

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF LEON ADKINS V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 18EV001687 IN THE FULTON COUNTY STATE COURT, STATE OF GEORGIA, IN THE AMOUNT OF FIFTY THOUSAND DOLLARS AND ZERO CENTS (\$50,000.00) (“THE SETTLEMENT AMOUNT”), AUTHORIZING PAYMENT OF \$50,000.00 TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON-DEPARTMENTAL), ACCOUNT 5212005 (LITIGATION EXPENSES), AND FUNCTIONAL ACTIVITY NUMBER 1512000 (ACCOUNTING) AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, *Leon Adkins (“Plaintiff”)* filed a lawsuit against the City of Atlanta (the “City”) alleging that Plaintiff, was a MARTA bus passenger and that he was injured when a City owned vehicle operated by a Department of Public Works Employee collided with the bus while traveling on Donald Lee Hollowell Parkway on June 30, 2016 near the intersection with Chappell Road; and

WHEREAS, Plaintiff has agreed to accept the total amount of \$50,000.00 in full settlement of all claims against the City in the above-referenced lawsuit; and

WHEREAS, the City Attorney has done an extensive review of the facts and the law and has determined that the City’s potential financial exposure in defending Charging Party’s claims is far 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.

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 settlement documents in LEON ADKINS v. CITY OF ATLANTA, Civil Action File No. 18EV001687, in the amount of Fifty Thousand Dollars and Zero Cents (\$50,000.00).

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 a check in the amount of \$50,000.00 payable to Flanagan Law, P.C. and Leon Adkins.

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.

**CITY COUNCIL
ATLANTA, GEORGIA**

19-R-4316

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Workflow List:

Torrey Smith	Completed	08/05/2019 11:58 AM
Finance	Completed	08/05/2019 12:07 PM
Office of Research and Policy Analysis	Completed	08/06/2019 2:50 PM
Public Safety & Legal Administration Committee	Pending	08/13/2019 3:00 PM
Atlanta City Council	Pending	08/19/2019 1:00 PM
Mayor's Office	Pending	

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Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	