



CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMM **02FEB-1279**

A RESOLUTION AUTHORIZING THE INTERIM CITY ATTORNEY TO RETAIN THE SERVICES OF OUTSIDE COUNSEL FOR THE PURPOSE OF PROVIDING LEGAL REPRESENTATION TO FORMER ATLANTA POLICE OFFICER JAMES GREG WINGO IN A LAWSUIT FILED AGAINST HIM; AUTHORIZING THE INTERIM CITY ATTORNEY TO INCUR AND THE CHIEF FINANCIAL OFFICER TO PAY INVOICES AND EXPENSES IN AN AMOUNT NOT TO EXCEED \$40,000; AND FOR OTHER PURPOSES.

WHEREAS, on January 22, 1996, a lawsuit was filed in the United States District Court for the Northern District of Georgia, styled Jimmy Scott Bagley vs. J.G. Wingo, Beverly Harvard, City of Atlanta, et al., United States District Court, Civil Acton No.:1:96-CV-0151-CAM, wherein it is contended that former Atlanta police officer James Greg Wingo violated the rights of Jimmy Scott Bagley; and

WHEREAS, claims against the City of Atlanta and Chief Harvard were dismissed from the lawsuit on November 2, 1999, the Interim City Attorney has determined that it will be necessary and in the best interest of the City to hire outside counsel to represent James Greg Wingo in this matter; and

WHEREAS, Charles R. Floyd, Sr. is a partner in the law firm of Floyd Law Office, with extensive experience in the representing of municipalities and their employers; and

WHEREAS, the Interim City Attorney has determined that Mr. Floyd's knowledge and experience in civil litigation will result in substantial financial savings to the City in the above lawsuit; and

WHEREAS, the Interim City Attorney has determined that Mr. Floyd's hourly rate is competitive with the rates charged by attorneys with similar experience in the Atlanta market;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

SECTION 1. The Interim City Attorney is authorized to retain the services of Charles R. Floyd, Sr. to provide independent legal representation for James Greg Wingo in the case styled Jimmy Scott Bagley vs. J.G. Wingo, Beverly Harvard, City of Atlanta, et al., United States District Court Civil Acton No.:1:96-CV-0151-CAM.

SECTION 2. The Interim City Attorney is hereby authorized to compensate Mr. Floyd for amounts reasonably expended to perform such legal services, including fees and expenses, in an amount not to exceed the sum of Forty Thousand Dollars (\$40,000), to be paid out of Account No. 1A01 52917 T31001.

A true copy,
Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

AUG 19, 2002
AUG 26, 2002

08/19/02 Council Meeting

**ITEMS ADOPTED ON CONSENT
AGENDA**

**ITEMS ADVERSED
ON CONSENT AGENDA**

1. 02-O-1181
2. 02-O-1221
3. 02-O-1222
4. 02-O-1282
5. 02-O-1300
6. 02-O-1245
7. 02-O-1293
8. 02-O-1294
9. 02-O-1223
10. 02-O-1220
11. 02-O-1289
12. 02-O-1291
13. 02-O-1273
14. 02-O-1224
15. 02-O-1232
16. 02-O-1233
17. 02-O-1287
18. 02-R-1362
19. 02-R-1283
20. 02-R-1288
21. 02-R-1334
22. 02-R-1279
23. 02-R-1331
24. 02-R-1332
25. 02-R-1333
26. 02-R-1338
27. 02-R-1349
28. 02-R-1350
29. 02-R-1348
30. 02-R-1303
31. 02-R-1304
32. 02-R-1305
33. 02-R-1306

34. 02-R-1307
35. 02-R-1308
36. 02-R-1309
37. 02-R-1310
38. 02-R-1311
39. 02-R-1312
40. 02-R-1313
41. 02-R-1314
42. 02-R-1315
43. 02-R-1316
44. 02-R-1317
45. 02-R-1318
46. 02-R-1319
47. 02-R-1320
48. 02-R-1321
49. 02-R-1322
50. 02-R-1323
51. 02-R-1324
52. 02-R-1325
53. 02-R-1326
54. 02-R-1327
55. 02-R-1328
56. 02-R-1329
57. 02-R-1330

1st Consent I Vote: 13Yeas; 0 Nays (See RCS #3910)
Items Removed from Consent: 02-O-1290; 02-O-1213; 02-R-1345; 02-O-1272

02-R-1279

(Do Not Write Above This Line)

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE INTERIM CITY ATTORNEY TO RETAIN THE SERVICES OF OUTSIDE COUNSEL FOR THE PURPOSE OF PROVIDING LEGAL REPRESENTATION TO FORMER ATLANTA POLICE OFFICER JAMES GREG WINGO IN A LAWSUIT FILED AGAINST HIM; AUTHORIZING THE INTERIM CITY ATTORNEY TO INCUR AND THE CHIEF FINANCIAL OFFICER TO PAY INVOICES AND EXPENSES IN AN AMOUNT NOT TO EXCEED \$40,000; AND FOR OTHER PURPOSES.

ADOPTED BY AUG 19 2002

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: PSLA
Date: 7/30/02
Chair: Vice Chair C. J. Madry

Committee: PSLA

Date: 7/30/02

Chair: Vice Chair C. J. Madry

Action: Fav, Adv, Hold (see rev. side)

Members: [Signatures]

Refer To

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)

Members

Refer To

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)

Members

Refer To

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)

Members

Refer To

FINAL COUNCIL ACTION

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

CERTIFIED

CERTIFIED AUG 19 2002 [Signature]

CERTIFIED AUG 19 2002 [Signature]

MAYOR'S ACTION

[Signature] AUG 26 2002 [Signature]