

Entered - 1-19-01 - sb  
CL 01L0051- GWENDOLYN BURNS

CLAIM OF: HENRY S. HANCOX, Jr.  
390 Irwin Street, Apt C-3  
Atlanta, Georgia 30312

01- R-0263

For damages alleged to have been sustained as a result of a vehicular damage due to a metal plate that was not properly covering a construction cut on December 6, 2000 at Pryor Street, SW and Mitchell Street, SW.

ADOPTED BY  
MAR 05 2001  
COUNCIL

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 HENRY S. HANCOX, Jr. the sum of \$959.58 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of a vehicular damage due to a metal plate that was not properly covering a construction cut on December 6, 2000 at Pryor Street, SW and Mitchell Street, SW. as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

CERTIFIED  
MAR 05 2001  
Rosalyn Douglas  
MUNICIPAL CLERK

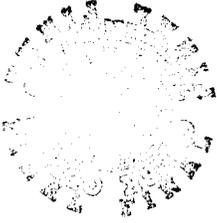
APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY: *Robert N. Godfrey*  
FAVORABLE BY: ROBERT N. GODFREY  
COM. P.S. LA DEPUTY CITY ATTORNEY

DATE 2/27/01  
CHM *T. Martin*  
*Michael P. ...*  
*Derry ...*  
*Celia ...*

CERTIFIED  
MAR 05 2001  
ATLANTA CITY COUNCIL PRESIDENT  
*Richard ...*

APPROVED  
MAR 14 2001  
WITHOUT SIGNATURE  
BY OPERATION OF LAW



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

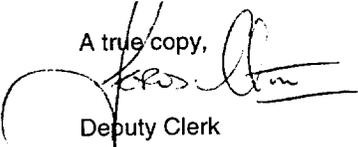
**01-R-0263**

**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 **Henry S. Hancox, Jr.** in the sum of **\$959.58** 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 due to a metal plate that was not properly covering a construction cut on December 6, 2000 at Pryor Street, SW and Mitchell Street, SW** 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

March 5, 2001

March 14, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0051

Date: February 14, 2001

Claimant /Victim HENRY SANFORD HANCOX, Jr.
BY: (Atty) (Ins. Co.)
Address: 390 Irwin Street, Apt. 6-3, Atlanta, Georgia 30312
Subrogation: Claim for Property damage \$ 1,500.00 Bodily Injury \$
Date of Notice: 1/16/01 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/06/00 Place: Pryor Street SW & Mitchell Street, SW
Department PUBLIC WORKS Division: Sewer Operations
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant's vehicle sustained damages when he drove over a metal plate that was not properly covering a construction site in the roadway.

INVESTIGATION:

Statements: City employee X Claimant Others Written Oral X
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 Ministerial X
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,

[Signature]
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 959.58 Adverse Account charged: 1A01 2J01 X 2H01
Claims Manager: [Signature] Concur/date 02/15/01
Committee Action: Council Action

Hand Delivered  
BURNS  
01/18/01  
AM

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: 12-12-00

JAN 16 2001

ENTERED - 1-19-01 - SB  
01L0051 - GWEN BURNS

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ \$1500 plus or minus property and/or \$ \_\_\_\_\_ bodily injury for which I contend the City is liable.

1. Date of incident: 12-6-00 (month/day/year) 2. Time of Incident: APRX 5:00 AM 3. Police called:  Yes  No

4. Location of incident (including street address): Intersection of Mitchell & Pryor

5. Name of your insurance company: Progressive Policy No. \_\_\_\_\_

6. State what and how incident occurred: Proceeding down Pryor from Edgewood got to intersection of Pryor and Mitchell street observed load plate and attempted to avoid plate to avoid damage to suspension of my vehicle. My two right tires made contact with left side of plate. Plate bridged up of left side and shattered oil pan and part of my car.

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). GA

Your vehicle: BMW (Make) 1983 (Year) 636 WYT (Fulton) (Tag Number) Henry S. HANCOX Jr. (Driver's Name)

City vehicle: \_\_\_\_\_ (Make) \_\_\_\_\_ (City Driver's Name) \_\_\_\_\_ (Department/Bureau)

9. Witness: Cyrtreude Shorter (Name) 167 Randolph ST N.E. ATL. COBBER (Address) (4) 522-0572 (Telephone Number) (4) 866-8100 Ext. 3156

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.

Henry S. Hancox Jr.  
Signature of Claimant

Henry Sanford HANCOX Jr.  
(Print Claimant's Name)

390 IRWIN ST. APT C-3  
(Address)

ATLANTA GA 30312  
(City, State and Zip Code)

4-792-9507 (Work Number) (4)-659-4368 (Home Number)

01-R-0263

RCS# 2689  
3/05/01  
6:36 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1 thru. 13

ADOPT

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
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	NV Martin	Y Emmons
Y Bond	Y Morris	B Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

**ITEM (S) REMOVED FROM  
CONSENT AGENDA  
01-O-0240  
01-R-0307  
01-R-0346**

CONSENT

**ITEMS ADOPTED ON CONSENT  
AGENDA**

**ITEMS ADVERSED  
ON CONSENT AGENDA**

1. 01-O-0179
2. 01-O-0348
3. 00-O-1657
4. 01-O-0355
5. 01-O-0152
6. 01-R-0190
7. 01-R-0349
8. 01-R-0351
9. 01-R-0290
10. 01-R-0304
11. 01-R-0305
12. 01-R-0369
13. 01-R-0370
14. 01-R-0297
15. 01-R-0300
16. 01-R-0298
17. 01-R-0299
18. 01-R-0251
19. 01-R-0252
20. 01-R-0253
21. 01-R-0254
22. 01-R-0255
23. 01-R-0256
24. 01-R-0257
25. 01-R-0258
26. 01-R-0259
27. 01-R-0260
28. 01-R-0261
29. 01-R-0262
30. 01-R-0263
31. 01-R-0264
32. 01-R-0265
33. 01-R-0266
34. 01-R-0267
35. 01-R-0268
36. 01-R-0269
37. 01-R-0291
38. 01-R-0292

39. 01-R-0270
  40. 01-R-0271
  41. 01-R-0272
  42. 01-R-0273
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  44. 01-R-0275
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  47. 01-R-0278
  48. 01-R-0279
  49. 01-R-0280
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  58. 01-R-0289
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