

Entered - 12-3-97 - sb
CL0010120 - GWENDOLYN BURNS

CLAIM OF: ATLANTA AUTO AUCTION
4900 Buffington Road
Red Oak, Georgia 30272

For damages alleged to have been sustained as a result of a vehicular accident on January 27, 2000 at 6000 North Terminal Parkway.

BY: PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to ATLANTA AUTO AUCTION the sum of \$674.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on January 27, 2000 at 6000 North Terminal Parkway. as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Robert N. Godfrey*
ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

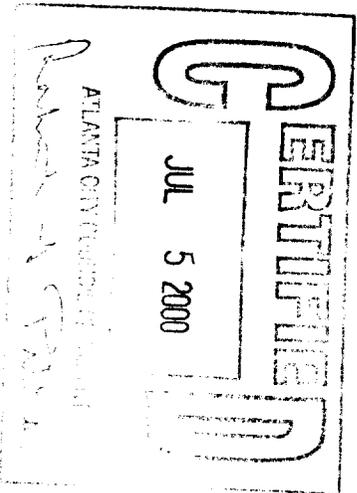
ADOPTED BY

JUL 0 5 2000

COUNCIL

DATE *6/27/00*
CHN *S. T. Mark*
PH. Wolf

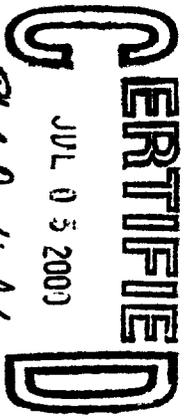
[Signature]



APPROVED

JUL 1 4 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW



Rachel Douglas Johnson
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-0910

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Atlanta Auto Auction c/o Chuck Werner** in the sum of **\$674.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a **vehicular accident on January 27, 2000 at 6000 North Terminal Parkway** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Shonda Daughen Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

JULY 05, 2000
JULY 13, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0120

Date: June 15, 2000

Claimant /Victim ATLANTA AUTO ACTION

BY: (Atty) (Ins. Co.)

Address: 4900 Buffington Road, Atlanta, Georgia 30272

Subrogation: Claim for Property damage \$ 988.29 Bodily Injury \$

Date of Notice: 3/2/00 Method: Written, Proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 1/27/00 Place: 6000 North Terminal Parkway

Department AVIATION Division

Employee involved Keith Hall Disciplinary Action: Oral Reprimand & (scheduled) Def. Driving Class

NATURE OF CLAIM: Claimant's vehicle sustained damage when it struck by a city vehicle that failed to yield to oncoming traffic.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other Damages reasonable X

City not involved Offer rejected Compromise settlement X

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,

Gwendolyn Burns
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 674.00 Adverse Account charged: 1A01 X 2J01 2H01

Claims Manager: Concur/date 06-15-00

Committee Action: Council Action

COUNCIL OF THE CITY OF ATLANTA
CLERK OF COUNCIL
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

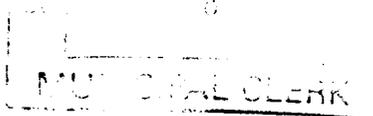
RE: CLAIM FOR DAMAGES

BURNS
03/02/00
Gwen

Today's Date: 2-1-00

ENTERED - 3-6-00 - SB RCVD
00L0120 - GWEN BURNS

Dear Clerk of Council:



This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ See estimate property and/or \$ _____ bodily injury for which I contend the City is liable.

- 1. Date of incident: 1-27-00
(month/day/year)
- 2. Police called: X
Yes No
- 3. Location of incident: Hartsfield International Airport
- 4. Name of your insurance company: Georgia Liability Insurance Co. Policy No. RMCA 5347565
- 5. State what and how incident occurred: Our driver was driving through the north terminal when an airport service vehicle changed lanes and hit our van.

6. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

7. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: Chevy Astro 97 749 MST Cora Evans
(make) (year) (tag number) (driver's name)

City vehicle: Ford F350 van Keith Hall Airport
(make) (City driver's name) (department/bureau)

8. Witness: Bill Burcham 2924 E. Grand River Lansing, MI, 48912 517-484-2551
(name) (address) (telephone number)

9. The acknowledgement of this claim in no way waives the Governmental immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

10. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Atlanta Auto Auction 40 Chuck
(claimant's name) Werne

~~2924 E Grand River~~ 4900 Buffington Rd
(address)

Red Oak GA 30272
(city and state)

404-209-5879
(work number) (home number)

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0120

\$ 674.00

IN CONSIDERATION of the sum of SIX HUNDRED SEVENTY-FOUR DOLLARS AND NO/100s DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City, its officers and employees, including but not limited to Kieth R. Hall from any and all claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or on account of anything that has heretofore occurred, and particularly for or on account of a vehicular accident which occurred on or about the 27th day of January, 2000, at or near 6000 North Terminal Parkway.

It is further understood and agreed that the payment of the above named sum is not to be considered as an admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents, servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers, agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this instrument.

WITNESS my hand and seal this 31st day of May, 00.

Charles N. Sanders (LS)
ATLANTA AUTO AUCTION

Charles N. Sanders, AGM (LS)

The above release was read and explained to, and signed by the said Atlanta Auto Auction in our presence on the date above written.

Glendola Worlon
Jan Lane
WITNESSES

RCS# 2057
7/05/00
1:38 PM

Atlanta City Council

Regular Session

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Consent Agenda pgs. 1-13

**SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA**

Adopt

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

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

**ITEM (S) REMOVED FROM
CONSENT AGENDA
00-O-0982
00-O-0996
00-R-0954
00-R-0981
00-R-0999**

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07/05/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-0882	38. 00-R-0914
2. 00-O-0815	39. 00-R-0915
3. 00-O-0986	40. 00-R-0916
4. 00-O-0987	41. 00-R-0917
5. 00-O-0988	42. 00-R-0918
6. 00-O-1002	43. 00-R-0919
7. 00-O-0574	44. 00-R-0920
8. 00-O-0972	45. 00-R-0921
9. 00-O-0818	46. 00-R-0922
10. 00-R-0990	47. 00-R-0923
11. 00-R-0992	48. 00-R-0924
12. 00-R-0993	49. 00-R-0925
13. 00-R-0885	50. 00-R-0926
14. 00-R-0884	51. 00-R-0927
15. 00-R-0883	52. 00-R-0928
16. 00-R-0880	53. 00-R-0929
17. 00-R-0814	54. 00-R-0930
18. 00-R-0957	55. 00-R-0931
19. 00-R-0961	56. 00-R-0932
20. 00-R-0998	57. 00-R-0933
21. 00-R-0887	58. 00-R-0934
22. 00-R-0888	59. 00-R-0935
23. 00-R-0889	60. 00-R-0936
24. 00-R-0997	61. 00-R-0937
25. 00-R-0892	62. 00-R-0938
26. 00-R-0955	63. 00-R-0939
27. 00-R-0984	64. 00-R-0940
28. 00-R-1000	65. 00-R-0941
29. 00-R-0908	66. 00-R-0942
30. 00-R-0909	67. 00-R-0943
31. 00-R-0910	68. 00-R-0947
32. 00-R-0911	69. 00-R-0948
33. 00-R-0912	70. 00-R-0949
34. 00-R-0913	71. 00-R-0950
35. 00-R-0944	72. 00-R-0951
36. 00-R-0945	
37. 00-R-0946	