

Resolution authorizing a settlement to Frank Habeker for a disputed vehicle damage claim due to an auto accident involving a Franklin County Clerk of Courts of Common Pleas Auto Title employee (Clerk of Courts) (\$250.00)

WHEREAS, on September 23, 2014 Franklin County Clerk of Courts Auto Title employee, Mark Jenkins, was involved in an auto accident; and

WHEREAS, on September 23, 2014, Mr. Frank Habeker was traveling eastbound on I-270 at a slow rate of speed due to an electrical issue with his vehicle; and

WHEREAS, on September 23, 2014, Franklin County Clerk of Courts of Common Pleas Auto Title employee Mark Jenkins was also traveling eastbound on I-270 and failed to maintain an assured clear distance and struck Mr. Habeker's vehicle; and

WHEREAS, Mr. Habeker has provided proof of insurance stating a two hundred fifty and 00/100 dollar (\$250.00) deductible, and an estimate of damages by Jack Maxton Body Shop for \$5,129.48; and

WHEREAS, Franklin County will pay the insurance deductible of two hundred fifty and 00/100 dollars (\$250.00) to Frank Habeker for damages to his vehicle in the accident that occurred on September 23, 2014, and Mr. Habeker has accepted contingent on approval by the Commissioners; and

WHEREAS, the above described settlement fairly compensates Mr. Habeker for the damages to his vehicle; and

WHEREAS, there are no bodily injury claims arising out of this accident; and

WHEREAS, by agreeing to this settlement, neither Frank Habeker, the Franklin County Commissioners, nor the Franklin County Clerk of Courts of Common Pleas admits to any negligence or liability arising out of the auto accident; and

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WHEREAS, the above described claim, recommended by Franklin County Fleet Management and the Prosecuting Attorney's Office, deems it to be in the best interest of the Franklin County Board of Commissioners and the Franklin County Clerk of Courts of Common Pleas to pay the vehicle claim of two hundred fifty and 00/100 dollars (\$250.00); and

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

1. That the above-referenced payment in the amount of two hundred fifty and 00/100 dollars (\$250.00) is in the best interest of the Franklin County Commissioners, Franklin County Clerk of Courts of Common Pleas and the 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, Department of Fleet Management and the Franklin County Clerk of Courts of Common Pleas that is satisfactory to the Prosecutor's Office; a warrant be issued payable to Frank Habeker, and forwarded to 910 Greenridge Road, Columbus, Ohio 43235-3416 as full and final settlement of this matter.
3. The attached Purchase Order in the amount of two hundred fifty and 00/100 dollars (\$250.00) is hereby approved.

Prepared by: Shawn Rieder, Fiscal Officer, Clerk of Courts

cc: Kenneth Skeaton, Clerk of Courts
Adam Luckhaupt, OMB
Fleet Management