

1 RESOLUTION NO. 2018-119

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3 SPONSOR Ms. Shapiro

4
5 DATE April 2, 2018 COMMITTEE Rules

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7 **A Resolution authorizing the County Executive to execute a settlement agreement and**
8 **release, for an amount not to exceed \$250,000.00, to settle all claims arising out of or**
9 **concerning issues raised in a lawsuit, Bradford Walker v. Summit County, Ohio, et al., for**
10 **the Executive, the Prosecutor and the Sheriff, and declaring an emergency.**

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12 WHEREAS, Bradford Walker filed a complaint against Summit County, Ohio, Summit
13 County Sheriff Steve Barry, Advanced Correctional Health and several members of the Summit
14 County Sheriff's Department and several members the medical staff at the Summit County Jail,
15 concerning alleged negligent supervision and medical malpractice resulting in his being injured,
16 Bradford Walker v. Summit County, Ohio, et al., Case No. 5:17-cv-01287-SL, before Judge Sara
17 Lioi in the United States District Court, Northern District of Ohio (the "Lawsuit"); and

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19 WHEREAS, in consultation with the outside counsel, the County Executive and the
20 County Sheriff have reached terms of settlement with Mr. Walker through his legal counsel to
21 settle the Lawsuit, for an amount not to exceed \$250,000.00; and

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23 WHEREAS, pursuant to the settlement agreement and release, Bradford Walker will
24 dismiss the Lawsuit with prejudice, and discharge the County, the County Sheriff and related
25 parties from his claims against them; and

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27 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
28 that it is necessary and in the best interest of the County of Summit to settle the Lawsuit for an
29 amount not to exceed \$250,000.00, for the aforementioned reason;

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

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34 SECTION 1

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36 The County Executive is hereby authorized to execute a settlement agreement and release
37 for an amount not to exceed \$250,000.00, to settle all claims arising out of or concerning issues
38 raised in Bradford Walker v. Summit County, Ohio, et al., Case No. 5:17-cv-01287-SL, before
39 Judge Sara Lioi in the United States District Court, Northern District of Ohio (the "Lawsuit").
40 The settlement agreement shall include a release and discharge by Bradford Walker of all claims
41 against the County of Summit, the County Sheriff and related parties employed by the County of
42 Summit, Ohio.

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44 SECTION 2

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46 This Resolution is hereby declared an emergency in the interest of the health, safety and
47 welfare of the citizens of the County of Summit and for the further reason of immediately
48 sparing county taxpayers further expense related to Bradford Walker's Lawsuit against the
49 County, the County Sheriff and related parties.

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2 PAGE TWO

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4 SECTION 3


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6 Provided this Resolution receives the affirmative vote of eight members, it shall take
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
8 effect and be in force at the earliest time provided by law.
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10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.
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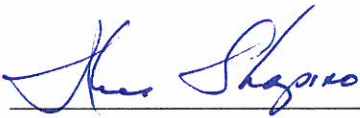
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19 INTRODUCED March 19, 2018

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21 ADOPTED April 2, 2018

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23 
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25 _____
26 CLERK OF COUNCIL

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28 _____
29 PRESIDENT OF COUNCIL

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31 APPROVED April 3, 2018

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34 _____
35 EXECUTIVE

ENACTED EFFECTIVE April 3, 2018

Voice Vote: 9-0-1 YES: Dickinson, Donofrio, Feeman, Hamilton, Koehler,
Rodgers, Schmidt, Soyars, Wilhite
ABSTAIN: Walters
ABSENT: Prentice