

A RESOLUTION

13-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 BETTY FREEMAN, ET AL. V. CITY OF ATLANTA, ET AL., CIVIL ACTION FILE NUMBER 1:13-CV-00227-RLV, UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF GEORGIA, ATLANTA DIVISION, IN THE AMOUNT OF \$30,000 (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, *Betty Freeman, et al. v. City of Atlanta, et al.*, is a lawsuit in which the Plaintiffs, Betty Freeman, Warnett Freeman, Josephine Artis, and Tyrell Artis, sought remedy and redress for alleged deprivation of their Fourth Amendment rights in connection with actions by certain officers of the Atlanta Police Department; and

WHEREAS, Plaintiffs have agreed to the Settlement Amount in full settlement of all claims against all defendants, 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 Settlement Amount to settle all claims against the City of Atlanta and its police officers.

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 *Betty Freeman, et al. v. City of Atlanta, et al.* in the total amount of Thirty Thousand Dollars and Zero Cents (\$30,000.00).

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 1512000 (Accounting).** Payment shall be in the form of four checks as follows: (a) \$10,000.00 payable to Jones Federal & Appellate, LLC and Betty Freeman; (b) \$7,500.00 payable to Jones Federal & Appellate, LLC and Warnett Freeman; (c) \$7,500.00 payable to Jones Federal & Appellate, LLC and Josephine Artis; and (d) \$5,000.00 payable to Jones Federal & Appellate, LLC and Tyrell Artis.

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