



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

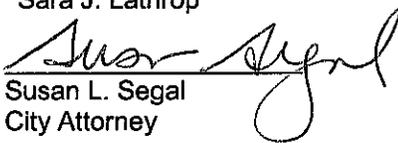
Date: November 1, 2011
To: Ways & Means/Budget Committee
Referral to:

Subject: *Mark Kallenbach v. City of Minneapolis, et al.*
Court File No. 10-cv-3986 – SRN/JJK

Recommendation: That the City Council approve the settlement of this case by payment of \$17,500 to Mark Kallenbach and his attorney Michael Kemp from Fund/Org. 06900 1500100 145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Amanda M. Trelstad Phone: 612-673-2429
Sara J. Lathrop

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 Mark Kallenbach alleges that Minneapolis Police Officer Jarrod Silva used excessive force against him on September 1, 2008.

A settlement conference was held before Magistrate Judge Jeffrey J. Keyes on October 26, 2011. The City was represented by Council Member Meg Tuthill, Inspector Lucy Gerold, and Assistant City Attorneys Amanda Trelstad and Sara Lathrop. A proposed settlement of all claims was reached in the amount of \$17,500.00, including all claims for damages, attorney's fees and costs. The parties involved believe that the proposed settlement is in the best interests of the City and recommend approval by this Committee and the City Council.