

RESOLUTION NO. 23-

BOARD OF COUNTY COMMISSIONERS
COUNTY OF EL PASO, STATE OF COLORADO

**RESOLUTION TO ACKNOWLEDGE GENERAL RELEASE REGARDING
LITIGATION MATTER KNOWN AS *MCGINN V. EL PASO COUNTY, CO, ET AL.*,
U.S. DISTRICT COURT CASE NO. 2022-CV-01387-WJM-MDB**

WHEREAS, pursuant to C.R.S. §§ 30-11-101(1), 30-11-103, and 30-11-107(1), the Board of County Commissioners of El Paso County, Colorado, has the legislative authority to make all contracts and do all other acts in relation to the property and concerns of the County, when deemed by the Board to be in the best interests of the County and its inhabitants; and

WHEREAS, there is a pending litigation matter involving El Paso County, Colorado, which is captioned *McGinn v. El Paso County, Colorado, et al.*, U.S. District Court Case No. 2022-CV-01387-WJM-MDB; and

WHEREAS, the Parties desire by means of the Settlement Agreement (“Agreement”) attached as Exhibit A to resolve the dispute between the Parties, which will provide payment to Plaintiff in the total amount of \$45,000.00 and which the Parties agree will resolve all disputes between them without an admission of liability or fault; and

WHEREAS, the Agreement and consideration provided in the Agreement to Plaintiff is the proper means to reach full and final resolution of all claims made by Plaintiff, including any and all subrogation claims; and

WHEREAS, it is necessary that the Agreement be approved by the Board;

NOW, THEREFORE, BE IT RESOLVED, the Board of County Commissioners approves and ratifies the Agreement in the litigation matter known as *McGinn v. El Paso County, Colorado, et al.*, U.S. District Court Case No. 2022-CV-01387-WJM-MDB.

BE IT FURTHER RESOLVED that Cami Bremer, duly elected, qualified member and Chair of the Board of County Commissioners, or Carrie Geitner, duly elected, qualified member and Vice-Chair, is appointed and authorized on behalf of the Board, to execute all additional documents that are reasonable and necessary to complete the transaction described herein.

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DONE THIS _____ day of _____, 2023 at Colorado Springs, Colorado.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
EL PASO COUNTY, COLORADO

By: _____
Steve Schleiker
El Paso County Clerk and Recorder

By: _____
Cami Bremer, Chair