

Entered - 10-09-00 - sb
CL 00L0603 - GWENDOLYN BURNS

CLAIM OF: **ANDREA R. JACKSON**
535 Wellington Way
Jonesboro, Georgia 30238

01- R-1240

For property damages alleged to have been sustained when a walkway and mailbox were struck by a knuckle boom loader during the city's attempt to remove discarded furniture from the curb side on September 14, 2000 at 1345 Montreat Avenue, SW.

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 **ANDREA R. JACKSON** the sum of **\$650.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained when a walkway and mailbox were struck by a knuckle boom loader during the city's attempt to remove discarded furniture from the curb side on September 14, 2000 at 1345 Montreat Avenue, 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.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

APPROVED

SEP 13 2001

WITHOUT SIGNATURE
BY OPERATION OF LAW

FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE SEP 04 2001

CHAIR C. T. Martin

Callahan

Debra Wilson

ADOPTED BY

SEP 04 2001

COUNCIL

CERTIFIED
SEP 04 2001
Rosalind Rubens Newell
MUNICIPAL CLERK

CERTIFIED
SEP 04 2001
ATLANTA CITY COUNCIL PRESIDENT
James A. Carter



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

01-R-1240

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 **ANDREA R. JACKSON** the sum of **\$650.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained when a walkway and mailbox were struck by a knuckle boom loader during the city's attempt to remove discarded furniture from the curb side on **September 14, 2000** at **1345 Montreat Avenue, 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,

Rhonda Daughin Johnson
Municipal Clerk, CMC

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

SEP 04, 2001

SEP 13, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0603

Date: July 18, 2001

Claimant /Victim ANDREA R. JACKSON
BY: (Atty) (Ins. Co.)
Address: 535 Wellington Way, Jonesboro, Georgia 30238
Subrogation: Claim for Property damage \$ 650.00 Bodily Injury \$
Date of Notice: 10/4/00 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 9/14/00 Place: 1345 Montreat Avenue, SW
Department PUBLIC WORKS Division Solid Waste Services
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant sustained property damage when her walkway and mailbox were struck by a knuckle boom loader during the city's attempt to remove discarded furniture from the curb side.

INVESTIGATION:

Statements: City employee X Claimant Others Written Oral X
Pictures Diagrams Reports: Police 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
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 \$ 650.00 Adverse Account charged: 1A01 X 2J01 2H01
Claims Manager Concur/date 08-02-01
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

BURNS

Today's Date: 10-3-00 *10/09/00*

[Signature]

ENTERED - 10-9-00 - SB
00L0603 - GWEN BURNS

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 300.00 property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: 9-14-00 (month/day/year) 2. Time of Incident: _____ 3. Police called: _____ Yes No

4. Location of incident (including street address): 1345 Montreat Ave S.W ATL GA 30310

5. Name of your insurance company: State Farm Policy No. _____

6. State what and how incident occurred: City garbage workers accidentally fork lift the walk way and brick mail box when performing there duties of lifting, thrown out furniture refrigerator, and boxes of trash. Also damage my azalea bush in flower bed of the mail box

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: _____
(Make) (Year) (Tag Number) (Driver's Name)

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

9. Witness: _____
(Name) (Address) (Telephone Number)

10. The acknowledgement 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.

Andrea R. Jackson
Signature of Claimant

Andrea R. Jackson
(Print Claimant's Name)

535 Wellington Way
(Address)

Jonesboro, GA 30238
(City, State and Zip Code)

(4) 656-9397 770 210-0591
(Work Number) (Home Number)

RCS# 3092
9/04/01
3:36 PM

Atlanta City Council

Regular Session

MULTIPLE

Public Safety Consent Agenda except #15

1240

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

MULTIPLE