



PUBLIC HEARING AGENDA ITEM

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| DATE OF PUBLIC HEARING: August 9, 2016 |
| SUBJECT: Indemnification of employees subject to lawsuit – Troy Silva v. Adams County, Adams County Sheriff's Office, Sheriff Michael McIntosh, and Deputy Cole Cockrum, 16-cv-30959 |
| FROM: Heidi Miller, County Attorney |
| AGENCY/DEPARTMENT: County Attorney's Office |
| HEARD AT STUDY SESSION ON N/A |
| AUTHORIZATION TO MOVE FORWARD: <input type="checkbox"/> YES <input type="checkbox"/> NO |
| RECOMMENDED ACTION: That the Board of County Commissioners adopt the Resolution regarding Defense and Indemnification of Michael McIntosh and Cole Cockrum as Defendants pursuant to C.R.S. § 24-10-101, <i>et seq.</i> |

BACKGROUND:

The Board of County Commissioners formally indemnifies employees and elected officials who are named in civil lawsuits.

The County Attorney's Office has reviewed the facts of this lawsuit and it has been determined that the employees/elected officials named in the lawsuit were acting within the course and scope of their employment at all relevant times.

The County Attorney's Office is recommending that the following employees/elected officials be indemnified for any potential damages that might arise out of this litigation: Michael McIntosh and Cole Cockrum.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

Adams County Sheriff's Office

ATTACHED DOCUMENTS:

Resolution

FISCAL IMPACT:

Please check if there is no fiscal impact ☐. If there is fiscal impact, please fully complete the section below.

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|---------------------|
| Fund: |
| Cost Center: |

| | Object Account | Subledger | Amount |
|--|-------------------|-----------|--------|
| Current Budgeted Revenue: | | | |
| Additional Revenue not included in Current Budget: | | | |
| Total Revenues: | | | <hr/> |

| | Object Account | Subledger | Amount |
|---|-------------------|-----------|--------|
| Current Budgeted Operating Expenditure: | | | |
| Add'l Operating Expenditure not included in Current Budget: | | | |
| Current Budgeted Capital Expenditure: | | | |
| Add'l Capital Expenditure not included in Current Budget: | | | |
| Total Expenditures: | | | <hr/> |

New FTEs requested: ☐ YES ☐ NO

Future Amendment Needed: ☐ YES ☐ NO

Additional Note:

Potential fiscal impact is unknown. If litigation results in settlement or judgment against the County or its employees/elected officials, there would be a fiscal impact. The potential amount of that impact is impossible to estimate at this time.