

2.

On a motion of Councilman Quinn, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn

 Noes 0

WHEREAS, there is pending litigation, LINDA ROGERS VS. TOWN OF HAMBURG, Erie County Supreme Court Index Number I2012-3119, seeking damages for personal injuries against the Defendant, and

WHEREAS, this matter proceeded to an arbitration hearing held on June 21, 2016, and

WHEREAS, after hearing testimony of the plaintiff, and review of all evidentiary submissions and legal arguments by counsel for the parties, and

WHEREAS, the arbitration decision supports a finding that the defendant, Town of Hamburg created a dangerous condition, and that the Town pay the sum of \$67,500.00, in settlement of this claim, as full and final satisfaction of all personal injury claims against the Town of Hamburg,

NOW THEREFORE BE IT RESOLVED that the Town of Hamburg pay the Plaintiff the sum of \$67,500.00 in full and final satisfaction of all claims against the Town of Hamburg in the action, LINDA ROGERS VS. TOWN OF HAMBURG, Erie County Supreme Court Index Number I2012-3119. Payment is to be made upon receipt of signed General Release and Stipulation of Discontinuance by all parties.