

**RESOLUTION R-2013-109
LUZERNE COUNTY COUNCIL**

A Resolution by the Luzerne County Council Confirming Settlement of Pending Litigation.

WHEREAS, Section 4.07 B3 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, Luzerne County Manager Robert C. Lawton has recommended settlement of the below named litigation; and

WHEREAS, Section 2.09 B5 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:

NOW, THEREFORE, BE IT RESOLVED, the Luzerne County Council confirms that the pending matter of Schnader, Harrison, Segal and Lewis v. Estate of Stephen L. Flood vs. Luzerne County and the Luzerne County Retirement Board (Case #599 of 2010) shall be settled by Luzerne County for the total amount of eighty five thousand dollars and 00/100 (\$85,000.00) with fifty percent (50%) being paid by Luzerne County from 100.16.4151.550.19 (Special Legal Services) and fifty percent (50%) being paid by the Luzerne County Retirement Board.

This resolution shall become effective upon adoption.

ADOPTED at a meeting of the Luzerne County Council held on December 30, 2013.

LUZERNE COUNTY COUNCIL

By: _____

Tim McGinley
Tim McGinley, Chairman

Attest: *B. M. Burgess*
Brittany M. Burgess, Clerk of Council

Robert C. Lawton
Robert C. Lawton, County Manager