



Jackson County Missouri

Jackson County Courthouse
415 E. 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

Legislation Details (With Text)

File #: 11211 **Version:** 0 **Name:** Barnard v. JaCo, MO
Type: Resolution **Status:** Passed
File created: 3/11/1996 **In control:** Clerk of the County Legislature
On agenda: **Final action:** 3/11/1996
Title: Authorizing the County Counselor to settle the claim of James A. Barnard in the case of Barnard v. Jackson County, Missouri, No. 90-0988-CV-W-6, now pending in the United States District Court for the Western District of Missouri, for the total payment of \$20,000.00.
Sponsors: James D. Tindall
Indexes: DISTRICT COURT
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
3/11/1996	0	County Legislature	adopt	Pass

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Counselor to settle the claim of James A. Barnard in the case of Barnard v. Jackson County, Missouri, No. 90-0988-CV-W-6, now pending in the United States District Court for the Western District of Missouri, for the total payment of \$20,000.00.

RESOLUTION # 11211, March 11, 1996

INTRODUCED BY James D. Tindall, County Legislator

..Body

WHEREAS, the case of James A. Barnard v. Jackson County, Missouri, No. 90-0988-CV- W-6, now pending in the United States District Court for the Western District of Missouri; and,

WHEREAS, in that case, Mr. Barnard, the County's former Legislative Auditor, alleges that his discharge by the County violated certain of his constitutional rights; and,

WHEREAS, after extensive litigation and recent settlement negotiations, the County Counselor now advises that Mr. Barnard's claims against the County and the individual defendants in this action can be settled for the total payment of \$20,000.00, without admitting any wrongdoing, which would allow the County to avoid liability for additional fees of the private attorneys it has retained in this case, as well as other litigation expenses; and,

WHEREAS, it is in the best interest of the health, welfare, and safety of the citizens of Jackson County that this case be settled as outlined by the County Counselor; 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 case of James A. Barnard v. Jackson County, No. 90-0988-CV-W-6, United States District Court for the Western District of Missouri, for a total payment not to exceed \$20,000.00; and,

BE IT FURTHER RESOLVED that the Manager of the Division of Finance is authorized to issue his check in settlement of these charges, in an amount not to exceed \$20,000.00, pursuant to the specific directions 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:

County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #11211 of March 11, 1996 was duly passed on _____ March 11 _____, 1996 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____ 8 _____ Nays _____ 0 _____

Abstaining _____ 0 _____ Absent _____ 1 _____

Date _____ Mary Jo Brogoto, Clerk of Legislature
Funds sufficient for this expenditure are available from the source indicated below.

ACCOUNT NUMBER: 060 800 5160 6380

ACCOUNT TITLE: Self Insurance Fund
 Self Insurance
 Uninsured Claims

NOT TO EXCEED: \$20,000.00

Date _____ Manager, Division of Finance