File #: RS2021-754, **Version:** 1

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of the Nolensville College Grove Utility District against the Metropolitan Government of Nashville and Davidson County in the amount of $70,503.00, with said amount to be paid out of the Self-Insured Liability Fund.

WHEREAS, on December 10, 2020, a broken water meter was being replaced at a pump station belonging to the Nolensville College Grove Utility District by Metropolitan Water and Sewer Department personnel when it separated, thereby filling the building with water, breaking down a door and wall, causing extensive property damage; 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 the Nolensville College Grove Utility District be compromised and settled for a total of $70,503.00, 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 the Nolensville College Grove Utility District for the sum of $70,503.00, 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

The resolution authorizes the Department of Law to settle the property damage claim of the Nolensville/College Grove Utility District against the Metropolitan Government for the amount of $70,503 to be paid out of the self-insured liability fund. On December 10, 2020, a Metro Water Services crew was attempting to replace a broken water meter at the Utility District's pump station located at 6588 Bluff Road. The water meter separated causing the building to flood. The Utility District incurred expenses totaling $70,503 to repair the damage to the pump station building.

The Department of Law recommends settling the claim for the total amount of the costs to repair the damage caused by the Metro employees. The three employees involved received disciplinary action consisting of a verbal reprimand.

Fiscal Note: This $70,503 settlement, along with the settlement per Resolution Nos. RS2021-749 and RS2021 -753, would be the 24th, 25th, and 26th payments from the Self-Insured Liability Fund in FY21 for a cumulative

total of $1,602,214. The fund balance would be $1,468,087 after these payments.

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