

**Resolution authorizing a settlement with Paul Chairez for a claim for damages to his parked vehicle, caused by a Franklin County employee in the performance of his duties for the Board of Franklin County Commissioners, Public Facilities Management (Public Facilities Management) (\$250.00)**

**WHEREAS**, on December 3, 2012, Mr. Lee Shoaf, an employee of the Board of Franklin County Commissioners, Public Facilities Management, was performing landscaping duties; and

**WHEREAS**, an unoccupied vehicle owned by Mr. Paul Chairez, parked in an area owned by the Board of Franklin County Commissioners, was damaged when struck by a stone discharged from lawn care equipment operated by Mr. Shoaf; and

**WHEREAS**, this action would authorize payment by Franklin County to Mr. Chairez in the amount of Two Hundred Fifty Dollars (\$250.00) as reimbursement for the amount of the deductible associated with his vehicle insurance, and Mr. Chairez has agreed to accept payment contingent upon approval by Franklin County; and

**WHEREAS**, the above described settlement fairly compensates Mr. Chairez for the repair of damages to his vehicle; and

**WHEREAS**, by agreeing to this settlement, neither Mr. Shoaf, nor the Franklin County Commissioners, admits to any negligence or liability arising out of the accident; and

**WHEREAS**, the settlement, recommended by Franklin County Fleet Management and the Franklin County Prosecuting Attorney deem it to be in the best interest of the Franklin County Commissioners to settle the claim for Two Hundred Fifty Dollars (\$250.00); and

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO;

1. That the above referenced settlement in the amount of \$250.00 is in the best interest of the Franklin County Commissioners and the Franklin County Department of Fleet Management and the same is hereby approved.
2. That upon execution of a full release in favor of the Franklin County Commissioners that is satisfactory to the Franklin County Prosecuting Attorney, a warrant be issued made payable to Paul Chairez, as full and final settlement of this matter.

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3. That the attached Purchase Order in the amount of \$250.00 is hereby approved.

Prepared by Jim Goodenow

cc: Prosecuting Attorney, Attorney Sean McCullough  
Fleet Management, Director Charlotte Ashcraft  
Public Facilities Management