

**A RESOLUTION**

**BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE 01-02-0522**

**A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS RESULTING FROM THE CASE OF KEISHA DIXON AND JACQUELINE TATUM V. CITY OF ATLANTA AND DAVID PAUL LAND, STATE COURT OF FULTON COUNTY, GEORGIA, CIVIL ACTION FILE NO. 97-VS-0126909 IN AN AMOUNT NOT TO EXCEED \$19,500.00; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISBURSE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.**

WHEREAS, Dixon et. al. v. City of Atlanta, et. al., Civil Action File No. 97-VS-0126909, is a case pending in the State Court of Fulton County, Georgia, in which the City of Atlanta and David Paul Land are named as Defendants;

WHEREAS, the Plaintiffs allege that they have suffered financial losses for property damage and medical treatments due to an automobile collision between a vehicle which they were occupying and a vehicle owned and operated by the City of Atlanta and/or its agents;

WHEREAS, David Paul Land, while on duty as a police officer for the City of Atlanta, and while operating a vehicle owned by the City of Atlanta, was ticketed for and subsequently plead guilty to the traffic charge of making an improper turn which precipitated the collision with Plaintiffs' vehicle;

WHEREAS, the Plaintiffs have agreed to accept \$19,500.00 as full settlement of all claims against the City of Atlanta and/or its agents;

WHEREAS, the City Attorney has done a review of the facts and the law and has determined that the City's potential financial exposure in defending Plaintiffs' claim is in excess of the settlement amount; and

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 \$19,500.00 to settle all claims,

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1. The City Attorney is hereby authorized to settle the case of Dixon et. al. v. City of Atlanta, et. al. for an amount not to exceed Nineteen Thousand And Five Hundred Dollars (\$19,500.00).

SECTION 2. The Chief Financial Officer is authorized to pay a total amount not to exceed \$19,500.00 to Plaintiff in this case from Account No. 1A01-529017-T31001.

01- R-0522

(Do Not Write Above This Line)

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FILED BY CITY COUNCIL

BY: DEPUTY MAY 07 2001 Without Objection

- 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
Referred to

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

- 2nd
1st & 2nd
3rd
Readings
Consent
V Vote
RC Vote

CERTIFIED

CERTIFIED MAY 7 2001

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED MAY 07 2001

[Signature]

MAYOR'S ACTION