

A RESOLUTION OF THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA TO APPROVE AND AUTHORIZE THE SETTLEMENT OF THE CLAIMS OF ROBIN COLBERT; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, on May 6, 2020, David Hardgrave, acting in his capacity as an employee of the Unified Government of Athens-Clarke County, Georgia, (“ACCGov”) was operating an ACCGov motor vehicle traveling north on Hancock Road that struck a vehicle being driven by Robin Colbert (“Colbert”); and

WHEREAS, on July 29, 2021, Colbert’s attorney submitted a pre-suit settlement package to ACCGov’s Claim Consultant alleging claims for damages against ACCGov for the alleged injuries Colbert suffered as a result of being struck by David Hardgrave, (“Colbert’s Claims”); and

WHEREAS, ACCGov and Colbert desire to voluntarily resolve Colbert’s Claims and all other disputes that may exist between them by compromise and without incurring additional attorney’s fees, expenses, and costs of litigation; and

WHEREAS, without admitting liability or fault, the Commission finds it to be in the best interests of ACCGov to resolve Colbert’s Claims as set forth below;

NOW, THEREFORE, the Commission hereby resolves as follows:

SECTION 1.

The Commission does hereby approve and authorize the payment of the sum of One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00) to Colbert in settlement of Colbert’s Claims.

SECTION 2.

The Attorney for ACCGov and ACCGov’s Claim Consultant shall have authority to take all further actions necessary to carry out the intents and purposes of this Resolution and to prepare, or to cause to be prepared, any and all documents necessary to effectuate the resolution of the Claims as described herein.

SECTION 3.

The Mayor of ACCGov shall have authority to take all further actions necessary to carry out the intents and purposes of this Resolution, including but not limited to, the authority to sign any documents as may be necessary or appropriate to effectuate the intents and purposes of this Resolution.

SECTION 4.

The Commission hereby declares that the foregoing preamble and whereas provisions set forth hereinabove constitute, and shall be considered to be, substantive provisions of this Resolution and are hereby incorporated by reference into this provision.

SECTION 5.

In the event scrivener's errors shall be discovered in this Resolution or in the Exhibits hereto after the adoption hereof, the Commission hereby authorizes and directs that each such scrivener's error shall be corrected in all multiple counterparts of this Resolution.

SECTION 6.

This Resolution shall become effective immediately upon its approval by the Mayor or upon its adoption into law without such approval.

SO RESOLVED by the Commission of Athens-Clarke County, Georgia, on the ____ day of _____, 2021.

APPROVED: _____
Mayor

ATTEST: _____
Clerk of Commission