

# VILLAGE OF ROSCOE

## AGENDA ITEM - STAFF REPORT



<b>Agenda Item:</b>	authorizing the execution of an Agreement and payment in the amount of \$5,000 for the Settlement of James M. Payton v. Village of Roscoe, et al., Cause No. 23-L-013106 (Cook County).
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<b>Date:</b>	<b>May 30, 2025</b>
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<b>Meeting:</b>	<b>Village Board – June 03, 2025</b>
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<b>Prepared by:</b>	Josef Kurlinkus
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<b>Department:</b>	Admin
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### Overview/Background Information

This item relates to the Village's ancillary involvement in the matter of Payton v. A.O. Smith corporation et al. 2023L13106. The Village is among approximately 100 parties (including 30 municipalities) named in the above captioned personal injury lawsuit between the plaintiff his former employer. The Village was named because the plaintiff alleged that some time in the past (though when is not specified in the complaint) the Plaintiff's former employer was hired to do work by the Village, and the Plaintiff alleges he was exposed to asbestos as part of this work.

The Village's attorney in this matter is Attorney Michael McGinley of Lashly & Baer P.C. who has negotiated and recommended that the Village enter into an agreement to resolve this matter, and including payment in the amount of \$5000 to resolve this case.

### Action Required/Recommendation

Staff and the Village's legal counsel recommend approval of the settlement agreement, as the Village's legal fees in defending this case will far outweigh the amount of the proposed settlement.

### Attachments

Resolution 2025-R27