

Entered -12-18-98 - sb  
CL 98L0834 - GWENDOLYN BURNS

CLAIM OF:

**GEORGIA POWER COMPANY**  
96 Annex  
Atlanta, Georgia 30696

01-*R*-0288

For property damages alleged to have been sustained when its cables were severed on November 4, 1998 at 175 Stratford Street, NW.

THIS ADVERSED REPORT IS APPROVED

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

ADVERSED BY  
CITY COUNCIL MAR 05 2001

ADVERSED REPORT

*P. S. LA*  
DATE 2/27/01  
CHM *C. T. M...*  
*Michael R...*  
*Dany Street*  
*Clara Verisler*

CERTIFIED  
MAR 05 2001  
ATLANTA CITY COUNCIL PRESIDENT  
*Robert R. Pitts*

CERTIFIED  
MAR 05 2001  
*Robert Douglas Johnson*  
MUNICIPAL CLERK



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

March 13, 2001

Georgia power Co.  
In Re: Invoice No.0000-009714-872-0100-001371  
96 Annex  
Atlanta, GA 30696

**01-R-0288**

Dear To Whom it may concern:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on March 05, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division at (404) 330-6400.**

Sincerely,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

**cc: Claims Division/Law Department**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 98L0834

Date: February 13, 2001

Claimant /Victim GEORGIA POWER COMPANY
BY: (Atty) (Ins. Co.)
Address: 96 Annex, Atlanta, Georgia 30396
Subrogation: Claim for Property damage \$ 1,140.26 Bodily Injury \$
Date of Notice: 12/15/98 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 11/4/98 Place: 175 Stratford Street, NW
Department WATER Division
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant alleges that it sustained property damage when its cables were cut by a city employee. However, claimant has failed to pursue its claim.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police Dept Report Other X
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
City not involved Offer rejected Compromise settlement
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned X

Respectfully submitted,

[Signature]
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

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

BURNS  
12/15/98  
*[Signature]*

Georgia Power Company  
96 Annex, Atlanta, Ga. 30396

**ENTERED - 12-18-98 - SB**  
**98L0834 - GWEN BURNS**

Billing Date 12-08-98

Invoice Number  
0000-009714-872-00100-001371

Payment Due Date 01-07-99

Amount Due \$ 1140.26



CITY OF ATLANTA  
DEPT OF LAW - SUITE 4100  
68 MITCHELL ST SW  
ATLANTA GA 30335-0332

Office	Item	
	1	2
Month	Day	Year

Amount Paid

When paying by mail, please return this portion.

01-B0288

01-R0288



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
  43. 01-R-0274
  44. 01-R-0275
  45. 01-R-0276
  46. 01-R-0277
  47. 01-R-0278
  48. 01-R-0279
  49. 01-R-0280
  50. 01-R-0281
  51. 01-R-0282
  52. 01-R-0283
  53. 01-R-0284
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  55. 01-R-0286
  56. 01-R-0287
  57. 01-R-0288
  58. 01-R-0289
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