

## RESOLUTION NO. 1329

WHEREAS, claims are frequently filed against the City of Alexandria and/or its officers and employees based upon the actions or omissions of city officers or employees occurring within the scope of their employment with the city; and

WHEREAS, some such claims are filed with the city manager or city attorney under § 11.03 of the city charter and are processed administratively by the city and its claims adjusting agent, and other such claims are filed with state and federal judicial and administrative bodies; and

WHEREAS, such claims typically seek monetary, injunctive and/or declaratory relief against the city and/or named city officers and employees; and

WHEREAS, City Council recognizes that there are times and circumstances when it is just and proper to settle such claims; and

WHEREAS, only City Council has the inherent authority to settle such claims, but that authority may be delegated by council to one or more officers of the city; and

WHEREAS, City Council wishes to delegate to the city attorney a portion of its authority to settle claims against the city and/or its officers and employees, and to authorize the city attorney to delegate his settlement authority to others;

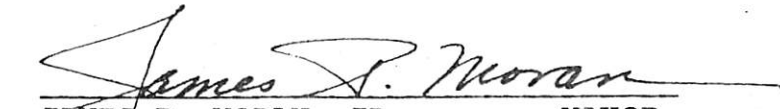
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY  
COUNCIL OF THE CITY OF ALEXANDRIA, VIRGINIA:**


1. That the city attorney be, and he hereby is, delegated the authority of City Council to settle any claim for monetary relief against the City of Alexandria and/or any of its officers and employees, whether or not in litigation and including erroneous real estate assessment claims, up to and including the sum of \$10,000, which settlement may include an agreement by the city to undertake minor ancillary actions; and

2. That the city attorney be, and he hereby is, authorized to delegate to the city's risk manager his authority to settle claims for monetary relief against the City of Alexandria and/or any of its officers and employees up to an amount to be established by the city attorney from time to time, but not exceeding the sum of \$2,500; and

3. That the city attorney be, and he hereby is, delegated the authority to settle any claim in litigation which seeks injunctive or declaratory relief against the city and/or any of its officers and employees only where the settlement provides for the denial or dismissal of the claim, that the city attorney is not delegated the authority to settle any such claim in litigation which seeks injunctive or declaratory relief where the settlement calls for the entry of a judicial order providing for such relief against the city or any of its officers and employees or contains an agreement that the city or any of its officers and employees will undertake or not undertake one or more specified actions, and that any such settlement of a claim in litigation which seeks injunctive or declaratory relief may be entered by the city only following its review and approval by City Council.

ADOPTED: October 11, 1988.

  
JAMES P. MORAN, JR. MAYOR

  
Helen Holleman City Clerk