



# Jackson County Missouri

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

## Legislation Details (With Text)

**File #:** 12162      **Version:** 0      **Name:** Fair-Kincaid v. Circuit Court of JaCo  
**Type:** Resolution      **Status:** Passed  
**File created:** 4/6/1998      **In control:** Clerk of the County Legislature  
**On agenda:**      **Final action:** 4/6/1998  
**Title:** Authorizing the County Counselor to settle the case of Fair-Kincaid v. Circuit Court of Jackson County, No. 97-0205-CV-W-3, now pending in the United States District Court for the Western District of Missouri for a total payment of \$32,500.00.  
**Sponsors:** Victor E. Callahan  
**Indexes:** CIRCUIT COURT, DISTRICT COURT  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
4/6/1998	0	County Legislature	adopt	Pass

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI  
A RESOLUTION authorizing the County Counselor to settle the case of Fair-Kincaid v. Circuit Court of Jackson County, No. 97-0205-CV-W-3, now pending in the United States District Court for the Western District of Missouri for a total payment of \$32,500.00.  
RESOLUTION # 12162, April 6, 1998

INTRODUCED BY Victor E. Callahan, County Legislator

..Body

WHEREAS, there is now pending in the United States District Court for the Western District of Missouri the case of Fair-Kincaid v. Circuit Court of Jackson County, No. 97-0205-CV-W-3 ; and,

WHEREAS, in this case, Roosevelt Fair-Kincaid, a former employee of the circuit court's Family Court Division, alleges that the circumstances under which his employment with the Family Court was terminated constituted violations of Title VII of the Civil Rights Act of 1964 and of the Family and Medical Leave Act; and,

WHEREAS, after extensive research, investigation, and pretrial discovery and other proceedings, the County Counselor now recommends that the case be settled for the total payment of \$32,500.00, representing back pay, compensatory damages, and attorneys' fees; and,

WHEREAS, settlement as recommended is in the best interests of the health, welfare, and safety 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 case of Fair-Kincaid v. Circuit Court of Jackson County, along the terms outlined; and,

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

BE IT FURTHER RESOLVED that the Director of the Department of Finance be and hereby is authorized to issue checks totalling \$32,500.00 in settlement of this case, 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:

\_\_\_\_\_  
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #12162 of April 6, 1998 was duly passed on \_\_\_\_\_ April 6, \_\_\_\_\_, 1998 by the Jackson County Legislature. The votes thereon were as follows:

Yeas \_\_\_\_\_ 8 \_\_\_\_\_      Nays \_\_\_\_\_ 0 \_\_\_\_\_  
Abstaining \_\_\_\_\_ 0 \_\_\_\_\_      Absent \_\_\_\_\_ 1 \_\_\_\_\_

\_\_\_\_\_  
Date \_\_\_\_\_ Mary Jo Brogato, 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:        \$32,500.00

Date \_\_\_\_\_ Director of the Department of Finance