00-R-1194

(Do Not Write Above This Line)

A RESOLUTION BY
THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS RESULTING FROM THE CASE OF JOANNE GUINTA V. CITY OF ATLANTA; STATE COURT OF FULTON COUNTY, GEORGIA; CIVIL ACTION FILE NO. 97-VS-0122877; FOR $45,000; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISBURSE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

APPROVED BY: **ADOPTED BY**

Rosalind Rubens Newell AUG 07 2000

ROSALIND RUBENS NEWELL,
DEPUTY CITY ATTORNEY **COUNCIL**

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading
Committee
Date
Chair C. T. Martin
Referred to

Committee	Committee
P.S. & L.A.	
Date 8/1/00	Date
Chair C. T. Martin	Chair
Action: Fav, Adv, Hold (see rev. side) Other:	Action: Fav, Adv, Hold (see rev. side) Other:
Members	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side) Other:	Action: Fav, Adv, Hold (see rev. side) Other:
Members	Members
Refer To	Refer To

FINAL COUNCIL ACTION

☐2nd ☐1st & 2nd Readings ☐3rd

☑Consent ☐V Vote ☐RC Vote

CERTIFIED

CERTIFIED AUG 7 2000

CERTIFIED AUG 07 2000 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 16 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW

CITY COUNCIL
ATLANTA, GEORGIA

00- R-1194

A RESOLUTION
BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS RESULTING FROM THE CASE OF JOANNE GUINTA V. CITY OF ATLANTA; STATE COURT OF FULTON COUNTY, GEORGIA; CIVIL ACTION FILE NO. 97-VS-0122877; FOR $45,000; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISBURSE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, Joanne Guinta v. City of Atlanta; State Court of Fulton County, Georgia; Civil Action File No. 97-VS-0122877; arises from an incident occurring in February 1995 in which the Plaintiff, Joanne Guinta, fell through an allegedly defective sewer grate and suffered a broken leg and lacerations (lateral tibia plateau fracture);

WHEREAS, Plaintiff further alleged that the accident caused her to develop a vestibular (inner ear) disorder which has considerably affected the quality of her life;

WHEREAS, on May 5, 2000, the Plaintiff and the City conducted non-binding arbitration in this case pursuant to the Court's Alternate Dispute Resolution Program;

WHEREAS, during the arbitration, the Plaintiff requested the Arbitration Panel award her $350,000 to compensate her for her medical expenses, lost work and pain and suffering;

WHEREAS, the Arbitration Panel, instead awarded the Plaintiff the sum of $45,000;

WHEREAS, the Plaintiffs and their counsel have agreed to accept the $45,000 amount of the arbitration award in settlement of all claims against the City of Atlanta, its officers and employees, arising out of the facts and circumstances of this lawsuit;

WHEREAS, the City Attorney considers it to be in the best interest of the City to resolve this matter and recommends that the City pay the amount of $45,000 to settle all claims,

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The City Attorney is authorized to settle the case of Joanne Guinta v. City of Atlanta; State Court of Fulton County, Georgia; Civil Action File No. 97-VS-0122877, for the sum of Forty-Five Thousand Dollars ($45,000).

SECTION 2. The Chief Financial Officer is authorized to pay a total sum of $45,000 to Joanne Guinta, and her attorneys, William Bird and Eddie Still, in this case, from Account No. 1A101-529017-T31001.

A true copy,
Rhonda Laughlin Johnson
Municipal Clerk, CMC

ADOPTED by the Council AUG 07, 2000
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403 AUG 16, 2000

RCS# 2153
8/07/00
4:06 PM

Atlanta City Council

Regular Session

CONSENT 1 Pages 1-15 KP

Adopt

YEAS:	13
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	2
EXCUSED:	0
ABSENT	1

SEE ATTACHED LISTING OF ITEMS ADOPTED/ADVERSED ON CONSENT AGENDA

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	B Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM CONSENT AGENDA
00-O-1102
00-R-1197
00-R-1106
00-R-1123
00-R-0721

	08/07/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	**ITEMS ADOPTED ON CONSENT AGENDA**	**ITEMS ADVERSED ON CONSENT AGENDA**
1. 00-O-1009	41. 00-R-1175	64. 00-R-1148
2. 00-O-1010	42. 00-R-1176	65. 00-R-1149
3. 00-O-1011	43. 00-R-1177	66. 00-R-1150
4. 00-O-1012	44. 00-R-1178	67. 00-R-1151
5. 00-O-1079	45. 00-R-1179	68. 00-R-1152
6. 00-O-0834	46. 00-R-1180	69. 00-R-1153
7. 00-O-1065	47. 00-R-1181	70. 00-R-1154
8. 00-O-1004	48. 00-R-1182	71. 00-R-1155
9. 00-O-1112	49. 00-R-1183	72. 00-R-1156
10. 00-R-1139	50. 00-R-1184	73. 00-R-1157
11. 00-R-1140	51. 00-R-1185	74. 00-R-1158
12. 00-R-1141	52. 00-R-1186	75. 00-R-1159
13. 00-R-1142	53. 00-R-1187	76. 00-R-1160
14. 00-R-1144	54. 00-R-1188	77. 00-R-1161
15. 00-R-1204	55. 00-R-1189	78. 00-R-1162
16. 00-R-1208	56. 00-R-1190	79. 00-R-1163
17. 00-R-1209	57. 00-R-1191	80. 00-R-1164
18. 00-R-1210	58. 00-R-1192	81. 00-R-1165
19. 00-R-1106	59. 00-R-1193	82. 00-R-1166
20. 00-R-1146	60. 00-R-1199	83. 00-R-1167
21. 00-R-1147	61. 00-R-1200	84. 00-R-1168
22. 00-R-1194	62. 00-R-1201	85. 00-R-1169
23. 00-R-1203	63. 00-R-1202	86. 00-R-1170
24. 00-R-1205		87. 00-R-1171
25. 00-R-1212		88. 00-R-1172
26. 00-R-1213		89. 00-R-1173
27. 99-R-1145		90. 00-R-1174
28. 99-R-1932		
29. 00-R-1108		
30. 00-R-1110		
31. 00-R-1129		
32. 00-R-1130		
33. 00-R-1131		
34. 00-R-1134		
35. 00-R-1206		
36. 00-R-1121		
37. 00-R-0329		
38. 00-R-1136		
39. 00-R-1137		
40. 00-R-1138		