

**RESOLUTION R-2021-60
LUZERNE COUNTY COUNCIL**

*A Resolution by the Luzerne County Council Approving the Settlement of
Pending Litigation in the Matter of Brian Hampel v. Charles J. Balogh and Debbie Parker.*

WHEREAS, Section 4.07 B.3 of the Luzerne County Home Rule Charter Provides the County Manager shall have the authority to recommend the settlement of litigation involving the County, subject to the approval of County Council; and

WHEREAS, the Luzerne County Manager has recommended settlement of the above-captioned litigation; and

WHEREAS, Section 2.09 B.5 of the Luzerne County Home Rule Charter provides that County Council shall have the power to approve, by resolution adopted by a majority vote of the Council members, a recommendation by the County Manager to settle litigation involving the County; and

WHEREAS, allegations contained within Plaintiff's pleadings all stem from an October 17, 2016 criminal complaint filing against Mr. Hampel and the subsequent arrest; and

WHEREAS, Plaintiff brought suit against the above-named Defendants alleging violation of Constitutional rights, false arrest and imprisonment, malicious prosecution, abuse of process, and intentional infliction of emotional distress; and

WHEREAS, the parties desire to settle his claims against Luzerne County; and

WHEREAS, Luzerne County Council also desires to resolve the pending litigation in this matter.

NOW, THEREFORE, BE IT RESOLVED, the Luzerne County Council approves the settlement of pending litigation for all claims asserted against Luzerne County in the matter of **Brian Hampel v. Charles J. Balogh and Debbie Parker** in the amount of \$750,000.00. This settlement is a full and complete settlement and release of any and all claims by Brian Hampel against the County of Luzerne and its named employees.

This resolution shall become effective six days after adoption.

ADOPTED at a meeting of the Luzerne County Council held March 23, 2021.

ROLL CALL VOTE (7-3)

YES: Haas, Houck, McDermott, Perry, Radle, Saidman and Vough

NO: Griffith, Schnee and SJ Urban

Attest: _____

Sharon Lawrence, Clerk of Council

LUZERNE COUNTY COUNCIL

By: _____

Tim McGinley, Chair

LUZERNE COUNTY MANAGER

By: _____

C. David Pedri, Esq., County Manager