

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Counselor to settle the claims of Mohammed P. Whitaker in the case styled Mohammed P. Whitaker v. Paulinus O. Okafor, No. 4:17-CV-01047-ODS-P, now pending in United States District Court for the Western District of Missouri, for a total payment by the County of \$15,500.00.

RESOLUTION NO. 20383, March 2, 2020

INTRODUCED BY Theresa Cass Galvin, County Legislator

WHEREAS, Mohammed P. Whitaker has filed a lawsuit styled Mohammed P. Whitaker v. Paulinus O. Okafor, No. 4:17-CV-01047-ODS-P, now pending in United States District Court for the Western District of Missouri, seeking damages for alleged deprivations of his constitutional rights while he was an inmate in the Jackson County Detention Center; and,

WHEREAS, after a thorough investigation and negotiations, the County Counselor has recommended a settlement in the amount of \$15,500.00, to be paid by the County to Mohammed P. Whitaker and/or his attorneys, Matthew Williams and Brent Dwerlkotte; and,

WHEREAS, the proposed settlement will limit the County's financial obligations 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 County, Missouri, that the County Counselor be and hereby is authorized to settle the claims of Mohammed P. Whitaker in the case of Mohammed P. Whitaker v. Paulinus O. Okafor, No. 4:17-CV-01047-ODS-P, now pending in United States District Court for the Western District of Missouri, by the total

payment of \$15,500.00, in full, final, and complete release of all of the 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 give effect to this settlement; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to issue a check or checks in an amount totaling \$15,500.00 in full and complete settlement of this claim, payable to Mohammed P. Whitaker and/or his attorneys Matthew Williams and Brent Dwerlkotte, pursuant to the specific direction of the County Counselor.

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

APPROVED AS TO FORM:

[Signature]
Chief Deputy County Counselor

[Signature]
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 20383 of March 2, 2020, was duly passed on March 2, 2020 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

3-2-2020
Date

[Signature]
Mary Jo Spino, Clerk of Legislature

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: 060 5160 56380
ACCOUNT TITLE: Self Insurance Fund
Non-Departmental
Uninsured Claimants
NOT TO EXCEED: \$15,500.00

3/2/2020
Date

[Signature]
Chief Administrative Officer

