

**RESOLUTION R-2016-09  
LUZERNE COUNTY COUNCIL**

*A Resolution by the Luzerne County Council Approving the Settlement of Pending Arbitration  
(American Arbitration Association No. 142014000343) commenced by D.A. Nolt, Inc.*

WHEREAS, Section 4.07 (B)(3) of the Luzerne County Home Rule Charter Provides that 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 below named 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, any recommendation by the County Manager to settle litigation involving the County; and

WHEREAS, D.A Nolt, Inc. instituted this arbitration action against Luzerne County; and

WHEREAS, D.A. Nolt, Inc. desires to settle their claims against Luzerne County;

NOW, THEREFORE, BE IT RESOLVED, the Luzerne County Council approves the settlement of arbitration with D.A. Nolt, Inc. and all of D.A. Nolt's claims arising out of Phase 2 of the Luzerne County Courthouse Exterior Restoration Project for the amount of \$375,000.00. This settlement is a full and complete settlement of any and all claims D.A. Nolt, Inc. have against Luzerne County.

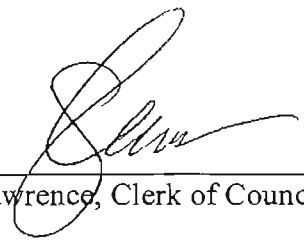
This resolution shall become effective six days after adoption.

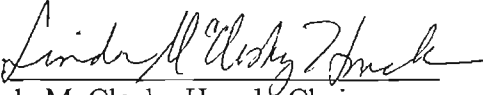
ADOPTED at a meeting of the Luzerne County Council held on February 09, 2016.

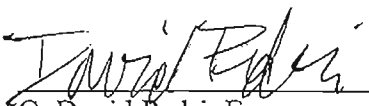
ROLL CALL VOTE (11-0)

YES: Brominski, Dobash, Haas, Kelleher, McGinley, Schnee, Sorokas, SA Urban, Waitkus, Williams, and Houck

LUZERNE COUNTY COUNCIL

Attest:   
Sharon Lawrence, Clerk of Council

By:   
Linda McClosky Houck, Chair

  
C. David Pedri, Esq.  
Acting County Manager