

Warren County Board of Supervisors

RESOLUTION NO. 518 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 FILED BY TIMOTHY E. MCINTYRE AND BRENN A R. MICHALAK

WHEREAS, Plaintiffs, Timothy E. McIntyre and Brenna R. Michalak, both filed a notice of claim against the County of Warren, and other County employees, on December 14, 2022, with the Warren County Clerk and County Attorney, alleging in part, violations of Plaintiffs' rights regarding unlawful detention, search, seizure and arrest, along with other claims, 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, to pursue possible Settlement Agreements with each claimant: Timothy E. McIntyre and Brenna R. Michalak, 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 settlement agreements of all claims filed and that such settlements 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).