

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE

AS SUBSTITUTED BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF THE LIONS GROUP v. CITY OF ATLANTA, SUPERIOR COURT FULTON COUNTY, CIVIL ACTION FILE NO. 2007CV13840, IN THE AMOUNT OF \$320,000.00; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), 200101 (NON-DEPARTMENTAL) 5212005 (LITIGATION EXPENSES); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, *The Lions Group v. City of Atlanta*, is a case in which the Plaintiff sued the City of Atlanta for alleged non-payment for work done on Campbellton Road Widening Project ("Project"), along with approximately three years of interest and attorney fees.

WHEREAS, Plaintiff alleges that he was due an additional amount of \$530,947.64 for work done on the Project.

WHEREAS, Plaintiff has agreed to accept \$320,000.00, in full settlement of all claims against the City of Atlanta, including interest and attorney's fees; and

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

WHEREAS, the City Attorney considers it to be in the best interest of the City to pay the amount of \$320,000.00 to settle all claims against the City of Atlanta.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby resolves as follows:

SECTION 1. The City Attorney is hereby authorized to settle and execute all documents in the case of *Lions Group v. City of Atlanta* in the amount of Three Hundred Thousand and Twenty Thousand Dollars (\$320,000.00).

SECTION 2. Said payment is to be charged to and paid from Fund 1001 (General Fund), 200101 (Non-Departmental) 5212005 (Litigation Expenses). Payment shall be in the form of a check in the amount of \$320,000.00 payable to ~~The Lions Group and Miller and Martin, PLLC~~ against the City of Atlanta, and its current and former officers and employees.

A RESOLUTION

08-R-_____

BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF THE LIONS GROUP v. CITY OF ATLANTA, SUPERIOR COURT FULTON COUNTY, CIVIL ACTION FILE NO. 2007CV13840, IN THE AMOUNT OF \$320,000.00; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM FUND 1A01 (GENERAL FUND), ACCOUNT 529017 (PROPERTY LIQUIDATION) AND CENTER NUMBER T31001 (NON-DEPARTMENTAL); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, *The Lions Group v. City of Atlanta*, is a case in which the Plaintiff sued the City of Atlanta for alleged non-payment for work done on Campbellton Road Widening Project ("Project"), along with approximately three years of interest and attorney fees.

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SECTION 2. Said payment is to be charged to and paid from Fund 1A01 (General Fund), Account 529017 (Property Liquidation) and Center Number T31001 (Non-departmental). Payment shall be in the form of a check in the amount of \$320,000.00 payable to The Lions Group and Miller and Martin, PLLC against the City of Atlanta, and its current and former officers and employees.
