



Legislation Text

File #: 22-077, **Version:** 1

ACTION REQUESTED:

Communication from the City Manager and Corporation Counsel with a Request to APPROVE a SETTLEMENT Between the City of Peoria and AFICS, INC., as SUBROGEE OF CLARK MANAGEMENT, LLC, and MCDONALD'S CORPORATION.

BACKGROUND:

On or about February 17, 2021, a Peoria police officer was dispatched to assist other officers with a traffic stop. The officer lost control of the vehicle due to road conditions then collided with the front of the McDonald's restaurant at 627 N. Western Avenue. The collision caused damage to the restaurant's façade and dining room windows. The restaurant produced a final repair invoice totaling \$74,880.00.

The Legal Department is recommending a settlement of \$74,880.00 to reimburse the restaurant for its property damage.

NEIGHBORHOOD CONCERNS: None.

IMPACT IF APPROVED: The City will settle the property damage claim for \$74,880.00 and avoid unnecessary litigation.

IMPACT IF DENIED: The City will deny the property damage claim and the restaurant's insurer will litigate the claim.

ALTERNATIVES: N/A

EEO CERTIFICATION NUMBER: N/A

WHICH OF THE GOALS IDENTIFIED IN THE COUNCIL'S 2017 - 2032 STRATEGIC PLAN DOES THIS RECOMMENDATION ADVANCE?

1. Financially Sound City

WHICH CRITICAL SUCCESS FACTOR(S) FROM THE COMPREHENSIVE PLAN DOES THIS RECOMMENDATION IMPLEMENT?

1. Have an efficient government.

DEPARTMENT: Legal