

IMPACT STATEMENT

Legislation title: Authorize the City Attorney to institute legal proceedings to recover overpaid benefits in the sum of \$69,630.70.

Contact name: Stacy Jones, FPDR Finance Manager

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Presenter name:

Purpose of proposed legislation and background information:

To authorize the filing of a lawsuit against Matt Souders, and any other potentially responsible party, for recovery of FPDR benefits paid to Joan M. Souders (widow of an FPDR member) via direct deposit to a joint account held by Joan M. Souders and her son, Matt Souders. Surviving spouse benefits continued to be paid to the account of Joan M. Souders until notification of her death was received by FPDR, nearly three years after her death, causing an overpayment of \$69,630.70 in benefits.

Financial and budgetary impacts:

The cost of pursuing recovery of the overpaid funds is minimal. Any litigation expenses not already covered by FPDR's existing interagency agreement with the City Attorney's office will be minor and can be covered within existing budget authority. If the lawsuit is successful, FPDR will recover some or all of the \$69,630.70 overpayment.

Community impacts and community involvement:

None.

Budgetary Impact Worksheet

Does this action change appropriations?

YES: Please complete the information below.

NO: Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount