

**RESOLUTION R-2022-90
LUZERNE COUNTY COUNCIL**

*A Resolution by the Luzerne County Council Approving the Settlement of
Pending Litigation in the Matter of Mark Baynock v. Luzerne County*

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, Plaintiff filed a Complaint in the Luzerne County Court of Common Pleas at docket number 2021-10141 against Luzerne County alleging he was improperly terminated from his position as a correction officer at the Luzerne County Correctional Facility; and

WHEREAS, the Plaintiff desires 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 Mark Baynock v. Luzerne County in the amount of \$15,000.00 in general funds. This settlement is a full and complete settlement and release of any and all claims by Mark Baynock against Luzerne County.

This resolution shall become effective six days after adoption.

ADOPTED at a meeting of the Luzerne County Council held May 24, 2022.

ROLL CALL VOTE (9-1)

YES: Bienias, Lescavage, Lombardo, McDermott, McGinley, Perry, Radle, Thornton, and Wolovich

NO: SJ Urban

Attest:

Sharon Lawrence, Clerk of Council



LUZERNE COUNTY COUNCIL

By: Kendra Radle
Kendra Radle, Chair

LUZERNE COUNTY MANAGER

By: Brian Swetz
Brian Swetz, Acting County Manager