



## Legislation Text

---

**File #:** 23-0301, **Version:** 1

---

Resolution to Authorize Settlement of Claim by Jason Kosnoski

Prepared by: Jennifer Richards, Assistant City Attorney

Reviewed by: Atleen Kaur, City Attorney

Whereas, Jason Kosnoski has asserted a claim against the City alleging personal injuries and damages resulting from an incident on October 15, 2023 in which Jason Kosnoski suffered an injury to his ankle from stepping in a hole while running on Brooks Street;

Whereas, The City disputes the claim and that it is responsible for the incident or resulting injury and damages;

Whereas, The parties now desire to settle and resolve the disputed claim and without an admission of liability on the part of any party, wherein the City will pay \$15,000.00 to Jason Kosnoski in exchange for a settlement agreement and a release of all claims against the City; and

Whereas, The City Attorney's Office has advised City Council on this matter in an attorney-client privileged and confidential Legal Advice Memorandum dated February 21, 2023;

RESOLVED, That City Council authorizes the City Attorney to fully resolve the claims by Jason Kosnoski for a payment of \$15,500.00 from the Major Street Fund, contingent on the receipt of a settlement agreement and release of all claims acceptable to the City Attorney; and

RESOLVED, That the Mayor, Clerk, City Administrator and City Attorney are authorized to take actions to implement this resolution, including signing a settlement agreement.