



**Request for City Council Committee Action  
From the City Attorney's Office**

**Date:** May 21, 2015  
**To:** Ways & Means/Budget Committee  
**Referral to:**

**Subject:** *Victor Junior Burks v. City of Minneapolis and Christopher Carlson*  
Hennepin County District Court, Court File No. 27-CV-14-14805

**Recommendation:** That the City Council approve the settlement of this lawsuit, and the Metropolitan Council workers compensation lien by payment of \$23,750.00 to Victor Junior Burks and his attorneys at Schwebel, Goetz and Sieben, P.A.; payment of \$7,000.00 to the Metropolitan Council, from Fund/Org. 06900 1500100 145400; and, authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

**Previous Directives:**

Prepared by: Gregory P. Sautter *GPS 5-21-15* Phone: 612-673-2683

Approved by: *[Signature]*  
Susan L. Segal  
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

**Financial Impact (Check those that apply)**

- No financial impact (If checked, go directly to Background/Supporting Information).
- Action requires an appropriation increase to the \_\_\_\_\_ Capital Budget or \_\_\_\_\_ Operating Budget.
- Action provides increased revenue for appropriation increase.
- Action requires use of contingency or reserves.
- Business Plan: \_\_\_\_\_ Action is within the plan. \_\_\_\_\_ Action requires a change to plan.
- Other financial impact (Explain): 06900 1500100 145400
- Request provided to department's finance contact when provided to the Committee Coordinator.

**Community Impact: Other**

**Background/Supporting Information**

On June 15, 2012, Minneapolis Police Officer Christopher Carlson was involved in an automobile accident between his squad car and a Metro Transit Bus driven by Plaintiff Victor Burks. Plaintiff brought a lawsuit alleging his injuries were caused by Officer Carlson. The Metropolitan Council issued a subrogation lien seeking monies paid out in workers compensation to Plaintiff's medical providers after the accident. The City denied liability. The parties conducted two mediations, and eventually reached a proposed settlement with both Plaintiff and the Metropolitan Council. The City was represented in negotiations by Police Crime Lab Director Shannon Johnson and Assistant City Attorney Gregory Sautter. The City's representatives recommend approval of the proposed settlement.