

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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County Counsel
Louis E. Imhof, RMC
Clerk Of The Board

Date: Apr 09, 2024 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION ENTITLED, ROSS V. COUNTY OF PASSAIC, CLAIM PETITION NO. 2019-6799, PENDING IN THE NEW JERSEY DIVISION OF WORKERS' COMPENSATION, PURSUANT TO N.J.S.A. 40A:5-17(a)

THIS RESOLUTION WAS REQUESTED BY:
INSURANCE COMMISSION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	4/9/2024
Introduced Date	4/4/2024
Adopted Date	
Agenda Item	23.
CAF#	T-18-56-850-000-801
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION ENTITLED, ROSS V. COUNTY OF PASSAIC, CLAIM PETITION NO. 2019-6799, PENDING IN THE NEW JERSEY DIVISION OF WORKERS' COMPENSATION, PURSUANT TO N.J.S.A. 40A:5-17(a)

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:5-17(a), the Board shall approve or disapprove all claims, including the approval of settlement agreements in which the County is a named party; and

WHEREAS, the County is the respondent in Denis Ross v. County of Passaic, Claim Petition No. 2019-6799, pending in the New Jersey Division of Workers' Compensation; and

WHEREAS, the County's outside legal counsel for workers' compensation matters and third party administrator for general liability and workers' compensation claims are recommending a settlement in this matter in an amount not to exceed two hundred seventy thousand five hundred seventy-four dollars and eighty cents (\$270,574.80); and

WHEREAS, funds are available in Account No. T-18-56-850-000-801, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years' County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed by Insurance Commission and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:5-17(a), that the Board of County Commissioners of the County of Passaic authorizes the settlement of Denis Ross v. County of Passaic, Claim Petition No. 2019-6799, pending in the New Jersey Division of Workers' Compensation, in an amount not to exceed two hundred seventy thousand five hundred seventy-four dollars and eighty cents (\$270,574.80).

LET IT BE FURTHER RESOLVED that the Clerk of the Board, County Counsel, Chief Financial Officer, and Director of the Board of County Commissioners are authorized to take all steps necessary to carry out the purpose of this Resolution.

LSP

April 9, 2024