

Entered - 07/18/00 - sb
CL00L0442 - DIANNE C. MITCHELL

00- R -1592

CLAIM OF: **ROBERT V. GAFNEA**
2219 Rando Lane, NW
Atlanta, Georgia 30318

For damages alleged to have been sustained as a result of a vehicular accident on June 27, 2000 at 2219 Rando Lane, NW.

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 **ROBERT V. GAFNEA** the sum of **\$1,058.65** 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 June 27, 2000 at 2219 Rando Lane, NW 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: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY
Regular Report Agenda

ADOPTED BY
OCT 16 2000
COUNCIL

CERTIFIED
OCT 16 2000
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
OCT 16 2000
MUNICIPAL CLERK
[Signature]

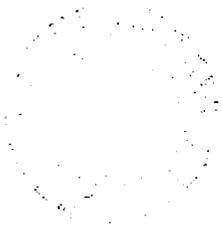
APPROVED

OCT 25 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW

GRABBLE REPORT

M. P.S. & A
DATE 10/16/00
[Signature]
[Signature]
[Signature]



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

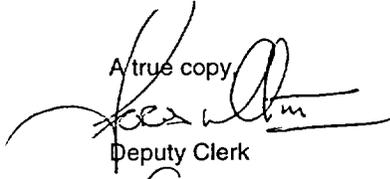
00-R-1592

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 **Robert V. Gafnea** in the sum of **\$1,085.65** 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 June 27, 2000 at 2219 Rando Lane, NW** 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,


Deputy Clerk

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

OCT 16, 2000

OCT 25, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0442

Date: September 27, 2000

Claimant /Victim ROBERT V. GAFNEA

BY: (Atty) _____

Address: 2219 Rando Lane, NW, Atlanta, Georgia 30318

Subrogation: _____ Claim for Property damage \$ 1,824.53 Bodily Injury \$ _____

Date of Notice: 07/12/00 Method: Written, proper X Improper _____

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

Date of Occurrence 06/27/00 Place: 2219 Rando Lane, NW

Department Public Works Division: Solid Waste Services

Employee involved Kenya Mims Disciplinary Action: Written Counseling

NATURE OF CLAIM: The driver of the City vehicle backed into the claimant's parked vehicle causing damages in the above amount.

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 _____

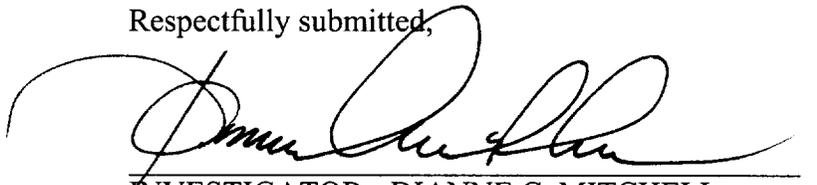
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement X

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

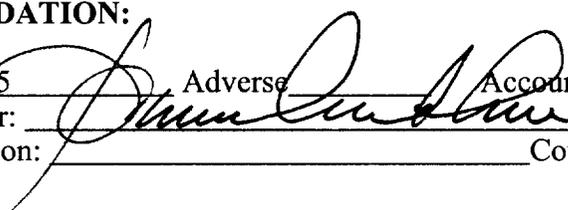
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 1,058.65 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____

Claims Manager:  Concur/date 09-27-00

Committee Action: _____ Council Action _____

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK

City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 7-10-00 *Ph*

M Mitchell
07/18/00

ENTERED - 7-18-00 - SB
00L0442 - DIANNE MITCHELL

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$18,240.53 property and/or \$ 0 bodily injury for which I contend the City is liable.

- 1. Date of incident: 6-27-00 (month/day/year) 2. Time of Incident: 11:15 AM 3. Police called: Yes No
- 4. Location of incident (including street address): Curbside in front of my home - Atlanta, GA 30318 *2219 Rando Lane*
- 5. Name of your insurance company: State FARM Policy No. 229-0240-005-117
- 6. State what and how incident occurred: Sanitation Truck, while picking up Trash/garbage backed into the side & rear of my car parked at the curb in front of my house.

7. 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!

8. 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: BUICK Regal - 1989 - 34706 GF Robert V. Gafnea
 (Make) (Year) (Tag Number) (Driver's Name)

City vehicle: garbage Truck - Kenya Mims Sanitation
 (Make) (City Driver's Name) (Department/Bureau)

9. Witness: Sanitation Employee (name unknown) on Truck
(Name) (Address) (Telephone Number)

10. The acknowledgment of this claim in no way waives the Sovereign 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).

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

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

Robert V. Gafnea
Signature of Claimant

Robert V. Gafnea
(Print Claimant's Name)

2219 Rando Lane N.W.
(Address)

Atlanta, GA 30318
(City, State and Zip Code)

N/A 404-355-5110
(Work Number) (Home Number)

accident Report # 001790939

RCS# 2337
10/16/00
8:35 PM

Atlanta City Council

Regular Session

MUTIPLE CLAIMS WITH FAVORABLE/Unfavor recommend
ITEMS 1-29
ADOPT

00-R-1592

YEAS: 13 *Unanimous*
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 1

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

MUTIPLE