



## Legislation Text

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**File #:** 21-0844, **Version:** 1

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**Agenda Item Name:**

Settlement Agreement with Catherine Puckett

**Presenter:**

Robert Swain, Deputy County Attorney

**Description:**

Approval of a settlement of the Puckett matter.

**Recommended Action:**

Approve the settlement.

**Prior Board Motions:**

N/A

**Fiscal Consideration:**

The settlement is for \$75,000 which will be paid from the Risk Fund.

**Background:**

This matter was the basis of the Shade meeting that was held on August 26<sup>th</sup>. If this matter is approved, the transcript of that meeting will become public record. In order to finalize this matter the Board must approve the settlement in a public meeting as no formal action may be taken during a Shade meeting.

This case involved a fall on a sidewalk off of NW 43<sup>rd</sup> St. in the vicinity of Cox Cable. She sustained significant injuries and incurred medical bills in excess of \$138,000. The proposed settlement agreement is a compromise since liability is contested in this matter. The County's position has been that this condition was not hazardous and was open and obvious and Ms. Puckett's position is that it had been known from prior complaints and was of a nature that the County would normally have remediated.