

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION transferring \$544,155.00 within the 2023 General Fund and authorizing the settlement of the claims of Latasha Wagner and Jarmar Harris, the parents of Marquis Wagner, in the case styled *Latasha Wagner et al v. Advanced Correctional et al*, No. 2216-CV27410, now pending in Circuit Court of Jackson County, Missouri, for a total payment by the County of \$1,200,000.00.

RESOLUTION NO. 21504, December 11, 2023

INTRODUCED BY DaRon McGee, County Legislator

WHEREAS, Latasha Wagner and Jarmar Harris have filed a lawsuit styled *Latasha Wagner et al v. Advanced Correctional et al*, No. 2216-CV27410, now pending in the Circuit Court of Jackson County, Missouri, seeking damages for the alleged wrongful death of their son Marquis Wagner; and,

WHEREAS, after a thorough investigation, the County Counselor recommends a settlement in the amount of \$1,200,000.00, to be paid by the County to the parents of Marquis Wagner and/or their attorneys of record, the Turner & Sweeny Law Firm of Kansas City, MO, The Popham Law Firm, PC of Kansas City, MO and John Anthony Picerno Law Firm of Kansas City, MO; and,

WHEREAS, the proposed settlement will limit the County's financial obligation in this matter and is in the best interests of the health, safety, and welfare of the citizens of Jackson County; now therefore,

BE IT RESOLVED by the County Legislature of Jackson, Missouri that the following transfer be and hereby is made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
General Fund Contingency State Mandated 3%			
001-8003	56830- Contingency	\$544,155	
General Fund County Counselor			
001-1101 and,	56770- Legal Liability Claims		\$544,155

BE IT FURTHER RESOLVED by the County Legislature of Jackson County, Missouri, that the County Counselor be and hereby is authorized to settle the claim of Latasha Wagner and Jarmar Harris in the case styled *Latasha Wagner et al v. Advanced Correctional et al*, No. 2216-CV27410, now pending in the Circuit Court of Jackson County, Missouri, by the total payment of \$1,200,000.00, in full, final, and complete release of all of their claims against the County and all of its employees, officers, agents, and servants, as to any damages incurred; and,

BE IT FURTHER RESOLVED that the County Counselor be and hereby is authorized to execute any and all documents necessary to effect this settlement; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to issue checks in the amount totaling \$1,200,000.00 in full and complete settlement of this claim, payable to the parents of Marquis Wagner, Latasha Wagner and Jarmar Harris and/or the Turner & Sweeny Law Firm of Kansas City, MO, the Popham Law Firm, PC of Kansas City, MO, or John Anthony Picerno Law Firm of Kansas City, MO.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:

Bryan D. Worsley

County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 21504 of December 11, 2023, was duly passed on December 11, 2023 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

Nays 0

Abstaining 1

Absent 0

12.11.2023
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

Funds sufficient for this transfer are available from the source indicated below.

ACCOUNT NUMBER: 001 8003 56830
ACCOUNT TITLE: General Fund
Contingency State Mandated 3%
Contingency
NOT TO EXCEED: \$544,155.00

There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.

ACCOUNT NUMBER: 001 1101 56380
ACCOUNT TITLE: General Fund
County Counselor
Legal Liability Claims
NOT TO EXCEED: \$544,155.00

ACCOUNT NUMBER: 060 1101 56380
ACCOUNT TITLE: Self Insurance Fund
County Counselor
Legal Liability Claims
NOT TO EXCEED: \$655,845.00

12/22/2023

Date



Sylvya Stevenson (Dec 11, 2023 12:48 CST)

Chief Administrative Officer










21504 (NA) 2023 Wrongful Death Settlement - \$1.2M

Final Audit Report

2023-12-11

Created:	2023-12-11
By:	Jamesia Manning (jamesia.manning@jacksongov.org)
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"21504 (NA) 2023 Wrongful Death Settlement - \$1.2M" History

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