

June 22, 2022

WHEREAS, a lawsuit styled Katherine v. Homan v. City of Dallas et al., Cause No. DC-19-02758, was filed by the plaintiff, Katherine V. Homan, seeking a declaratory judgment, injunctive relief, and attorney fees from the City of Dallas for authorizing a zoning change sought by Methodist Hospital and approved by a simple majority vote of the City Council when a three-fourths vote was required; and

WHEREAS, the court entered final judgment against the City of Dallas on September 28, 2020, for the total amount of \$65,000.00 plus costs of court; and

WHEREAS, the final judgment was affirmed on appeal; and

WHEREAS, it is in the best interest of the City to pay the sums awarded in the final judgment for this lawsuit in the total amount of \$65,325.00, representing \$65,000.00 in attorney fees and \$325.00 in costs of court.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That payment in satisfaction of the final judgment in the lawsuit styled Katherine V. Homan v. City of Dallas, et al., Cause No. DC-19-02758, in an amount not to exceed \$65,325.00 is hereby approved.

SECTION 2. That the Chief Financial Officer is hereby authorized to pay Katherine V. Homan and McGuire, Craddock, & Strother, P.C., and all other persons having an interest in the final judgment proceeds, the amount of \$65,325.00 from Liability Reserve Fund, Fund 0192, Department ORM, Unit 3890, Object 3521, Vendor MVORM001.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.