

14-R-3258
 (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 MELVIN BATTLE V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2013EV017120, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$15,000.00 (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 Park
 Interim Deputy City Attorney

ADOPTED BY
MAR 03 2014
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: _____

Committee _____
 Date _____
 Chair _____
 Referred To _____

First Reading

Public Committee
 Date February 25, 2014
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side) _____
 Other _____

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

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

Committee

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

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

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

FINAL COUNCIL ACTION

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

CERTIFIED
 MAR 03 2014

ATLANTA CITY COUNCIL PRESIDENT

CERTIFIED
 MAR 03 2014
Paula Dunlap Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAR 12 2014

WITHOUT SIGNATURE
 BY OPERATION OF LAW

25 3754

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 MELVIN BATTLE V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2013EV0171720, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$15,000.00 (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, MELVIN BATTLE 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 injuries; 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

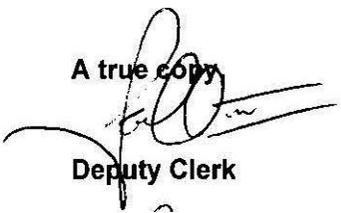
WHEREAS, the City Attorney considers it to be in the best interest of the City to pay the Settlement Amount to settle all claims against the City of Atlanta.

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 **MELVIN BATTLE V. CITY OF ATLANTA** in the amount of Fifteen Thousand Dollars (**\$15,000.00**).

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 **\$15,000.00** payable to Melvin Battle and his attorney Ryan T. Strickland, 191 Roswell Street, Marietta, Georgia 30060. 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


Deputy Clerk

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

MAR 03, 2014
MAR 12, 2014

RCS# 144
3/03/14
3:25 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I: ALL ITEMS
EXCEPT 14-0-1113; 14-R-3202
ADOPT

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

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

CONSENT I

+

		03-03-14
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 14-O-1103	34. 14-R-3264	65. 14-R-3232
2. 14-O-1104	35. 14-R-3265	66. 14-R-3233
3. 14-O-1105	36. 14-R-3266	67. 14-R-3234
4. 14-O-1045	37. 14-R-3275	68. 14-R-3235
5. 14-O-1081	38. 14-R-3205	69. 14-R-3236
6. 14-O-1082	39. 14-R-3206	70. 14-R-3237
7. 14-O-1087	40. 14-R-3207	71. 14-R-3238
8. 14-O-1115	41. 14-R-3208	72. 14-R-3239
9. 14-O-1116	42. 14-R-3209	73. 14-R-3240
10. 14-O-1108	43. 14-R-3210	74. 14-R-3241
11. 14-O-1107	44. 14-R-3211	75. 14-R-3242
12. 14-O-1112	45. 14-R-3212	76. 14-R-3243
13. 14-R-3257	46. 14-R-3213	77. 14-R-3244
14. 14-R-3258	47. 14-R-3214	78. 14-R-3245
15. 14-R-3105	48. 14-R-3215	79. 14-R-3246
16. 14-R-3185	ITEMS ADVERSED ON CONSENT	80. 14-R-3247
17. 14-R-3186	49. 14-R-3216	81. 14-R-3248
18. 14-R-3187	50. 14-R-3217	82. 14-R-3249
19. 14-R-3188	51. 14-R-3218	83. 14-R-3250
20. 14-R-3189	52. 14-R-3219	84. 14-R-3251
21. 14-R-3267	53. 14-R-3220	85. 14-R-3252
22. 14-R-3268	54. 14-R-3221	86. 14-R-3253
23. 14-R-3269	55. 14-R-3222	87. 14-R-3254
24. 14-R-3270	56. 14-R-3223	88. 14-R-3255
25. 14-R-3271	57. 14-R-3224	89. 14-R-3256
26. 14-R-3272	58. 14-R-3225	
27. 14-R-3273	59. 14-R-3226	
28. 14-R-3274	60. 14-R-3227	
29. 14-R-3144	61. 14-R-3228	
30. 14-R-3262	62. 14-R-3229	
31. 14-R-3263	63. 14-R-3230	
32. 14-R-3260	64. 14-R-3231	
33. 14-R-3261		