00-R-1145

(Do Not Write Above This Line)

A RESOLUTION
BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO UNDERTAKE SETTLEMENT OF ALL CLAIMS ARISING FROM THE CASE OF *LORRAINE AND RICHARD FORNIASH V. CITY OF ATLANTA*, PENDING IN THE STATE COURT OF FULTON COUNTY, CIVIL ACTION FILE NO. 98VS143244A FOR THE AMOUNT OF $31,000.00; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISBURSE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

APPROVED BY:

ADOPTED BY
AUG 07 2000
COUNCIL

Rosalind Rubens Newell
ROSALIND RUBENS NEWELL,
DEPUTY CITY ATTORNEY

AS AMENDED

- ☐ 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:

First Reading

Committee

Date

Chair C. T. Martin

Referred to

Committee	Committee
Date 8/[illegible]	Date
Chair C. T. Martin	Chair
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other: As Amended	Other:
Members [signature]	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other:	Other:
Members	Members
Refer To	Refer To

FINAL COUNCIL ACTION

☐2nd ☐1st & 2nd ☐3rd Readings

☑Consent ☐V Vote ☐RC Vote

CERTIFIED

CERTIFIED
AUG 7 2000
ATLANTA CITY COUNCIL PRESIDENT
[signature]

CERTIFIED
AUG 07 2000
[signature]
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 16 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW

CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION
BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE

00-R-1145

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO UNDERTAKE SETTLEMENT OF ALL CLAIMS ARISING FROM THE CASE OF *LORRAINE AND RICHARD FORINASH V. CITY OF ATLANTA,* PENDING IN THE STATE COURT OF FULTON COUNTY, CIVIL ACTION FILE NO. 98VS143244A FOR THE AMOUNT OF $31,000.00; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISBURSE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, Lorraine **Forinash**, an elderly visitor to the 1996 Summer Olympic Games fell on an uneven sidewalk on West Peachtree Street in the City of Atlanta; and

WHEREAS, as a result of that fall Mrs. **Forinash** suffered broken bones, dislocated joints, abrasions and other permanent injuries; and

WHEREAS, Lorraine and Richard **Forinash** filed suit in the State Court of Fulton County against the City of Atlanta in Civil Action File No. 98vs 143244A, seeking over $ 200,000 in damages arising from the August 1996 fall; and

WHEREAS, during the course of litigation, the Judge commended this case to the Civil Arbitration Program; and

WHEREAS, the May 5, 2000, arbitration resulted in an award in favor of the Plaintiffs in the amount of $31,000.00; and

WHEREAS, Mr. and Mrs. **Forinash** have offered to settle their claims against the City of Atlanta for the sum of $31,000, including attorneys fees; and

WHEREAS, the City Attorney has undertaken an extensive review of the law and facts applicable to this case and has determined that the City's potential financial exposure exceeds the proposed settlement amount; and

WHEREAS, based on the foregoing, the City Attorney recommends that the settlement offer of $31,000 be accepted.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The City Attorney is hereby authorized to settle all claims arising from the case of Lorraine and Richard **Forinash** v. City of Atlanta, Georgia, State Court of Fulton County Civil Action File No 98vs 143244A, for the sum of Thirty-One Thousand Dollars ($31,000).

SECTION 2. The Chief Financial Officer is authorized to pay a total sum of $31,000 to Lorraine and Richard **Forinash** and their attorney Steven Beard from Account No. 1A101-529017-T31001.

OMC-Amendment Incorporated by tcp 8/17/00

A true copy,
Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council AUG 07, 2000
APPROVED by the Mayor AUG 13, 2000

	08/07/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	**ITEMS ADOPTED ON CONSENT AGENDA**	**ITEMS ADVERSED ON CONSENT AGENDA**
1. 00-O-1009	41. 00-R-1175	64. 00-R-1148
2. 00-O-1010	42. 00-R-1176	65. 00-R-1149
3. 00-O-1011	43. 00-R-1177	66. 00-R-1150
4. 00-O-1012	44. 00-R-1178	67. 00-R-1151
5. 00-O-1079	45. 00-R-1179	68. 00-R-1152
6. 00-O-0834	46. 00-R-1180	69. 00-R-1153
7. 00-O-1065	47. 00-R-1181	70. 00-R-1154
8. 00-O-1004	48. 00-R-1182	71. 00-R-1155
9. 00-O-1112	49. 00-R-1183	72. 00-R-1156
10. 00-R-1139	50. 00-R-1184	73. 00-R-1157
11. 00-R-1140	51. 00-R-1185	74. 00-R-1158
12. 00-R-1141	52. 00-R-1186	75. 00-R-1159
13. 00-R-1142	53. 00-R-1187	76. 00-R-1160
14. 00-R-1144	54. 00-R-1188	77. 00-R-1161
15. 00-R-1204	55. 00-R-1189	78. 00-R-1162
16. 00-R-1208	56. 00-R-1190	79. 00-R-1163
17. 00-R-1209	57. 00-R-1191	80. 00-R-1164
18. 00-R-1210	58. 00-R-1192	81. 00-R-1165
19. 00-R-1106	59. 00-R-1193	82. 00-R-1166
20. 00-R-1146	60. 00-R-1199	83. 00-R-1167
21. 00-R-1147	61. 00-R-1200	84. 00-R-1168
22. 00-R-1194	62. 00-R-1201	85. 00-R-1169
23. 00-R-1203	63. 00-R-1202	86. 00-R-1170
24. 00-R-1205		87. 00-R-1171
25. 00-R-1212		88. 00-R-1172
26. 00-R-1213		89. 00-R-1173
27. 99-R-1145		90. 00-R-1174
28. 99-R-1932		
29. 00-R-1108		
30. 00-R-1110		
31. 00-R-1129		
32. 00-R-1130		
33. 00-R-1131		
34. 00-R-1134		
35. 00-R-1206		
36. 00-R-1121		
37. 00-R-0329		
38. 00-R-1136		
39. 00-R-1137		
40. 00-R-1138		

RCS# 2153
8/07/00
4:06 PM

Atlanta City Council

Regular Session

CONSENT 1 Pages 1-15 KP

Adopt

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

SEE ATTACHED LISTING OF ITEMS ADOPTED/ADVERSED ON CONSENT AGENDA

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	B Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM CONSENT AGENDA

00-O-1102
00-R-1197
00-R-1106
00-R-1123
00-R-0721