

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF BRITTANY STARR V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 18EV002308 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, *Brittany Starr* (“*Plaintiff*”) filed a lawsuit against the City of Atlanta (the “*City*”) alleging that on or about September 4, 2016 she was injured in a vehicle accident involving an Atlanta police officer; 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 Plaintiff’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 BRITTANY STARR v. CITY OF ATLANTA, Civil Action File No. 18EV002308, 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 Brittany Starr and Days & West, P.C.

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-4552

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF BRITTANY STARR V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 18EV002308 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.

Workflow List:

Bernard Pepukayi	Completed	09/02/2019 11:51 PM
Finance	Completed	09/03/2019 10:36 AM
Office of Research and Policy Analysis	Completed	09/03/2019 12:49 PM
Public Safety & Legal Administration Committee	Completed	09/10/2019 3:00 PM
Atlanta City Council	Completed	09/16/2019 1:00 PM
Atlanta City Council	Completed	09/16/2019 1:00 PM
Mayor's Office	Pending	

HISTORY:

09/10/19 Public Safety & Legal Administration Committee FAVORABLE

RESULT:	FAVORABLE [5 TO 0]	Next: 9/16/2019 1:00 PM
MOVER:	Dustin Hillis, Chair	
SECONDER:	Howard Shook, District 7	
AYES:	Hillis, Matzigkeit, Boone, Overstreet, Shook	
AWAY:	Andre Dickens, Antonio Brown	

09/16/2019 Atlanta City Council ADOPTED

RESULT:	ADOPTED BY CONSENT VOTE [13 TO 0]
MOVER:	Carla Smith, Councilmember, District 1
SECONDER:	Amir R Farokhi, Councilmember, District 2
AYES:	Westmoreland, Dickens, Smith, Farokhi, Brown, Winslow, Archibong, Ide, Shook, Matzigkeit, Hillis, Boone, Overstreet
AWAY:	Michael Julian Bond, Joyce M Sheperd

LEGISLATION HISTORY – BLUE BACK

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF BRITTANY STARR v. CITY OF ATLANTA, CIVIL ACTION FILE NO. 18EV002308 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.

VOTE RECORD - RESOLUTION 19-R-4552						
<input checked="" type="checkbox"/> ADOPTED <input type="checkbox"/> ADVERSED <input type="checkbox"/> FAVORABLE <input type="checkbox"/> ACCEPTED AND FILED <input type="checkbox"/> REFERRED TO COMMITTEE <input type="checkbox"/> HELD IN COMMITTEE <input type="checkbox"/> TABLED <input type="checkbox"/> DEFERRED <input type="checkbox"/> RECONSIDERED <input type="checkbox"/> FILED <input type="checkbox"/> FILED BY COMMITTEE <input type="checkbox"/> FAVORABLE ON SUBSTITUTE <input type="checkbox"/> FAVORABLE AS AMENDED <input type="checkbox"/> QUESTION CALLED <input type="checkbox"/> SUBSTITUTED <input type="checkbox"/> AMENDED <input type="checkbox"/> REFERRED TO ZRB AND ZC <input type="checkbox"/> REFERRED WITHOUT OBJECTION <input type="checkbox"/> ADOPTED AS AMENDED <input type="checkbox"/> ADOPTED SUBSTITUTE <input type="checkbox"/> ADOPTED SUBSTITUTE AS AMENDED <input type="checkbox"/> FORWARDED <input type="checkbox"/> REFERRED TO SC <input type="checkbox"/> FILED WITHOUT OBJECTION <input type="checkbox"/> FAILED <input type="checkbox"/> ADVERSED IN COMMITTEE <input type="checkbox"/> QUADRENNIALY TERMINATED <input type="checkbox"/> FORWARDED W/NO RECOMMENDATION <input type="checkbox"/> FORWARDED TO FC/NQ <input type="checkbox"/> FAVORABLE/SUB/AMENDED						
			YES/AYE	NO/NAY	ABSTAIN	ABSENT
	MICHAEL JULIAN BOND	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	AWAY
	MATT WESTMORELAND	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDRE DICKENS	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CARLA SMITH	MOVER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	AMIR R FAROKHI	SECONDER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANTONIO BROWN	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	CLETA WINSLOW	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	NATALYN MOSBY ARCHIBONG	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JENNIFER N IDE	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	HOWARD SHOOK	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	JP MATZIGKEIT	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DUSTIN HILLIS	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	ANDREA L BOONE	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MARCI COLLIER OVERSTREET	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
JOYCE M SHEPERD	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	AWAY	

<input type="checkbox"/> FAVORABLE/SUB/AMND/CONDITION	
<input type="checkbox"/> FAVORABLE/AMND/CONDITION	
<input type="checkbox"/> RETURNED AS HELD	
<input type="checkbox"/> FAVORABLE/SUB/CONDITION	
<input type="checkbox"/> FAVORABLE ON CONDITION	
<input type="checkbox"/> ACCEPTED	
<input type="checkbox"/> AMENDED SUBSTITUTE	
<input type="checkbox"/> ROUTED TO COW	
<input type="checkbox"/> SUSTAINED	
<input type="checkbox"/> OVERRIDEN	
<input type="checkbox"/> NOT ACCEPTED BY COMMITTEE	
<input type="checkbox"/> SUSTAINED WITHOUT OBJECTION	
<input type="checkbox"/> TABLED W/O OBJECTION	
<input type="checkbox"/> HELD IN COW	

[Unanimous]

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