

CITY COUNCIL AGENDA MEMORANDUM

SUBJECT:

Resolution No. 7436, authorizing the City Manager or his designee to execute all documents necessary to implement settlement of employment claims made by Sheila Evans against the City and former Deputy Chief David Gans.

FISCAL IMPACT:

The Settlement Agreement requires payment by the City of \$75,000 to Evans and to her attorney Mary Ruth Mann.

Payment of this settlement would be made from the General Self-Insurance Fund. Sufficient funding exists in the 2006 Budget to cover these expenses.

STAFF CONTACT:

Lori M. Riordan (425) 452-7220
Cheryl Zakrzewski (425) 452-4081

POLICY CONSIDERATION:

Pursuant to Bellevue City Code 4.36.030, settlement and payment of claims exceeding \$20,000 requires the authorization of the City Council.

BACKGROUND:

Sheila Evans is a Police Operations Support Specialist employed with the Bellevue Police Department.

In October 2003, Evans filed a lawsuit against the City and then Deputy Chief David Gans in which she alleged gender, age and disability discrimination. (Gans has since retired.) The City and Gans denied the claims. Some, but not all of her claims, were dismissed by the Court on the defendants' summary judgment motion. As a result of settlement negotiations, the parties agreed to settle for \$75,000, subject to City Council approval. Under the terms of the settlement, Evans would dismiss all her pending claims against the City and Deputy Chief David Gans. The Council is asked this evening to approve the settlement by resolution.

EFFECTIVE DATE:

This Resolution will be effective immediately upon its adoption.

OPTIONS:

1. Approve Resolution No. _____, authorizing the City Manager or his designee to execute all documents necessary to implement settlement of employment claims made by Sheila Evans against the City and former Deputy Chief David Gans.

2. Do not approve Resolution No. _____, and instead refer the matter to Staff with directions.

RECOMMENDATION:

Approve Resolution No. _____, authorizing the City Manager or his designee to execute all documents necessary to implement settlement of employment claims made by Sheila Evans against the City and former Deputy Chief David Gans.

MOTION:

I move adoption of Resolution No. _____, authorizing the City Manager or his designee to execute all documents necessary to implement settlement of employment claims made by Sheila Evans against the City and former Deputy Chief David Gans.

ATTACHMENTS:

Resolution No. _____.

Settlement Agreement (in Council Office).