August 20, 2019

HONORABLE CITY COUNCIL

RE:  FELICIA COLE vs CITY OF DETROIT
     DEPARTMENT OF TRANSPORTATION
     FILE #: 14914    (PSB)

On June 26, 2018, your Honorable Body adopted a resolution authorizing payment of $50,000.00 to settle the workers compensation claim of Felicia Cole. However, additional medical costs related to Medicare and accrued wage loss benefits have resulted in an increase in the City’s exposure for this matter of $20,510.00.

We, therefore, request that your Honorable Body rescind the resolution of June 26, 2018, and request authorization to settle this workers compensation claim for the amount of SEVENTY THOUSAND FIVE HUNDRED TEN DOLLARS ($70,510.00), and that your Honorable Body authorize and direct the Finance Director to issue a draft in that amount payable to Felicia Cole and her attorney Richard L. Warsh, in Workers Compensation Claim # 14914 approved by the Law Department.

Respectfully submitted,

Phillip S. Brown
Assistant Corporation Counsel

PSB/gs

Attachment(s)

cc: Budget Department

APPROVED: AUG 2 0 2018

CHARLES RAIMI
Deputy Corporation Counsel
RESOLUTION

BY COUNCIL MEMBER: ____________________________

RESOLVED, that the resolution regarding Felicia Cole approved on June 26, 2018 is hereby Rescinded; and be it further

RESOLVED, that settlement of the above matters be and hereby are authorized in the amount of SEVENTY THOUSAND FIVE HUNDRED TEN DOLLARS ($70,510.00); and be it further

RESOLVED, that the Finance Director be and is hereby authorized to draw a warrant upon the proper fund in favor of Felicia Cole, and her attorney, Richard L. Warsh, in the sum of SEVENTY THOUSAND FIVE HUNDRED TEN DOLLARS ($70,510.00) in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of his past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

APPROVED: Aug 20 2018

CHARLES RAIMI
Deputy Corporation Counsel
TRUE COPY CERTIFICATE

STATE OF MICHIGAN,

City of Detroit

CITY CLERK'S OFFICE, DETROIT

I, JANICE M. WINFREY, City Clerk of the City of Detroit, in said State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION adopted (passed) by the City Council at session of

JUNE 26 2018

and approved by Mayor

JUNE 27 2018

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at Detroit, this 3rd day of JULY A.D. 2018

[Signature]
CITY CLERK
June 6, 2018

HONORABLE CITY COUNCIL

RE: FELICIA COLE vs CITY OF DETroit
DEPARTMENT OF TRANSPORTATION
FILE #: 14914 (PSB)

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential attorney-client privileged memorandum that is being separately hand delivered to each member of your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of FIFTY THOUSAND DOLLARS ($50,000.00) is in the best interests of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of FIFTY THOUSAND DOLLARS ($50,000.00) and that your Honorable Body authorize and direct the Finance Director to issue a draft in that amount payable to Felicia Cole and her attorney, Richard L. Warsh, to be delivered upon receipt of properly executed releases and order of dismissal in Workers Compensation Claim #14914, approved by the Law Department.

Respectfully submitted,

[Signature]

Philip S. Brown
Assistant Corporation Counsel

PSB/gs

Attachment(s)

cc: Budget Department

APPROVED: JUN 8 2018

[Signature]

CHARLES RAimi
Deputy Corporation Counsel

ENTERED JUN 20 2018
RESOLUTION

BY COUNCILMEMBER: __________________________________________

RESOLVED, that settlement of the above matter be and hereby is authorized in the amount of FIFTY THOUSAND DOLLARS ($50,000.00); and be it further

RESOLVED, that the Finance Director be and is authorized and directed to draw a warrant upon the proper fund in favor Felicia Cole and her attorney, Richard L. Warsh, in the sum of FIFTY THOUSAND DOLLARS ($50,000.00) in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of her past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

APPROVED: 1 YEAR 06 2018

CHARLES RAIMI
Deputy Corporation Counsel
ADOPTED AS FOLLOWS
COUNCIL MEMBERS

<table>
<thead>
<tr>
<th>Name</th>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Janee AYERS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Scott BENSON</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Raquel CASTANEDA-LOPEZ</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Gabe LELAND</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Roy MCCALISTER, JR.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>*Mary SHEFFIELD</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Andre SPIVEY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>James TATE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Brenda PRESIDENT JONES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>*PRESIDENT PRO TEM</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

8 0

WAIVER OF RECONSIDERATION (No. ___)
Per motions before adjournment.