

RESOLUTION NO. 2019-26

RESOLUTION TO AUTHORIZE LITIGATION SETTLEMENT

WHEREAS, there is presently pending an action in the United States District Court for the Eastern District of Arkansas styled:

Thompson v. The City of Monticello, et al

WHEREAS, the interest of the City of Monticello is represented by lawyers with Arkansas Municipal League and the City is covered in that litigation by its defense agreement with Arkansas Municipal League wherein Arkansas Municipal League is responsible for the payment of ninety percent (90%) of any settlement or judgment up to a limit of one million dollars;

WHEREAS, a court ordered mediation was held in the case;

WHEREAS, as a result of the mediation, the parties have agreed to a settlement at \$500,000.00 inclusive of Plaintiff's attorney's fees with the City's contractual obligation being to pay \$50,000.00 toward that settlement;

WHEREAS, it is represented to the Monticello City Council by counsel responsible for the defense of the litigation that such a settlement is reasonable and in the best interest of the defendants.

It is, therefore, by the City Council of Monticello, Arkansas, resolved as follows:

1. That the settlement of the above-styled litigation at \$500,000.00 wherein the City's portion of the settlement is \$50,000.00 is authorized and the mayor is directed to pay the funds toward that settlement within thirty (30) days from the date of this meeting.

(END OF RESOLUTION)

ADOPTED on this 28th day of May, 2019.

Paige Chase
Mayor

Attest:

[Signature]
City Attorney