

RESOLUTION

RESOLVED, that the Board of Education (“Board”) of the Kenmore-Town of Tonawanda Union Free School District (“District”) approves the October 18, 2017 (misdated “2016”) Settlement Agreement between the District and International Fidelity Insurance Company (“IFIC”) entered into by the attorneys for both with authorization by their clients (but subject to Board approval), arising from a mediation proceeding on that same date, to settle the District’s claims against IFIC as the performance bond surety for U.S. Veterans Construction & Management Corp. (“US Veterans”) for the sum of \$50,000.00, and to discontinue with prejudice the claims asserted by the District against IFIC in litigation in the New York State Supreme Court, Erie County, Index No. 801229/2016, in which the Board is the Plaintiff and US Veterans and IFIC the Defendants, and to discontinue without prejudice the District’s claims against US Veterans in that litigation; and it is

FURTHER RESOLVED, that the Superintendent of Schools is authorized to do all things necessary to effectuate the intent and operation of this resolution and the October 18, 2017 Settlement Agreement.