

RESOLUTION 2015-008

A RESOLUTION AUTHORIZING THE EXECUTION OF SETTLEMENT AGREEMENTS  
IN HELEN BROOKS VS. VERNON HILLS, ET AL 2010 L 1 247

WHEREAS, the Village was named as a defendant in the case known as Helen Brooks vs. Vernon Hills, 2010 L 1247;

WHEREAS, the Village was dismissed from the case under the Illinois Tort Immunity Act;

WHEREAS, subsequent to the dismissal, the Village was brought back into the litigation by Spaceco, Inc., under a contract theory of liability for Spaceco's legal defense costs;

WHEREAS, the Village subsequently filed claims against VHTC and PTD seeking contractual indemnity pursuant to the TIF redevelopment agreements between the Village and those parties;

WHEREAS, the Village maintains its denial of liability to Spaceco;

WHEREAS, Spaceco and the Village have discussed settlement and agree that it is in their mutual best interests to settle all remaining issues between themselves and avoid further legal expenses;

WHEREAS the Village's risk management agency has committed to providing funds to assist the Village in settlement of the issues with Spaceco;

WHEREAS, the President and Village Board of Trustees deem it to be in the best interests of the Village to settle this aspect of the litigation.

NOW, THEREFORE, BE IT RESOLVED by the Village President and Board of Trustees of the Village of Vernon Hills, Lake County, Illinois:

That the Village Board of Trustees hereby authorizes the President and Village Clerk to execute two settlement agreements: 1) by and between Spaceco, Inc., and the Village; and 2) by and between IMLRMA and the Village resulting in a payment to Spaceco, Inc., which will be paid in full from funds provided by the Village's risk management agency.

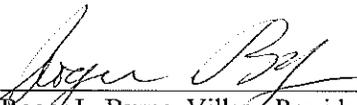
Dated this 20<sup>th</sup> day of January 2015

Adopted by roll call vote as follows:

AYES: 5 – Koch, Marquardt, Schultz, Schwartz, Williams

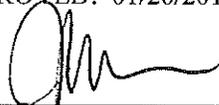
NAYS: 0 - None

ABSENT AND NOT VOTING: 1 - Hebda

  
\_\_\_\_\_  
Roger L. Byrne, Village President

PASSED: 01/20/2015

APPROVED: 01/20/2015

  
\_\_\_\_\_  
John Kalnar, Village Clerk