BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: March 19, 2008 Division: Employee Services

Bulk Item: Yes X No ___ Department: Employee Benefits

Staff Contact Person/Phone #: Maria Z. Fernandez-Gonzalez X4448

AGENDA ITEM WORDING: Approval of a Workers' Compensation settlement in the amount of Two-hundred twenty-five thousand dollars ($225,000) inclusive of attorney fees and costs) for file #01091400-VB.

ITEM BACKGROUND: See attached memorandum.

PREVIOUS RELEVANT BOCC ACTION: None.

CONTRACT/AGREEMENT CHANGES: N/A

STAFF RECOMMENDATIONS: Approval. The County will receive total reimbursement of the settlement from the insurance carrier. ✓

TOTAL COST: N/A **BUDGETED:** Yes X No ___

COST TO COUNTY: $225,000 ($0.00 upon reimbursement) **SOURCE OF FUNDS:** N/A

REVENUE PRODUCING: Yes ___ No X **AMOUNT PER MONTH**____ **Year** ____

APPROVED BY: County Atty CH ✓ OMB/Purchasing ___ Risk Management MS

DOCUMENTATION: Included X Not Required_____

DISPOSITION:_____ **AGENDA ITEM #**_____

Revised 8/06

COUNTY of MONROE
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TO: Board of County Commissioners DATE: February 20, 2008

FROM: Teresa E. Aguiar,
Employee Services Director

SUBJ: Approval of Settlement – Case # 01091400-VB

This item requests approval for the County to agree to the settlement between the Workers Compensation Excess Carrier, National Union, and the Claimant, a former Sheriff's Department employee, in the amount of $225,000. This 1991 workers compensation claim is covered by an Excess Carrier Policy which is a "Reimbursement" type policy. The insurer will reimburse the County for sums we pay that is in excess of the self insured retention. This claim has surpassed the self insured retention amount, therefore, the policy will reimburse the full amount of the settlement of $225,000 to the County. The settlement takes into consideration exposure for past and future indemnity and medical benefits, attorney's fees, costs, applicable liens and expense of litigation.

In complying with the provisions of the excess insurance policy, the named insured (Monroe County) shall be obligated to accept any reasonable offer or settlement made by the Excess Carrier (National Union). It is believed that this is a fair and equitable settlement therefore it is my recommendation that the BOCC approve the settlement in the amount of $225,000. If you have any questions on this item, please do not hesitate to contact me at X4458.