

By Legislators Drawe and Hebert

16.

Intro. No. \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_ OF 2016

**AUTHORIZING SETTLEMENT OF LAWSUIT, ENTITLED "FELISA A. TURNER, GUARDIAN OF PERSON AND PROPERTY OF BERNICE MACK V. COUNTY OF MONROE"**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the settlement of the lawsuit entitled "Felisa A. Turner, Guardian of the Person and Property of Bernice Mack v. County of Monroe," in the amount of \$300,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; October 25, 2016 - CV: 11-0  
File No. 16-0310

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_



# Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo  
County Executive

October 7, 2016

<b>OFFICIAL FILE COPY</b>
No. <u>160310</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>WAYS &amp; MEANS -L</b>

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

Subject: Authorization to Settle Lawsuit, Entitled "Felisa A. Turner, Guardian of the Person and Property of Bernice Mack v. County of Monroe"

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement in the amount of \$300,000 in an action brought against the County of Monroe by Felisa A. Turner, Guardian of the Person and Property of Bernice Mack ("Mack").

The Mack lawsuit arises out of personal injuries sustained by plaintiff following an accident on September 14, 2014.


**The specific legislative actions required are:**

1. Authorize the settlement of the Mack lawsuit for \$300,000.
2. Authorize the County Executive, or her designee, to execute and deliver any and all documents necessary to effectuate such settlement.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body. I request that the Mack lawsuit referral be considered in Executive Session, pursuant to the Public Officer's Law.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:mf