

EM SUBMISSION NO.: 2013EM005

PRESENTED: 4-2-13

ADOPTED: 4-3-13

**RESOLUTION AUTHORIZING SETTLEMENT OF
TELETECH, INC. V CITY OF FLINT**


BY THE EMERGENCY MANAGER:

Teletech, Inc. filed a lawsuit in Genesee County Circuit Court (Case No. 10-94069 CH) alleging a governmental taking with respect to leasehold interests for telecommunications equipment on the roof of Genesee Towers; and

Although the City admits no liability, the Law Department recommends settlement of this matter.

IT IS RESOLVED, that City officials are hereby authorized to make payment in the amount of \$85,000.00 to the Teletech, Inc. and Plaintiff's attorney, Charles E. Kovsky, in satisfaction of any and all claims arising out of above described incident, from appropriated funds in the Suits & Settlements line item 677-266.200-956.300. The first payment of \$42,500.00 will be made immediately. The second payment of \$42,500.00 will occur before June 30, 2013. The balance in the Suits & Settlements line item, as of March 27, 2013, is \$312,548.96.

APPROVED AS TO FORM:


Peter M. Bade, City Attorney

APPROVED AS TO FINANCE:



Gerald Ambrose, Finance Director


Michael K. Brown, City Administrator

EM DISPOSITION:

ENACT 

FAIL _____


Edward J. Kurtz, Emergency Manager

DATED: 4-3-13