

12-R-1443
(Do Not Write Above This Line)

A RESOLUTION 12-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 LYNN WALKER V. CITY OF ATLANTA, CIVIL ACTION FILE NUMBER 1:12-CV-1569-WBH, UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF GEORGIA, ATLANTA DIVISION, IN THE AMOUNT OF \$40,000.00; AUTHORIZING PAYMENT OF \$40,000.00 TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON-DEPARTMENTAL), ACCOUNT 5212005 (LITIGATION EXPENSES) and FUNCTIONAL ACTIVITY NUMBER 151200 (ACCOUNTING); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT AND FOR OTHER PURPOSES.

ADOPTED BY
[Signature]
Eric Richardson, Deputy City Attorney

NOV 0 5 2012

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 _____
Referred To _____

<p>PSLA Committee Date 10/20/12 Chair <i>[Signature]</i> Action <i>[Signature]</i> Fav, Adv, Hold (see rev. side) _____ Other _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____</p>
<p>Members <i>[Signature]</i> Refer To _____</p>	<p>Members _____ Refer To _____</p>

<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____</p>
<p>Members _____ Refer To _____</p>	<p>Members _____ Refer To _____</p>

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Consent V Vote RC Vote

CERTIFIED
NOV 0 5 2012
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
NOV 0 5 2012
Municipal Clerk
[Signature]

MAYOR'S ACTION

APPROVED

NOV 14 2012

WITHOUT SIGNATURE
BY OPERATION OF LAW



A RESOLUTION

12-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 LYNN WALKER V. CITY OF ATLANTA, CIVIL ACTION FILE NUMBER 1:12-CV-1569-WBH, UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF GEORGIA, ATLANTA DIVISION, IN THE AMOUNT OF \$40,000.00; AUTHORIZING PAYMENT OF \$40,000.00 TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON-DEPARTMENTAL), ACCOUNT 5212005 (LITIGATION EXPENSES) and FUNCTIONAL ACTIVITY NUMBER 151200 (ACCOUNTING); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, *Lynn Walker v. City of Atlanta*, is a case in which the Plaintiff, Lynn Walker, sought remedy and redress for alleged deprivation of her Fourth Amendment rights after the officers allegedly illegally stopped, illegally detained, and illegally arrested her; and

WHEREAS, Plaintiff has agreed to accept \$40,000.00 in full settlement of all claims against the City and the police officer, inclusive of 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 considered it to be in the best interest of the City to pay the amount of \$40,000.00 to settle all claims against the City of Atlanta's police officer.

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 *Lynn Walker v. City of Atlanta* in the amount of Forty-Thousand Dollars and Zero Cents (\$40,000.00).



SECTION 2. Said payment is to be charged, paid and issued as follows:

The Chief Financial Officer is authorized to make payment from **Fund 1001 (General Fund), Center Number 200101 (Non-Departmental), Account 5212005 (Litigation Expenses) and Functional Activity Number 1512000 (Accounting)**. Payment shall be in the form of a check in the amount of \$40,000.00 payable to Lynn Walker.

Such payment shall be in full consideration of the dismissal of all claims against the City of Atlanta and its current and former police officers.

A true copy,

A handwritten signature in black ink, appearing to be "L. Walker", written over a horizontal line.

Deputy Municipal Clerk

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

November 05, 2012
November 14, 2012

RCS# 2374
11/05/12
2:22 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I; ALL ITEMS
11/5/2012
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 2

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

CONSENT I

		11-05-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSE ON CONSENT
1. 12-O-1414	35. 12-R-1501	48. 12-R-1456
2. 12-O-1258	36. 12-R-1502	49. 12-R-1457
3. 12-O-1339	37. 12-R-1445	50. 12-R-1458
4. 12-O-1335	38. 12-R-1446	51. 12-R-1459
5. 12-O-1336	39. 12-R-1447	52. 12-R-1460
6. 12-O-1369	40. 12-R-1448	53. 12-R-1461
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34. 12-R-1500		81. 12-R-1489
		82. 12-R-1490
		83. 12-R-1491
		84. 12-R-1492
		85. 12-R-1493
		86. 12-R-1494