

01-R-0162

Entered - 10-24-00 - sb  
CL 00L0653 ALEXIS HOLMES

CLAIM OF: **MICHAEL MOORER**  
3359 River Mill Lane  
Ellenwood, Georgia 30294

For damages alleged to have been sustained as a result of vehicular damage caused by the malfunction of an electronic gate on September 26, 2000 at the Atlanta Airport.

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 **Michael Moorer** the sum of **\$1,078.79** 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 vehicular damage caused by the malfunction of an electronic gate on September 26, 2000 at the Atlanta Airport** as is more particularly set forth in the within claim; said sum taken from and charged to account 2H01/529017/T31001, Settlement of Suits and Claims, Department of Law.

ADOPTED BY  
FEB 19 2001  
COUNCIL

APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL      CONSENT AGENDA  
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

cc: Public Safety  
2-13-01  
C. T. Martin  
[Signature]  
[Signature]

**CERTIFIED**  
FEB 19 2001  
ATLANTA CITY COUNCIL PRESIDENT  
[Signature]

**APPROVED**

FEB 28 2001

WITHOUT SIGNATURE  
BY OPERATION OF LAW

**CERTIFIED**  
FEB 19 2001  
Rhonda Daphnia Johnson  
MUNICIPAL CLERK



MUNICIPAL CLERK  
ATLANTA, GEORGIA

01-R-0162

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 **Michael Moorer** in the sum of **\$1,078.79** 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 damage caused by the malfunction of an electronic gate on September 26, 2000 at the Atlanta Airport** 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,

*Rhonda Dauphin Johnson*  
Municipal Clerk, CMC

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

FEB 19, 2001

FEB 28, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0653

Date: 1/30/01

Claimant /Victim MICHAEL MOORER

BY: (Atty)

Address: 3359 River Mill Lane, Ellenwood, Georgia 30294

Subrogation: Claim for Property damage \$ 1,078.79 Bodily Injury \$

Date of Notice: 10/6/00 Method: Written, proper X Improper

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

Date of Occurrence 9/26/00 Place: 1096 Aviation Boulevard - Gate 41

Department Aviation Division: Maintenance

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant is employed as an air-traffic controller at Atlanta Hartsfield Airport. He sustained vehicular damage when the security gate malfunctioned and fell on his truck. The City had prior notice of the problem and had failed to resolve it.

INVESTIGATION:

Statements: City employee X Claimant X Other Written X Oral

Pictures Diagrams Reports: Police X Dept Report X 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

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

Claimant Negligent X City Negligent X Joint Claim Abandoned

Respectfully submitted,

Alexis Holmes
INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 1,078.79 Adverse Account charged: 1A01 2J01 2H01 X

Claims Manager: Concur/date 02 01/01

Committee Action: Council Action



RCS# 2621  
2/19/01  
3:24 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1 thru 13

SEE ATTACHED LISTING OF ITEMS  
ADOPTED/ADVERSED ON  
CONSENT AGENDA

ADOPT

YEAS: 15  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 0

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

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
01-O-0223  
01-R-0184

CONSENT

**ITEMS ADOPTED ON CONSENT  
AGENDA**

1. 00-O-1619
2. 00-O-2073
3. 01-O-0112
4. 01-O-0069
5. 01-O-0072
6. 01-O-0211
7. 01-O-0213
8. 01-O-0121
9. 01-O-0151
10. 01-O-0098
11. 01-O-0075
12. 01-R-0226
13. 01-R-0191
14. 01-R-0192
15. 01-R-0076
16. 01-R-0194
17. 01-R-0215
18. 01-R-0167
19. 01-R-0198
20. 01-R-0208
21. 01-R-0246
22. 01-R-0070
23. 01-R-0182
24. 01-R-0183
25. 01-R-0158
26. 01-R-0159
27. 01-R-0160
28. 01-R-0161
29. 01-R-0162
30. 01-R-0163
31. 01-R-0164
32. 01-R-0165
33. 01-R-0166

**ITEMS ADVERSED  
ON CONSENT AGENDA**

34. 01-R-0169
  35. 01-R-0170
  36. 01-R-0171
  37. 01-R-0172
  38. 01-R-0173
  39. 01-R-0174
  40. 01-R-0175
  41. 01-R-0176
  42. 01-R-0177
  43. 01-R-0195
  44. 01-R-0196
  45. 01-R-0197
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