

11- R-1350

(Do Not Write Above This Line)

A RESOLUTION

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 SUZY MORAN and VIKKI VADEN v. CITY OF ATLANTA CIVIL ACTION FILE NO. 10EV010130J, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$15,000.00; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), ACCOUNT 200101 (LITIGATION EXPENSES) and CENTER NUMBER 5212005 (NON-DEPARTMENTAL) and 1512000 (FUNCTIONAL ACTIVITY NUMBER); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

APPROVED BY:

ERIC RICHARDSON
GONSEN TRAFFERNEY

- 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

9/13/11

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

ADOPTED BY

SEP 19 2011

COUNCIL

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 ARC Vote

CERTIFIED

CERTIFIED
 SEP 19 2011

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED
 SEP 19 2011

[Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

SEP 28 2011

WITHOUT SIGNATURE
 BY OPERATION OF LAW



AN AMENDED RESOLUTION
BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF SUZY MORAN and VIKKI VADEN v. CITY OF ATLANTA, CIVIL ACTION FILE NO. 10EV010130J, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$15,000.00; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON - DEPARTMENTAL) ACCOUNT 5212005 (LITIGATION EXPENSES) and FUNCTIONAL ACTIVITY NUMBER 1512000 (ACCOUNTING); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, Suzy Moran and Vikki Vaden v. City of Atlanta, is a case involving alleged damages resulting from a vehicle accident with City of Atlanta Police Officer J. Farley, that occurred on or about May 23, 2008;

WHEREAS, Plaintiff alleges that as a result of the negligence and recklessness of City of Atlanta employee, she suffered physical damages, pain and suffering as a result of the vehicle collision;

WHEREAS, Plaintiff sought monetary damages for the injuries she incurred as well as attorney's fees and costs of litigation;

WHEREAS, Plaintiff has agreed to accept \$15,000.00, in full settlement of all claims against the City of Atlanta, which includes attorney's fees and costs of litigation;

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 \$15,000.00 to settle all claims against the City of Atlanta; and

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 Suzy Moran and Vikki Vaden v. City of Atlanta in the amount of Fifteen Thousand Dollars and no Cents (\$15,000.00).



SECTION 2. The Chief Financial Officer is authorized to make payment from Fund 1001 (General Fund), Center Number 200101 (Non-Departmental) and Account 5212005 (Litigation Expenses) and Functional Activity Number 1512000 (Accounting). Payment shall be in the form of a check in the amount of \$15,000.00 payable to Suzy Moran, Vikki Vaden and Atty. Justin H. Hayes, 496 Medlock Road, Decatur, Georgia 30030. Such payment shall be in full consideration of the dismissal of all claims against the City of Atlanta and its current and former officers and employees.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk

ADOPTED as amended by the Atlanta City Council
APPROVED as per City Charter Section 2-403

Sept. 19, 2011
Sept. 28, 2011

RCS# 1410
9/19/11
3:51 PM

Atlanta City Council

REGULAR SESSION

PROCEDURE

9/19/2011 CONSENT AGENDA SECTION 1
EXCEPT 11-O-1241 AND 11-O-0740
ADOPT

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 6
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	NV Wan	Y Martin	NV Watson
Y Young	NV Shook	Y Bottoms	NV Willis
NV Winslow	Y Adrean	Y Sheperd	NV Mitchell

PROCEDURE

RCS# 1409
9/19/11
3:50 PM

Atlanta City Council

REGULAR SESSION

PROCEDURE 9/19/2011 CONSENT AGENDA SECTION 1

RECONSIDER

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 6
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	NV Wan	Y Martin	NV Watson
Y Young	NV Shook	Y Bottoms	NV Willis
NV Winslow	Y Adrean	Y Sheperd	NV Mitchell

PROCEDURE

ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	09-19-11 ITEMS ADVERSED ON CONSENT
1. 11-O-1239 2. 11-O-1240 3. 11-O-1361 4. 11-O-1362 5. 11-O-1363 6. 11-O-1364 7. 11-O-1243 8. 11-O-1268 9. 11-O-1242 10. 11-O-1261 11. 11-O-1249 12. 11-O-1251 13. 11-O-1267 14. 11-O-1295 15. 11-O-1250 16. 11-O-1357 17. 11-O-1098 18. 11-O-1225 19. 11-O-1226 20. 11-O-1227 21. 11-O-1353 22. 11-R-1313 23. 11-R-1347 24. 11-R-1348 25. 11-R-1349 26. 11-R-1350 27. 11-R-1352 28. 11-R-1054 29. 11-R-1325 30. 11-R-1326 31. 11-R-1327 32. 11-R-1356 33. 11-R-1317 34. 11-R-1318 35. 11-R-1012 36. 11-R-1304 37. 11-R-1305	38. 11-R-1306 39. 11-R-1307 40. 11-R-1308 41. 11-R-1309 42. 11-R-1310 43. 11-R-1328 44. 11-R-1329 45. 11-R-1330 46. 11-R-1331	47. 11-R-1332 48. 11-R-1333 49. 11-R-1334 50. 11-R-1335 51. 11-R-1336 52. 11-R-1337 53. 11-R-1338 54. 11-R-1339 55. 11-R-1340 56. 11-R-1341 57. 11-R-1342 58. 11-R-1343 59. 11-R-1344