

JOINT RESOLUTION

JOINT RESOLUTION OF THE CITY OF OKLAHOMA CITY AND THE OKLAHOMA CITY MUNICIPAL FACILITIES AUTHORITY AUTHORIZING THE RISK MANAGER AND THE TRUST'S LEGAL COUNSEL TO ENTER INTO A COMPROMISE A SETTLEMENT (FORMERLY A JOINT PETITION) OF THE WORKERS' COMPENSATION COURT OF EXISTING CLAIMS CLAIM NO. 2011-09748Q, STYLED: *JENNIFER ALEMAN, CLAIMANT VS. THE CITY OF OKLAHOMA CITY, RESPONDENT*, AN OWN RISK CARRIER, AND FURTHER AUTHORIZING THE MUNICIPAL COUNSELOR TO ASSIST SAID COUNSEL IN THE RENDITION OF SAID COMPROMISE A SETTLEMENT TO JUDGMENT AS AUTHORIZED BY 85 O.S. §346, 62 O.S. §§365.1 *ET SEQ.* AND ARTICLE 10, SECTION 28 OF THE OKLAHOMA CONSTITUTION.

WHEREAS, Jennifer Aleman caused to be filed an application for permanent partial disability benefits under the Workers' Compensation Code as a result of undisputed accidental injuries arising out of and in the course of her employment, with a date of injury on July 21, 2011 with The City of Oklahoma City; and

WHEREAS, for the reasons set forth in the attached memorandum which is incorporated herein by reference and made a part hereof, it is considered to be in the best interest of The City of Oklahoma City and the Oklahoma City Municipal Facilities Authority to authorize a Compromise A Settlement.

NOW, THEREFORE, BE IT JOINTLY RESOLVED by the Mayor and Council of The City of Oklahoma City and the Chairman and the Board of Trustees of the Oklahoma City Municipal Facilities Authority that the Risk Manager and the Trust's legal counsel be authorized to settle by Compromise A Settlement of the Workers' Compensation Court of Existing Claims Claim No. 2011-09748Q, styled: *Jennifer Aleman, Claimant vs. The City of Oklahoma City, Respondent*, an Own Risk Carrier. That in compliance with the Compromise A Settlement, Claimant is to be paid a total amount of \$38,760 and an additional payment of \$1,240, plus any

accrued interest, making the total award, \$40,000. Pursuant to Title 85 O.S. §368, a filing fee of \$140 is taxed as a cost in this matter and shall be paid by Respondent, The City of Oklahoma City, to the Court Administrator within 20 days from the date of the settlement. The settlement further calls for \$8,000 to be deducted from the PPD award and paid in a lump sum to Claimant's attorney as a fair and reasonable fee. In addition, the City will pay Court costs, a Special Occupational Health and Safety Tax Fund, representing .75% of the permanent partial disability award, shall be paid the sum of \$300 and the Workers' Compensation Administration Fund, representing 2% of the permanent partial disability award, shall be paid in the sum of \$775.20.

BE IT FURTHER JOINTLY RESOLVED that the Trust's legal counsel be authorized to enter into the Compromise A Settlement and the Municipal Counselor be authorized to assist in the Entry of Judgment of said award in the District Court of Oklahoma County, as authorized by 85 O.S. §346, 62 O.S. §§365.1 *et seq.* and Article 10, Section 28 of the Oklahoma Constitution.

ADOPTED by the Council and **SIGNED** by the Mayor of The City of Oklahoma City this 12TH day of MARCH, 2024.

ATTEST:

Amy K. Simpson
City Clerk



David Holt

Mayor

ADOPTED by the Trustees and **SIGNED** by the Chairman of The Oklahoma City
Municipal Facilities Authority this 12TH day of MARCH, 2024.

ATTEST:

Amy K Simpson
Secretary



David Holt
Chairman

REVIEWED for form and legality.

Richard E. Mahoney
Assistant Municipal Counselor