



**Request for City Council Committee Action
From the City Attorney's Office**

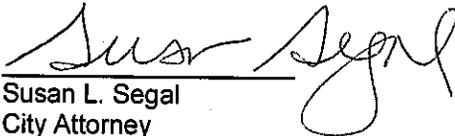
Date: March 3, 2015
To: Ways & Means/Budget Committee
Referral to:

Subject: Elliot Raynell Barnes v. Officer Richard Walker,
United States District Court File No.: 13-cv-1439 (JRT/TNL)

Recommendation: That the City Council approve satisfaction of the judgment entered against Officer Walker in the amount of \$14,000 and approve the settlement of the attorneys' fees and costs claimed by Mr. Barnes's attorneys in the amount of \$52,421.91. That the City Council do so by authorizing payment of \$66,421.91 to Elliot Barnes and his attorneys from Fund/Org. 06900 1500100 145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate satisfaction of the judgment and settlement of the fees and costs claimed.

Previous Directives:

Prepared by: Sarah McLaren Phone: 612-673-2183

Approved by: 
Susan L. Segal
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

Financial Impact (Check those that apply)

- No financial impact (If checked, go directly to Background/Supporting Information).
 Action requires an appropriation increase to the _____ Capital Budget or _____ Operating Budget.
 Action provides increased revenue for appropriation increase.
 Action requires use of contingency or reserves.
 Business Plan: _____ Action is within the plan. _____ Action requires a change to plan.
 Other financial impact (Explain): Fund/Org. 06900 1500100 145400
 Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact

Background/Supporting Information

Plaintiff Elliot Barnes alleges that he was injured in April 2013 when he was arrested by Officer Richard Walker. A jury trial was held on Mr. Barnes's excessive force claim, and Mr. Barnes was awarded \$14,000 in compensatory damages. Mr. Barnes is entitled to an award of attorney's fees and costs as the prevailing party. The parties have negotiated a proposed settlement of the fees and costs \$52,421.91. The City Attorney's Office believes that the proposed resolution of fees and costs is in the best interests of the City and recommend approval by this Committee and the City Council.