

Resolution authorizing the settlement of legal claims brought in the State Personnel Board of Review, being Case No. 2014-REM-07-0190, known as Esther Adkins vs. Franklin County Dept. of Job & Family Services, and the United States District Court for the Southern District of Ohio, being Case No. 2:15-cv-02552, known as Esther Adkins vs. Anthony Trotman, et al. (Commissioners)

WHEREAS, the Franklin County Board of Commissioners is the appellee in an administrative appeal brought by Esther Adkins in the Ohio State Personnel Board of Review, Case No. 2014-REM-07-0190, which was appealed by the Franklin County Board of Commissioners to the Common Pleas Court of Franklin County, Ohio, Case No. 15-CV-3639; and

WHEREAS, the Franklin County Board of Commissioners and Anthony Trotman are defendants in an employment lawsuit brought by Esther Adkins in the United States District Court for the Southern District of Ohio, Case No. 2:15-cv-02552; and

WHEREAS, pursuant to Ohio Revised Code Section 2744.07(B)(1) the Board of Commissioners may secure releases from liability for County agencies, offices and employees with respect to any claim for loss to persons or property caused by an act or omission in connection with a governmental or proprietary function; and

WHEREAS, the parties herein wish to avoid the time and expense of further litigation and have reached a resolution of the matters in dispute, pending approval of the Board; and

WHEREAS, pursuant to the terms of the settlement, the Board hereby agrees to pay a total of \$210,000.00; and

WHEREAS, this settlement is in no way an admission of liability on the part of Franklin County Board of Commissioners; and

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

1. That in accordance with the preamble, which is incorporated herein, the settlement of Ohio State Personnel Board of Review Case No. 2014-REM-07-0190 and United States District Court Southern District of Ohio Case No. 2:15-cv-02552 in the total amount of \$210,000 is hereby approved; and

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2. That in accordance with Ohio Revised Code § 305.30, the County Administrator is authorized and directed to execute a settlement agreement consistent with this resolution, which also operates to waive any and all claims as between the parties, and which is prepared and approved by the Prosecuting Attorney's Office; and
3. That in accordance with Ohio Revised Code § 305.30, the County Administrator is further authorized to perform any and all personnel related actions in order to effectuate this settlement; and
4. That an individual purchase order totaling \$210,000 will be issued in January, 2016 in order to encumber the funds associated with this settlement.

Prepared by Denise DePalma