

EMERGENCY

ESW

- 2021

AUTHORIZING the receipt of judgment bond proceeds in the amount of \$500,000 into Judgment Bond Fund 815; and **AUTHORIZING** the expenditure of the sum of \$500,000 from Judgment Bond Fund 815 for the purpose of making payments for settlements and judgments against the City.

WHEREAS, the City and the Estate of Leroy Garrison, Jr. have agreed to settle a claim regarding the death of Leroy Garrison, Jr.; and

WHEREAS, the settlement is established by the terms and conditions of the Settlement Agreement and Release dated July 15, 2021, and is pursuant to an Entry Approving Settlement and Distribution of Wrongful Death and Survival Claims entered on July 9, 2021 in Hamilton County Probate Court Case Number 2019003232; and

WHEREAS, the settlement, which was the result of good faith, arm's length settlement negotiations facilitated by an independent mediator, requires payment of \$500,000 to the Estate of Leroy Garrison, Jr., for the purpose of paying the settlement of a claim for wrongful death and survival claims; and

WHEREAS, the City will issue judgment bonds to provide for the funds required to make the payment required by the settlement, and the proceeds of the judgment bonds will be deposited into Judgment Bond Fund 815; and

WHEREAS, payment of the funds to the Estate of Leroy Garrison, Jr. will be made from Judgment Bond Fund 815; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Council hereby authorizes the receipt of judgment bond proceeds in the amount of \$500,000 into Judgment Bond Fund 815.

Section 2. That the expenditure of \$500,000 is hereby authorized from Judgment Bond Fund 815 for the purpose of providing payments to the Estate of Leroy Garrison, Jr.

Section 3. That the appropriate City officers are hereby authorized to do all things necessary and proper to implement the provisions of Sections 1 and 2 herein.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accomplish the authorized transactions so that the funding described herein is in place immediately to comply with the terms of the settlement agreement, pursuant to an Entry Approving Settlement and Distribution of Wrongful Death and Survival Claims entered on July 9, 2021, in Hamilton County Probate Court Case Number 2019003232.

Passed: _____, 2021

John Cranley, Mayor

Attest: _____
Clerk