

**RESOLUTION R-2023-64
LUZERNE COUNTY COUNCIL**

*A Resolution by the Luzerne County Council Approving the Settlement of Pending Litigation
in the Matter of American Alternative Insurance Group v. Luzerne County Children Youth Services*

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, Plaintiffs brought suit in the Luzerne County Court of Common Pleas at docket no. 2023-01635, alleging non-payment of an insurance deductible; and

WHEREAS, the Plaintiffs desire to settle their 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 American Alternative Insurance Group (“AAIG”) v. Luzerne County Children and Youth Services in the amount of \$10,000.00. This settlement is a full and complete settlement and release of any and all claims by the AAIG against Luzerne County Children and Youth Services and the County of Luzerne.

This resolution shall become effective six days after adoption.

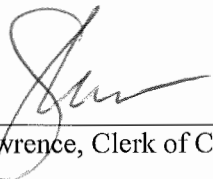
ADOPTED at a meeting of the Luzerne County Council held May 09, 2023.

ROLL CALL VOTE (11-0)

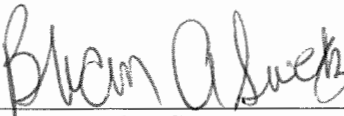
YES: Bienias, Lescavage, Lombardo, McDermott, McGinley, Mitchell, Perry, Radle, Thornton, SJ Urban and Wolovich

LUZERNE COUNTY COUNCIL

By: 
Kendra Radle, Chair

Attest: 
Sharon Lawrence, Clerk of Council

LUZERNE COUNTY MANAGER

By: 
Brian Swetz, Acting County Manager