

**14-P-3370**

(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 BRANDY HARRIS V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2012EV015605, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$1,000.00 (THE "SETTLEMENT AMOUNT"); AUTHORIZING THE SETTLEMENT AMOUNT TO BE CHARGED FROM FUND 5051 (WATER & WASTEWATER REVENUE FUND), CENTER NUMBER 170201 (DEPARTMENTAL); 5750002 (ACCOUNT), AND 4310000 (FUNCTIONAL ACTIVITY); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

Approved By: **ADOPTED BY**

*[Signature]*  
Kim Patrick  
Deputy City Attorney

APR 21 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 *[Signature]*  
Referred To \_\_\_\_\_

Public Committee  
*[Signature]*  
Date *March 25, 2014*  
Chair *[Signature]*

Action  Fav. Adv. Hold (see rev. side)  
Other \_\_\_\_\_

Members  
*[Signatures]*

Refer To: *[Signature]*

Committee \_\_\_\_\_

Date \_\_\_\_\_

Action  Fav. Adv. Hold (see rev. side)  
Other \_\_\_\_\_

Members \_\_\_\_\_

Refer To: \_\_\_\_\_

Committee \_\_\_\_\_

Date \_\_\_\_\_

Action  Fav. Adv. Hold (see rev. side)  
Other \_\_\_\_\_

Members \_\_\_\_\_

Refer To: \_\_\_\_\_

First Reading

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

**CERTIFIED**  
APR 21 2014

ATLANTA CITY COUNCIL PRESIDENT

**CERTIFIED**  
APR 21 2014  
*[Signature]*  
MUNICIPAL CLERK

MAYOR'S ACTION

**APPROVED**

APR 30 2014

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 BRANDY HARRIS V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2012EV015605, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$21,000.00 (THE “SETTLEMENT AMOUNT”); AUTHORIZING THE SETTLEMENT AMOUNT TO BE CHARGED FROM FUND 5051 (WATER & WASTEWATER REVENUE FUND), CENTER NUMBER 170201 (DEPARTMENTAL); 5750002 (ACCOUNT), AND 4310000 (FUNCTIONAL ACTIVITY); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.**

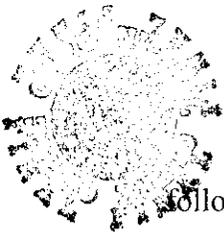
**WHEREAS, BRANDY HARRIS v. CITY OF ATLANTA**, is a lawsuit in which Plaintiff sought to recover damages from the City of Atlanta resulting from injuries allegedly sustained from stepping into a water meter hole with a broken or missing cover; and

**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 **BRANDY HARRIS v. CITY OF ATLANTA** in the amount of Twenty One Thousand Dollars (**\$21,000.00**).

SECTION 2. The Chief Financial Officer is authorized to make payment from **FUND 5051 (WATER & WASTEWATER REVENUE FUND), CENTER NUMBER 170201 (DEPARTMENTAL); 5750002 (ACCOUNT), AND 4310000 (FUNCTIONAL ACTIVITY)**. Payment shall be in the form of a check in the amount of **\$21,000.00** payable to Brandy Harris and her attorneys Blevins & Hong, PC.; 191 Roswell Street, Marietta, GA 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,

A handwritten signature in black ink, appearing to be "K. L. ...", is written over the text "A true copy," and extends below it. Below the signature, the text "Deputy Clerk" is printed.

Deputy Clerk

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

APR 21, 2014  
APR 30, 2014

RCS# 233  
4/21/14  
2:11 PM

Atlanta City Council

CONSENT I  
CONSENT AGENDA SECTION I: ALL ITEMS  
EXCEPT 14-R-3377, 3379, 3383  
ADOPT

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED: 0  
ABSENT: 0

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

CONSENT I

+

		04-21-14
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 14-O-1160	34. 14-R-3327	54. 14-R-3347
2. 14-O-1161	35. 14-R-3328	55. 14-R-3348
3. 14-O-1164	36. 14-R-3329	56. 14-R-3349
4. 14-O-1148	37. 14-R-3330	57. 14-R-3350
5. 14-O-1153	38. 14-R-3331	58. 14-R-3351
6. 14-O-1154	39. 14-R-3332	59. 14-R-3352
7. 14-O-1155	40. 14-R-3333	60. 14-R-3353
8. 14-O-1157	41. 14-R-3334	61. 14-R-3354
9. 14-O-1169	42. 14-R-3335	62. 14-R-3355
10. 14-O-1158	43. 14-R-3336	63. 14-R-3356
11. 14-O-1159	44. 14-R-3337	64. 14-R-3357
12. 14-R-3387	45. 14-R-3338	65. 14-R-3358
13. 14-R-3388	46. 14-R-3339	66. 14-R-3359
14. 14-R-3326	47. 14-R-3340	67. 14-R-3360
15. 14-R-3375	48. 14-R-3341	68. 14-R-3361
16. 14-R-3376	49. 14-R-3342	69. 14-R-3362
17. 14-R-3380	50. 14-R-3343	70. 14-R-3363
18. 14-R-3381	51. 14-R-3344	71. 14-R-3364
19. 14-R-3382	52. 14-R-3345	72. 14-R-3365
20. 14-R-3017	53. 14-R-3346	73. 14-R-3366
21. 14-R-3384		74. 14-R-3367
22. 14-R-3385		75. 14-R-3368
23. 14-R-3386		
24. 14-R-3390		
25. 14-R-3391		
26. 14-R-3392		
27. 14-R-3393		
28. 14-R-3369		
29. 14-R-3370		
30. 14-R-3371		
31. 14-R-3372		
32. 14-R-3373		
33. 14-R-3374		