

10/12/2016

67-R-16

A RESOLUTION

**Authorizing the Settlement of all Litigation and Claims with
Sean Rattray**

WHEREAS, since 2014, the City and other Defendants litigated claims brought by Sean Rattray ("Plaintiff") in case no. 14-cv-08735 in the United States District Court Northern District of Illinois, Eastern Division; and

WHEREAS, this litigation pertained to an incident between the parties on November 9, 2012; and

WHEREAS, the Plaintiff, a Michigan resident, seeks to settle all claims pursuant to the terms of a settlement agreement negotiated by counsel of record for the City and Plaintiff; and

WHEREAS, in compliance with Section 2(e) of the Open Meetings Act, 5 ILCS 120/2(e), the City seeks final action on settlement of this litigation in open session before the public; and

WHEREAS, upon Plaintiff's execution of the settlement agreement, the City will pay Plaintiff one hundred and fifty thousand dollars (\$150,000) ("Settlement Payment"); and

WHEREAS, Plaintiff must dismiss with prejudice all claims brought against all Defendants, including the City, in case no. 14-cv-08735.

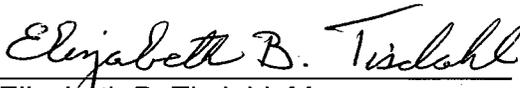
**NOW BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
EVANSTON, COOK COUNTY, ILLINOIS:**

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SECTION 1: The City Manager is hereby authorized to execute the Settlement Agreement with Plaintiff. The Settlement Agreement will be approved as to form by the City's Corporation Counsel prior to execution.

SECTION 2: Resolution 67-R-16 shall be in full force and effect from and after its passage and approval, in the manner provided by law.


Elizabeth B. Tisdahl, Mayor

Attest.


Rodney Greene, City Clerk

Adopted: October 24', 2016