

City of Minneapolis
Request for Committee Action

To: Ways & Means
Date: 9/21/2015
From: City Attorney's Office
Prepared by: Brian S. Carter
Presented by: Susan L. Segal, City Attorney
File type: Action
Subcategory: Settlement

Subject:

Settlement of the lawsuit entitled Madelyn R. Milton v. Tyrone Barze, Jr., Court File No.: 15-cv-01930 RHK/TNL

Description:

Approving the settlement of this lawsuit by payment of \$38,000.00 payable to Plaintiff Madelyn R. Milton and \$44,000 payable to her attorneys, Gaskins, Bennett, Birrell, and Schupp, LLP, from Fund/Org. 6900 150 1500 145400 and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Actions:

None

Ward/Neighborhood/Address:

All Wards

Background/Analysis:

This case involves allegations of violations of the constitutional rights of Plaintiff by Minneapolis Police Officer Tyrone Barze on June 1, 2014. On August 21, 2015, the City Attorney made a Rule 68 offer of judgement to Plaintiff in an amount of \$35,000 plus fees and costs accrued as of that date. After receiving the Rule 68 offer, the parties negotiated further. The parties reached a global settlement in the amount of \$38,000 to Plaintiff and \$44,000 to her attorneys for fees and costs. The City Attorney's Office recommends this settlement to the Council.

Financial Review:

No additional appropriation required, amount included in current budget.

Attachments:

None