



## Legislation Text

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**File #: 980767, Version: 0**

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Proposed Settlement of Lawsuit Styled Kelly M. DeRasmo v. City of Gainesville, Florida, a municipal corporation; U. S. District Court; Case No.: 1:97cv118-MMP

The City Commission: 1) hold a public hearing; 2) approve the terms of the settlement; and 3) authorize the City Manager and the City Attorney to settle the case.

This case involves allegations of sexual discrimination, including sexual harassment, disparate treatment, retaliation, and a violation of equal protection of civil rights experienced by Kelly M. DeRasmo while a probationary fire fighter at Stations 1 and 2 of the City's Fire Department.

The City and Plaintiff through their respective counsel have negotiated a settlement to include: Payment of \$22,821.52 to the Plaintiff; Payment of \$52,178.48 to the Plaintiff as back pay, less appropriate deductions for federal withholding and other applicable taxes; Payment of attorney's fees and costs to be negotiated or determined by the court; If within 30 days the Plaintiff contributes the sum of \$3,683.50 to the City of Gainesville Police Officers and Firefighters Retirement Fund, for the purpose of funding additional credited service for Ms. DeRasmo, then the City shall immediately thereafter contribute the gross amount of \$5,813.40 to the City of Gainesville Police Officers and Firefighters Retirement Fund for the purpose of funding additional credited service for Ms. DeRasmo.

In exchange, Ms. DeRasmo will release the City of all claims and file a notice of voluntary dismissal with the District Court.

It is the recommendation of the City's special counsel and the City Attorney that the case be settled pursuant to the terms of the settlement set forth above.