

13- R-3696

(Do Not Write Above This Line) #3017

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 VALORY CRUDUP V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 11EV013646C, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$20,000.00 (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.

Approved By:

Kim Patrick
Interim Deputy City Attorney

- 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 _____

PSLA Committee

Date 10/29/13
Chair [Signature]
Action
Fav, Adv, Hold (see rev. side)
Other

Members

[Signatures]

Refer To

Committee

Date _____
Chair _____
Action
Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

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

Members

ADOPTED BY

NOV 04 2013

COUNCIL

Refer To

Committee

Date

Chair

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

Members

Refer To

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Readings
- Consent
- V Vote
- AC Vote

CERTIFIED

NOV 04 2013

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED

NOV 04 2013

Flonda Dawson Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

NOV 13 2013

WITHOUT SIGNATURE
BY OPERATION OF LAW



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 VALORY CRUDUP V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 11EV013646C, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$20,000.00 (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, VALORY CRUDUP v. CITY OF ATLANTA, is a lawsuit in which Plaintiff sought to recover damages from the City of Atlanta resulting from injuries allegedly sustained from stepping into a water meter hole with a broken or missing cover; and

WHEREAS, Plaintiff alleges that she has suffered serious bodily injury as a result of the City of Atlanta's maintenance of a dangerous and unsafe condition by their failure to properly maintain and replace the water meter cover; and

WHEREAS, Plaintiff has agreed to accept the Settlement Amount in full settlement of all claims against the City of Atlanta; 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:

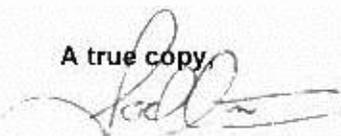
SECTION 1. The City Attorney is hereby authorized to settle and execute all documents in the case of VALORY CRUDUP v. CITY OF ATLANTA in the amount of Twenty Thousand Dollars (\$20,000.00).

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 \$20,000.00 payable to Valory Crudup and Kenneth S. Nugent, P.C., 1355 Peachtree Street, The Peachtree-Suite 1000, Atlanta, GA 30309. 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,

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

NOV 04, 2013
NOV 13, 2013


Deputy Clerk

RCS# 3113
11/04/13
2:13 PM

Atlanta City Council

ADOPT

CONSENT AGENDA SECTION I:ALL ITEMS
EXCEPT 13-R-3691
CONSENT I

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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

ADOPT

+

ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	11-04-13 ITEMS ADVERSED ON CONSENT
1. 13-O-1320 2. 13-O-1321 3. 13-O-1322 4. 13-O-1323 5. 13-O-1343 6. 13-O-1328 7. 13-O-1332 8. 13-O-1330 9. 13-O-1338 10. 13-O-1344 11. 13-O-1297 12. 13-O-1316 13. 13-O-1317 14. 13-O-1318 15. 13-O-1327 16. 13-R-0458 17. 13-R-0102 18. 13-R-3632 19. 13-R-3684 20. 13-R-3679 21. 13-R-3694 22. 13-R-3695 23. 13-R-3696 24. 13-R-3697 25. 13-R-3682 26. 13-R-3683 27. 13-R-3673 28. 13-R-3677 29. 13-R-3685 30. 13-R-3686 31. 13-R-3687	32. 13-R-3688 33. 13-R-3687 34. 13-R-3688 35. 13-R-3591 36. 13-R-3635 37. 13-R-3692 38. 13-R-3693 39. 13-R-3698 40. 13-R-3699 41. 13-R-3700 42. 13-R-3701 43. 13-R-3702 44. 13-R-3703 45. 13-R-3704 46. 13-R-3705 47. 13-R-3712	48. 13-R-3706 49. 13-R-3707 50. 13-R-3708 51. 13-R-3709 52. 13-R-3710 53. 13-R-3711 54. 13-R-3713 55. 13-R-3714 56. 13-R-3715 57. 13-R-3716 58. 13-R-3717 59. 13-R-3718 60. 13-R-3719 61. 13-R-3720 62. 13-R-3721 63. 13-R-3722 64. 13-R-3723 65. 13-R-3724 66. 13-R-3725 67. 13-R-3726 68. 13-R-3727 69. 13-R-3728 70. 13-R-3729 71. 13-R-3730 72. 13-R-3731 73. 13-R-3732