

**A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE NEGOTIATION AND SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF SCOTT AND JUSTINE HARRISON ET AL. VS. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2018CV299757, FULTON COUNTY SUPERIOR COURT, IN THE AMOUNT OF \$565,000.00 UPON REACHING MUTUALLY AGREEABLE SETTLEMENT TERMS; AUTHORIZING SAID AMOUNT TO BE PAID FROM 1001 (GENERAL FUND) CENTER NUMBER 200101 (NON-DEPARTMENTAL) ACCOUNT 5212005 (LITIGATION EXPENSES); AND 1512000 (FUNCTIONAL ACTIVITY NUMBER); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE TOTAL SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.**

WHEREAS, Plaintiffs Scott and Justine Harrison, Eva Hansen, Nora Leslie, Laverne Shuman, Satchell Mallon, Walter Reeves, Robin Stone and Lisa Tedeschi, Matt Palmer, and Brett Darcy filed a lawsuit, *Scott and Justine Harrison, Eva Hansen, Nora Leslie, Laverne Shuman, Satchell Mallon, Walter Reeves, Robin Stone and Lisa Tedeschi, Matt Palmer, and Brett Darcy vs. City of Atlanta*, alleging that their properties were damaged by repeated flooding over a period of years as a result of the operation and maintenance of the City's storm water infrastructure by the City's Department of Watershed Management;

WHEREAS, the City Attorney has done an extensive review of the facts and the law and has determined that the City of Atlanta's potential financial exposure in defending Plaintiffs' claims is in excess of the settlement amount; and

WHEREAS, Plaintiffs have agreed to accept \$565,000.00 in full settlement of all claims against the City of Atlanta; and

WHEREAS, the City Attorney considers it to be in the best interest of the City 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 negotiate, settle and execute all settlement documents in the case of *Scott and Justine Harrison, Eva Hansen, Nora Leslie, Laverne Shuman, Satchell Mallon, Robin Stone and Lisa Tedeschi, Matt Palmer, and Brett Darcy vs. City of Atlanta*, Fulton County Superior Court, Civil Action File No. 2018CV299757, in the total amount of Five Hundred Sixty-Five Thousand Dollars (\$565,000.00).

**SECTION 2** The Chief Financial Officer is authorized to pay the amount of Five Hundred Sixty-Five Thousand Dollars (\$565,000.00) to *Scott and Justine Harrison, Eva Hansen, Nora Leslie, Laverne Shuman, Satchell Mallon, Robin Stone and Lisa Tedeschi, Matt Palmer, and Brett Darcy* upon reaching mutually agreeable settlement terms. Said payment is to be charged, paid and issued from

Fund 1001 (General Fund) Center Number 200101 (Non-Departmental) Account 5212005 (Litigation Expenses) and 1512000 (Functional Activity Number); and made payable to *KOPELMAN SITTON LAW GROUP, LLC, as attorneys for Scott and Justine Harrison, Eva Hansen, Nora Leslie, Laverne Shuman, Satchell Mallon, Robin Stone and Lisa Tedeschi, Matt Palmer, and Brett Darcy, 5855 Sandy Springs Circle, Suite 300, Atlanta, Georgia 30328.* 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-4321

**A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE NEGOTIATION AND SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF SCOTT AND JUSTINE HARRISON ET AL. VS. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2018CV299757, FULTON COUNTY SUPERIOR COURT, IN THE AMOUNT OF \$565,000.00 UPON REACHING MUTUALLY AGREEABLE SETTLEMENT TERMS; AUTHORIZING SAID AMOUNT TO BE PAID FROM 1001 (GENERAL FUND) CENTER NUMBER 200101 (NON-DEPARTMENTAL) ACCOUNT 5212005 (LITIGATION EXPENSES); AND 1512000 (FUNCTIONAL ACTIVITY NUMBER); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE TOTAL SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.**

**Workflow List:**

Bernard Pepukayi	Completed	08/05/2019 10:57 AM
Finance	Completed	08/05/2019 11:19 AM
Office of Research and Policy Analysis	Completed	08/06/2019 3:02 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	

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE NEGOTIATION AND SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF SCOTT AND JUSTINE HARRISON ET AL. VS. CITY OF ATLANTA, CIVIL ACTION FILE NO. 2018CV299757, FULTON COUNTY SUPERIOR COURT, IN THE AMOUNT OF \$565,000.00 UPON REACHING MUTUALLY AGREEABLE SETTLEMENT TERMS; AUTHORIZING SAID AMOUNT TO BE PAID FROM 1001 (GENERAL FUND) CENTER NUMBER 200101 (NON-DEPARTMENTAL) ACCOUNT 5212005 (LITIGATION EXPENSES); AND 1512000 (FUNCTIONAL ACTIVITY NUMBER); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE TOTAL SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

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