \$11,500.00, with said amount to be paid out of the Self-Insured Liability Fund.		
<b>Sponsors:</b>	Kevin Rhoten		
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Letter to Metro Clerk		

Date	Ver.	Action By	Action	Result
11/17/2022	1	Mayor	approved	
11/15/2022	1	Metropolitan Council	adopted	
11/14/2022	1	Budget and Finance Committee	approved	
11/8/2022	1	Metropolitan Council	filed	

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Lucinda Fields against the Metropolitan Government of Nashville and Davidson County in the amount of \$11,500.00, with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on August 8, 2022, a blocked sewer line broke in the vicinity of 1008 Carriage Way Court, resulting in sewage filling the crawl space of the property causing extensive water and property damage to the home of Lucinda Fields; 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 Lucinda Fields be compromised and settled for a total of \$11,500.00, 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 Lucinda Fields for the sum of \$11,500.00 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 August 8, 2022, a blocked sewer line broke causing contaminated water to fill the crawlspace of 1008 Carriage Way Court. Metro Water Services has determined the sewer line was blocked by tree roots, which

were later cut to alleviate the problem. Ms. Lucinda Fields hired services to remove the contaminated, toxic water from her crawl space and the crawl space was also required to be dried and sanitized.

The Department of Law recommends settlement of Ms. Fields's personal property damage claim for \$11,500, which represents the cost of the remediation.

*Fiscal Note: This \$11,500 settlement, along with the settlements per Resolution Nos. RS2022-1864, and RS2022-1865 be the 15th, 16th, and 17th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$548,700. The fund balance would be \$15,690,168 after these payments.*