

May 12, 2021

To: Mayor and Members of City Council

202101691

From: Paula Boggs Muething, City Manager *PM*

Subject: **Emergency Ordinance – Plush Settlement Expenditure**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the receipt of judgment bond proceeds of the sum of \$6,250,000 into Judgment Bond Fund 815; **AUTHORIZING** the expenditure of the sum of \$6,250,000 from Judgment Bond Fund 815 for the purpose of making payments for settlements and judgments against the City.

This Emergency Ordinance authorizes the receipt of judgment bond proceeds in the amount of \$6,250,000 into Judgment Bond Fund 815. These funds will be used to make payments for settlements and judgments against the City, specifically for the settlement in the *Ron Plush, et al. vs. City of Cincinnati, et al.*, Hamilton County Common Pleas Case Number A1903752. The settlement has been approved by the United States District Court for the Southern District of Ohio in an order in Case Number 21-MC-0004.

The settlement calls for a payment of \$6,000,000 to the Kyle Plush Qualified Settlement Fund to pay damages to the Plaintiffs. Additionally, a \$250,000 payment will be made to the Kyle Plush Qualified Settlement Fund to fund an independent team of experts to identify and facilitate continuous improvement of the functions of the Emergency Communications Center (ECC).

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 monetary terms of the settlement agreement in the case of *Ron Plush, et al. vs. City of Cincinnati, et al.*, Hamilton County Common Pleas Case Number A1903752.

The Administration recommends passage of this Emergency Ordinance.

cc: Christopher A. Bigham, Assistant City Manager
Karen Alder, Finance Director

Attachment