



Legislation Text

File #: ID 21-0106, **Version:** 1

Resolution of the City of Greensboro Regarding Amending the Policy for Settlement of Tort Claims against the City of Greensboro and Partial Waiver of Governmental Immunity

Council Priority: Promote Public Safety & Reduce Crime and Ensure Fiscal Stewardship, Transparency, &

Department: Police
Council District: All

Public Hearing: n/a
Advertising Date/By: n/a

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PURPOSE:

To authorize the City of Greensboro to provide limited financial assistance to those who are not involved and have been injured or to those whose property has been damaged in the course of the duties performed by the Police and Fire Departments.

BACKGROUND:

If a claim arises out of the alleged acts of an employee of the City of Greensboro Fire or Police Departments, and if the City Attorney's Office determines that the employee is acting within the scope of his/her employment and that, regardless of the defense of governmental immunity, the facts of the claim do not impose liability upon the City, the City may reimburse the claimant for actual damages incurred to property or to person up to a maximum amount of Two Thousand and Five Hundred (\$2,500.00) Dollars.

In making these determinations, the Office of the City Attorney, or specially retained legal counsel, or other settlement agent, shall consider conclusions, presumptions, and evidence such as, but not limited to: statements and observations of witnesses, statements and evaluations of the parties, oral and written reports (including investigative reports), affidavits, admissions, and any other facts and observations usually relied upon by claims adjusters or other persons usually charged with the duty to evaluate liability claims.

A number of conditions must also be met. As noted in Section 6 (b).

BUDGET IMPACT:

There will be no budget impact as a result of this resolution.

RECOMMENDATION / ACTION REQUESTED:

City Council is being requested to consider adoption of the resolution.