



Legislation Text

File #: 1211-2018, **Version:** 1

This Ordinance is submitted to settle the claims of Demarko Dashawn Anderson in the amount of thirty thousand dollars and zero cents (\$30,000.00). The claims of Mr. Anderson arise out of an April 8, 2017 incident in which Mr. Anderson was arrested by members of the Columbus Division of Police, including Columbus Police Officer Zachary Rosen. Mr. Anderson alleges that excessive force was used against him during that arrest that caused him to suffer injuries and damages.

Funds were not specifically budgeted for this settlement; however, sufficient monies are available within the Division of Police budget for this purpose.

To authorize and direct the City Attorney to settle the claims of Demarko Dashawn Anderson; to authorize the expenditure of the sum of \$30,000.00 in settlement of these claims; and to declare an emergency. (\$30,000.00)

WHEREAS, Demarko Dashawn Anderson alleges that he was injured during an arrest made by members of the Columbus Division of Police on April 8, 2017, including Columbus Police Officer Zachary Rosen; and

WHEREAS, following the evaluation of the incident, a settlement in the amount of thirty thousand dollars and zero cents (\$30,000.00) to be paid by the City, was deemed to be acceptable in exchange for a release from Demarko Dashawn Anderson of any claims against the City of Columbus and any of its employees, agents, officials, including Officer Zachary Rosen; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Safety, Division of Police, in that it is necessary for this ordinance to be effective immediately in order for the parties to effectuate the settlement of these claims, which is in the best interest of the City, and to pay the agreed to sum without delay; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Attorney be and hereby is authorized and directed to settle all claims against the City of Columbus, its officers, agents, and employees, including Officer Zachary Rosen, by payment of the sum of thirty thousand dollars and zero cents (\$30,000.00) as a reasonable and fair amount and in the best interest of the City of Columbus.

SECTION 2. That the expenditure of \$30,000.00, or so much thereof as may be needed, is hereby authorized as follows in the General Fund object class 05 Medical Claims per the accounting codes in the attachment to this ordinance:

SECTION 3. That, upon receipt of a voucher and a release approved by the City Attorney, the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer for the sum of Thirty Thousand Dollars (\$30,000.00) made payable to Demarko Dashawn Anderson and Walton + Brown, LLP.

SECTION 4. That for the reasons stated in the preamble hereto, which is made a part hereof, this ordinance is hereby declared to an emergency measure and shall take effect and be in force after passage and approval by the Mayor, or ten days after passage if the Mayor neither vetoes nor approves the same.