

# Management Committee

**Business Item**

Item: 2009-335

Meeting date: **September 23, 2009**

## **ADVISORY INFORMATION**

<b>Date:</b>	September 15, 2009
<b>Subject:</b>	Stipulation of damages amount related to a liability claim
<b>District(s), Member(s):</b>	All
<b>Policy/Legal Reference:</b>	
<b>Staff Prepared/Presented:</b>	Phil Walljasper, 651-602-1787 Dave Larrabee, 651-602-1773
<b>Division/Department:</b>	Risk Management

### **Proposed Action**

That the Metropolitan Council authorize its attorneys to stipulate to the amount of damages related to a Metro Transit bus accident up to the amount presented to the Management Committee.

### **Background**

On 10/23/08, a Metro Transit bus was involved in a pedestrian accident, which resulted in a subsequent claim against the Metropolitan Council. A lawsuit against the Council has been served and filed and we continue with the legal proceedings. The Council would like to stipulate to the damages of the claim

### **Rationale**

The proposed stipulation to the amount of damages exceeds the authority of the Litigation Review Committee.

### **Funding**

Bus liability claims are funded with Metro Transit's operating funds

### **Known Support / Opposition**

None