

Warren County Board of Supervisors

RESOLUTION NO. 517 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS WILD, THOMAS, FRASIER, RUNYON, MCDEVITT, BEATY AND ETU

AUTHORIZING COUNTY ATTORNEY TO NEGOTIATE AND TENDER AN AMOUNT UP TO THE COUNTY INSURANCE POLICY DEDUCTIBLE TO SETTLE ALL CLAIMS IN THE MATTER OF JULIA BARTON (AKA JULIA BENSON) AND MCKENNA S. FRANK (AKA MCKENNA S. BRODIE) V. WARREN COUNTY, ET AL.

WHEREAS, Plaintiffs, Julia Barton and McKenna S. Frank, filed a Federal lawsuit against the County of Warren, and other County employees, on August 28, 2019, Docket No. 1:19-cv-1061, in the United States District Court for the Northern District of New York, alleging in part, violations of Plaintiffs' rights under Title VII of the Civil Rights Act of 1978 and the New York Human Rights Law, along with other claims related to their employment, and

WHEREAS, the County Attorney requested and the Personnel, Administration & Higher Education Committee approved the request for authority from the Warren County Board of Supervisors to engage in negotiations, by and through the County's insurance carrier, for a Settlement Agreement in the matter of Julia Barton (aka Julia Benson) and McKenna S. Frank (aka McKenna S. Brodie) v. County of Warren, et al., and to tender any amount up to the County's insurance policy deductible, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Attorney to engage in negotiations, by and through the insurance carrier, for a settlement agreement of all claims in this legal action, and that such negotiations may include any amount of the County's deductible, up to the full County deductible of Fifty Thousand Dollars (\$50,000.00), and be it further

RESOLVED, that the Chair of the Board of Supervisors may execute any future settlement documents on behalf of the County, in a form approved by the County Attorney, and issue payment up to the amount of the County's insurance deductible, which is not to exceed Fifty Thousand Dollars (\$50,000.00).