

1 RESOLUTION NO. 2014-569

First Reading Passage Requested
(D. Matz)

2
3 SPONSOR Mr. Pry

4
5 DATE December 8, 2014

COMMITTEE Rules

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7 **A Resolution authorizing the County Executive to execute a settlement agreement, in an**
8 **amount not to exceed \$20,000.00, to settle all claims arising out of or concerning issues**
9 **raised in a lawsuit, *Scarbrough v. County of Summit, et al.*, Case No. CV 2013-05-2404,**
10 **before Judge Alyson McCarty in the County of Summit Court of Common Pleas, for the**
11 **Sheriff, the Prosecutor and the Executive, and declaring an emergency.**

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13 WHEREAS, Tonette Scarbrough filed a lawsuit against the County of Summit, the
14 County Sheriff, former County Sheriff Drew Alexander, Advanced Correctional Healthcare, Inc.
15 and various other individuals, *Scarbrough v. County of Summit, et al.*, Case No. CV 2013-05-
16 2404, before Judge Alyson McCarty in the County of Summit Court of Common Pleas, arising
17 out of a death at the County Jail; and

18
19 WHEREAS, in consultation with the County Prosecutor, the County Executive, the
20 County Sheriff and former County Sheriff Drew have reached terms of settlement with Ms.
21 Scarbrough through her legal counsel to settle the case in an amount not to exceed \$20,000.00;
22 and

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24 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
25 that it is necessary and in the best interest of the County of Summit to settle the lawsuit filed by
26 Ms. Scarbrough in the amount of \$20,000.00;

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28 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
29 of Ohio, that:

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31 SECTION 1

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33 The County Executive is hereby authorized to execute a settlement agreement, in an
34 amount not to exceed \$20,000.00, to settle all claims arising out of or concerning issues raised in
35 a lawsuit, *Scarbrough v. County of Summit, et al.*, Case No. CV 2013-05-2404, before Judge
36 Alyson McCarty in the County of Summit Court of Common Pleas. The settlement agreement
37 shall include a release by Tonette Scarbrough of all claims against the County of Summit, the
38 County Sheriff and former County Sheriff Drew Alexander.

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40 SECTION 2

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42 This Resolution is hereby declared an emergency in the interest of the health, safety and
43 welfare of the citizens of the County of Summit and for the for the further purpose of
44 immediately sparing county taxpayers further expense related to Ms. Scarbrough's lawsuit.

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46 SECTION 3

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48 Provided this Resolution receives the affirmative vote of eight members, it shall take
49 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
50 effect and be in force at the earliest time provided by law.

1 RESOLUTION NO. 2014-569

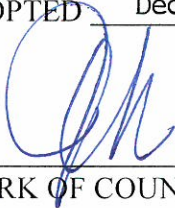
2 PAGE TWO

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4 SECTION 4

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6 It is found and determined that all formal actions of this Council concerning and relating
7 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
8 deliberations of this Council and of any of its committees that resulted in such formal action,
9 were in meetings open to the public, in compliance with all legal requirements, including Section
10 121.22 of the Ohio Revised Code.

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13 INTRODUCED December 8, 2014

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15 ADOPTED December 8, 2014

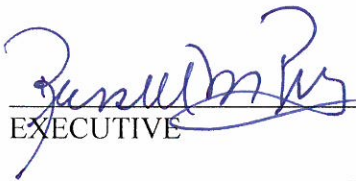
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CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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22 APPROVED December 9, 2014

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EXECUTIVE

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29 ENACTED EFFECTIVE December 9, 2014

Voice Vote: 8-0 YES: Comunale, Crawford, Feeman, Kurt,
Lee, Roemer, Schmidt, Shapiro
ABSENT: Kostandaras, Prentice, Rodgers