

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Counselor to settle the claims of Mary L. Schlueter in the case styled Mary L. Schlueter vs. Jackson County, MO, No. 1016-CV38570, now pending in the Circuit Court of Jackson County, Missouri, for a total payment by the County of \$40,000.00.

RESOLUTION #17931, June 18, 2012

INTRODUCED BY Dan Tarwater, County Legislator

WHEREAS, Mary L. Schlueter has filed a lawsuit, styled Mary L. Schlueter vs. Jackson County, MO, No. 1016-CV38570, now pending in the Circuit Court of Jackson County, Missouri, seeking compensation for damages for personal injuries allegedly incurred due to a fall in a courtroom; and,

WHEREAS, after a thorough investigation and negotiations, the County Counselor recommends a settlement in the amount of \$40,000.00 to be paid by the County to Mary L. Schlueter through her attorney, Mark Kelly; and,

WHEREAS, the proposed settlement will limit the County's financial obligation in this matter is in the best interest 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 Mary L. Schlueter in the lawsuit styled Mary L. Schlueter vs. Jackson County, MO, No. 1016-CV38570, by the total payment of \$40,000.00, 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 effect 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 \$40,000.00 in full and complete settlement of this claim, payable to Mary L. Schlueter and/or her attorney, Mark Kelly, 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 #17931 of June 18, 2012, was duly passed on June 18, 2012 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

Nays 0

Abstaining 0

Absent 1

6/18/12
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: \$40,000.00

June 18, 2012
Date

[Signature]
Director of Finance and Purchasing

