

GENERAL Ordinance Fact Sheet

200693

Ordinance Number

Brief Title: Approval of settlement of *JL Wilson v. City of Kansas City, Missouri*

Approval Deadline:

Reason: To approve settlement of *JL Wilson v. City of Kansas City, Missouri*

Details

<p>Reason for Legislation To seek City Council approval and authorization of \$579,000.00 settlement of the lawsuit styled <i>JL Wilson v. City of Kansas City</i>, Case No. 1416-CV23151.</p>
<p>Discussion <i>(including relationship to other Council actions)</i></p> <p>Plaintiff was a City employee from 2009 to May 2013. He worked as a trash truck driver collecting recycling in the Solid Waste Division. After becoming injured with tennis elbow, Plaintiff received a “no trash truck driving” permanent restriction from his doctor. When the City determined it could not accommodate Plaintiff in his position with this restriction, Plaintiff was given the opportunity (and a substantial amount of time) to apply for other City positions. Plaintiff refused, was terminated, and sued the City for disability discrimination. The City litigated this case all the way to the Missouri Supreme Court and is now required to pay the adverse judgment. The City has reached an agreement to settle the outstanding fees and court cost issues which remain, and this agreement will save the City a considerable sum of money. This settlement resolves the outstanding judgment, including punitive damages, court costs, litigation expenses and attorneys’ fees.</p> <p>Is it good for the children? Yes.</p>

Positions / Recommendations

Sponsor(s) Matt Gigliotti, Acting City Attorney	
Programs, Departments, or Groups Affected Public Works/Neighborhoods Department (Solid Waste Division)	
Applicants/Proponents	Applicant City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	9 For 9 Against Reasons Against:
Board or Commission Recommendation	9 For 9 Against 9 No Action Taken 9 For, with revisions or conditions
Council Committee Action	9 Do Pass 9 Do Pass (as amended) 9 Committee Substitute 9 No Recommendation 9 Hold 9 Do Not Pass

Details

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Policy / Program Impact

Policy or Program Change	9 No 9 Yes
Operational Impact Assessment	

Finances

Cost and Revenue Projections	Cost of Legislation \$579,000.00 Increase/Decrease in Revenue Expected Annually
Fund Sources	21-7010-131543-B \$579,000.00

Applicable Dates:

Fact Sheet Prepared By:

Timothy R. Ertz, Assistant City Attorney

Reviewed By:

Matt Gigliotti, Acting City Attorney
Kitty Steffens, Office of Management and Budget

Reference Numbers: