



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Details (With Text)

File #: 13-1951 **Version:** 1 **Name:** Settlement: Clarence Hickson
Type: Resolution **Status:** Filed
File created: 10/7/2013 **In control:** Law
On agenda: 11/18/2013 **Final action:** 11/18/2013

Title: Dept/ Agency: Law
Action: () Ratifying (X) Authorizing () Amending
Purpose: Settlement of Civil Litigation
Docket No.: ESX-L-4162-11
Claimant: Clarence Hickson
Claimant's Attorney: Martin F. Kronberg, Esq.
Attorney's Address: 2401 Morris Avenue, Union, New Jersey. 07083
Settlement Amount: \$132,500.00
Funding Source: Insurance Trust Fund
Additional Comments:
Invitation: Corporation Counsel, November 18, 2013

Sponsors:

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
11/18/2013	1	Municipal Council	Adopt	Pass

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WHEREAS, a suit was instituted in the Superior Court of New Jersey, Law Division, Essex County, captioned Clarence Hickson v. City of Newark, Superior Court of New Jersey, Docket Number: ESX-L-4162-11, in which the plaintiff sought recovery for personal injuries; and

WHEREAS, it has been determined that plaintiff was injured and a proposal has been made to resolve this litigation by payment in the total amount of \$132,500.00 (One Hundred Thirty-Two Thousand Five-Hundred Dollars); and

WHEREAS, the Corporation Counsel based upon all facts and circumstances deems it in the best interest of the City of Newark to resolve said matter by payment of the proposed Settlement.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Corporation Counsel is hereby authorized on behalf of the City of Newark to execute and accept the terms of the Settlement Agreement and Release, attached hereto.

2. Upon receipt by the Corporation Counsel of all documents deemed necessary, the Director of Finance is hereby authorized and directed to issue one check in the amount of \$132,500.00 (One Hundred Thirty-Two Thousand Five-Hundred Dollars), which payment shall be made payable to "Clarence Hickson and Martin F. Kronberg, Esq.", which payment will be mailed to Martin F. Kronberg, Esq., 2401 Morris Avenue, Union, New Jersey, 07083.

3. Annexed hereto is the Certification of Funds issued by the Director of Finance, City of Newark, which states that there are available sufficient legally-appropriated funds from Fund 025-25T-7T25-96340 in the amount of \$132,500.00 (One Hundred Thirty-Two Thousand Five-Hundred Dollars), for the purpose set forth herein. A copy of the Comptroller's Certification shall be filed in the Office of the City Clerk along with this Resolution by the Corporation Counsel.

4. A fully executed copy of the Settlement Agreement shall be filed in the Office of the City Clerk by the Corporation Counsel.

5. This resolution shall be effective upon adoption in accordance with applicable State Law.

STATEMENT

This Resolution authorizes the Corporation Counsel on behalf of the City of Newark to enter into a Settlement Agreement and Release to settle civil litigation captioned Clarence Hickson v. City of Newark, Superior Court of New Jersey, Docket Number: ESX-L-4162-11, in the amount of \$132,500.00 (One Hundred Thirty-Two Thousand Five-Hundred Dollars), in exchange for Plaintiffs' dismissal of any and all claims against the City of Newark, and a complete release.