

RESOLUTION NO. 6071

**A RESOLUTION APPROVING PAYMENT BY TDA IN
SETTLEMENT OF PENDING LITIGATION IN
CASE NO. CJ-2013-851, GARY GAMMILL v. TDA**

WHEREAS, the Tulsa Development Authority (TDA) has previously been sued by Gary Gammill (Gammill) in Case No. CJ-2013-851 in the District Court of Tulsa County for the alleged personal injury from a fall on a staircase located upon property acquired by TDA in furtherance of the Kendall-Whittier West Park project in the City of Tulsa, Tulsa County, State of Oklahoma; and,

WHEREAS, TDA's General Counsel has previously been granted authority to extend a settlement offer in an amount not more than that amount approved by the TDA Board of Commissioners at its February, 2015 Regular Board Meeting, to be paid by TDA (on behalf of TDA and the City) to Gammill in settlement of all claims of Gammill in said litigation; and,

WHEREAS, Gammill extended a settlement offer in the amount of \$8,000.00 to be paid by TDA to Gammill in settlement of all claims of Gammill, which amount was within the authority of TDA's General Counsel and accepted on behalf of the TDA; and,

WHEREAS, in consideration of such settlement and release, the TDA did pay to Gary Gammill the sum of \$8,000.00 in settlement of all such claims and obtain a release of all claims and a dismissal of the pending lawsuit with prejudice, which payment should be confirmed by the TDA Board of Commissioners; and,

WHEREAS, the Board of Commissioners of the Tulsa Development Authority believes that it would be in the best interest of the TDA, the City of Tulsa and the general public to confirm the payment of \$8,000.00 to Gary Gammill in settlement in Case No. CJ-2013-851, in consideration of the terms and conditions as set forth above.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TULSA DEVELOPMENT AUTHORITY, to-wit:

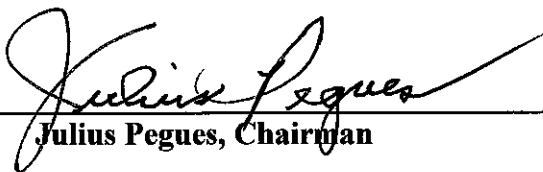
Section 1. That the Board of Commissioners of the Tulsa Development Authority does hereby confirm the payment of \$8,000.00 to Gary Gammill in settlement in Case No. CJ-2013-851, (on behalf of TDA and the City) and in settlement of all claims of Gammill in said litigation.

Section 2. That the Board of Commissioners of the Tulsa Development Authority does hereby further confirm the payment of and of the dismissal with prejudice of the pending litigation Tulsa County District Court Case No. CJ-2013-851 and the release of all claims by the said Gary Gammill.

Section 3. This Resolution shall take effect immediately.

PASSED and **ADOPTED** this 12th day of March, 2015.

TULSA DEVELOPMENT AUTHORITY

By: 
Julius Pegues, Chairman

Approved as to legal form and adequacy:


Jot Hartley, General Counsel
The Hartley Law Firm, PLLC