



# WASHOE COUNTY

Integrity Communication Service

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## STAFF REPORT

BOARD MEETING DATE: August 28, 2018

**DATE:** Wednesday, August 22, 2018

**TO:** Board of County Commissioners

**FROM:** Celeste Wallick, Risk Management Division  
328-2662, [cwallick@washoecounty.us](mailto:cwallick@washoecounty.us)

**THROUGH:** Cathy Hill, Comptroller  
328-2563, [chill@washoecounty.us](mailto:chill@washoecounty.us)

**SUBJECT:** Approve the settlement of the Industrial Insurance Claim of John Nemeth v. Washoe County for a total sum of [\$55,000] for all claims against all defendants. (All Commission Districts)

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### **SUMMARY**

Seeking the approval of the Board to settle the referenced claim against Washoe County et al, for a total of \$55,000 for all claims against all defendants. Pursuant to WCC 65.240(5), the Board has sole authority to settle any claim or suit for damages in this amount.

**Washoe County Strategic Objective supported by this item:** Stewardship of our Community.

### **PREVIOUS ACTION**

There has been no previous action by the Board on this matter.

### **BACKGROUND**

This matter arose from an injury sustained by a County employee who also had a preexisting condition not covered by Workers' Compensation. When coverage for the injury was accepted, but coverage for the preexisting condition was denied, the employee appealed the decision. As a compromise of the disputed claim, a stipulated agreement separating liability between the industrial injury and the preexisting condition was entered into by the parties. The negotiated agreement allows for payment to the employee and claim closure.

### **FISCAL IMPACT**

Should the Board approve the settlement, there is no additional fiscal impact to the FY19 adopted budget as sufficient authority exists in cost center 195054 (Workers'

AGENDA ITEM # \_\_\_\_\_

Compensation) and general ledger account 710516 (Workers' Compensation Paid Claims).

**RECOMMENDATION**

It is recommended that the Board approve the settlement of the Industrial Insurance Claim of John Nemeth v. Washoe County for a total sum of [\$55,000] for all claims against all defendants.

**POSSIBLE MOTION**

Should the Board agree with staff's recommendation, a possible motion would be:

Move to approve the settlement of the Industrial Insurance Claim of John Nemeth v. Washoe County for a total sum of [\$55,000] for all claims against all defendants.