



CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION

BY COUNCILMAN H. LAMAR WILLIS

[Handwritten signature] 13-R-3418

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF RALPH CULP V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 13EV016931C, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$500,000.00 (THE “SETTLEMENT AMOUNT”); AUTHORIZING THE SETTLEMENT AMOUNT 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, RALPH CULP V. CITY OF ATLANTA, is a lawsuit in which Plaintiff sought to recover damages from the City of Atlanta resulting from alleged negligent actions by a City of Atlanta employee; and

WHEREAS, Plaintiff alleges the City of Atlanta employee was negligent in the use of a motor vehicle and that this alleged negligence caused Plaintiff’s spouse’s death; and

WHEREAS, Plaintiff has agreed to accept the Settlement Amount in full settlement of all claims against the City of Atlanta, 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 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 pay the Settlement Amount 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 RALPH CULP V. CITY OF ATLANTA in the amount of Five Hundred Thousand Dollars and Zero Cents (**\$500,000.00**).

SECTION 2. 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 151200 (ACCOUNTING)**. Payment shall be in the form of a check in the



amount of \$500,000.00 payable to The Cuffie Law Firm and Ralph Culp, 3080 Campbellton Road, S.W., Atlanta, Georgia 30311-5410. 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,

A handwritten signature in black ink, appearing to read "J. Bell", written over a horizontal line.

Deputy Municipal Clerk

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

August 19, 2013
August 28, 2013

RCS# 2956
8/19/13
4:56 PM

Atlanta City Council

PERSONAL

AUTHORIZING SETTLEMENT OF ALL CLAIMS OF
RALPH CULP VS. COA; FILE # 13EV016931C
ADOPT/WILLIS

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 0

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

PERSONAL