

* # 52

OCT 24 2013



Chandler + Arizona
Where Values Make The Difference

DATE: OCTOBER 21, 2013

TO: MAYOR AND COUNCIL

FROM: KAY BIGELOW, ACTING CITY ATTORNEY *KB*
ERIC ANDERSON (FORMER) ASSISTANT CITY ATTORNEY

SUBJECT: PROPOSED SETTLEMENT IN KAPLAN vs. CITY OF CHANDLER

CC: RICH DLUGAS, CITY MANAGER
MARSHA REED, ASSISTANT CITY MANAGER,
DAWN LANG, MANAGEMENT SERVICES DIRECTOR

RECOMMENDATION: Law Department recommends that City Council approve a settlement in Kaplan vs. City of Chandler.

BACKGROUND: This lawsuit stems from a pipe bursting and flood damage that occurred in the Kaplans' business on Detroit Street in June, 2009.

PROPOSED MOTION: Move to approve settlement in the matter of Kaplan vs. City of Chandler, Maricopa County Cause No. CV2010-016874, by payment from the City of Chandler of the sum of \$45,000.00 in full and final satisfaction of all claims asserted therein and further authorize the City Attorney to sign any necessary documents in such form as are approved by the City Attorney to effectuate the terms of settlement and this motion.