

**RESOLUTION R-2017-101
LUZERNE COUNTY COUNCIL**

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

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, 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, on October 28, 2016 filed a Complaint against Luzerne County alleging that Luzerne County failed to provide her with reasonable accommodations for her disabilities; and

WHEREAS, the Complaint alleges that Plaintiff is the former Act 165 Coordinator for Luzerne County's Emergency Management Agency; and

WHEREAS, Loretta Presto agrees to settle with Luzerne County in the afore-mentioned matter; and

WHEREAS, the Luzerne County Manager has recommended settlement of the above-captioned litigation; 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 ***Loretta Presto v. County of Luzerne***, in the amount of \$35,000.00. This settlement is a full and complete settlement and release of any and all claims by Loretta Presto against the County of Luzerne.

This resolution shall become effective six days after adoption.

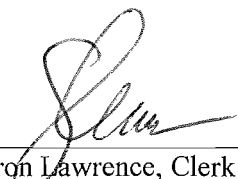
ADOPTED at a meeting of the Luzerne County Council held October 24, 2017.

ROLL CALL VOTE (6-4)

YES: Haas, McGinley, Schnee, Waitkus, Williams, and Houck

NO: Brominski, Dobash, Sorokas, and SA Urban

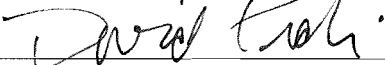
Attest:


Sharon Lawrence, Clerk of Council

LUZERNE COUNTY COUNCIL

By: 
Linda McClosky Houck, Chair

LUZERNE COUNTY MANAGER

By: 
C. David Pedri, Esq., County Manager