

RESOLUTION NO. R-2021-

A RESOLUTION authorizing a conditional settlement agreement entered into by Cities Insurance Association of Washington ("CIAW") and Munich Reinsurance to resolve and settle the lawsuit brought by Tamara Fischer and Thomas Fischer.

WHEREAS, on August 28, 2018, a lawsuit was filed in Yakima County Superior Court Case No. 18-2-02424-39 entitled *Tamara L. Fischer and Thomas Fischer ("Plaintiffs") v. Michael Harness and City of Yakima*; and

WHEREAS, through a mediation, a settlement was reached between CIAW and Munich Reinsurance and the plaintiffs to resolve and conclude all claims in the matter; and

WHEREAS, in the CR 2A Memorandum of Settlement Agreement, Plaintiffs agreed to execute a Settlement and Full Release of all claims upon approval of the proposed settlement by the Yakima City Council; and

WHEREAS, the entire amount of the settlement is to be paid by CIAW and Munich Reinsurance, and the City of Yakima is paying no money toward settlement of the case; and

WHEREAS, the City Council of the City of Yakima deems it to be in the interest of the City to authorize the City Manager to consent to a settlement entered into by CIAW and the plaintiff to resolve and conclude the lawsuit, now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

The City of Yakima consents to the settlement entered into by CIAW and Munich Reinsurance to resolve and settle the lawsuit brought by Tamara L. Fischer and Thomas Fishcer, which settlement will be paid by CIAW and Munich Reinsurance. The City Manager is hereby authorized to execute all documents necessary to conclude settlement as consistent with this Resolution.

ADOPTED BY THE CITY COUNCIL this 6th day of April, 2021.

Patricia Byers, Mayor

ATTEST:

Sonya Claar Tee, City Clerk