

Entered - 01-24-02 - sb  
CL 02L0065 - GWENDOLYN BURNS

CLAIM OF: MARY F. EVANS  
7426 Westwood Road  
Douglasville, Georgia 30134

02-R-0320

For damages alleged to have been sustained as a result of an automobile accident on December 12, 2001 at Ponce de Leon and Briarcliff Avenue.

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 **MARY F. EVANS** the sum of **\$871.90** 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 an automobile accident on December 12, 2001 at Ponce de Leon and Briarcliff Avenue, 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: ROSALIND RUBENS NEWELL  
INTERIM CITY ATTORNEY

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

CONSENT AGENDA

**FAVORAB' REPORT**

COMM: \_\_\_\_\_  
DATE: \_\_\_\_\_  
CHAIR: \_\_\_\_\_  
*Natalya...*  
*Clara...*  
*Carla...*  
*C. T. Martin*

*Misty...*  
MAR 12 2002

ADOPTED BY  
MAR 04 2002  
COUNCIL

CERTIFIED  
MAR 04 2002  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK

CERTIFIED  
MAR 04 2002  
ATLANTA CITY COUNCIL PRESIDENT  
*Robert N. Godfrey*



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**02-R-0320**

**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 **Mary F. Evans** in the sum of **\$871.90** 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 **an automobile accident on December 12, 2001 at Ponce de Leon and Briarcliff Avenue** 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,

*Thonka Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

MAR 04, 2002  
MAR 12, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0065

Date: February 12, 2002

Claimant /Victim MARY F. EVANS
BY: (Atty) (Ins. Co.)
Address: 7426 Westwood Road, Douglasville, Georgia 30134
Subrogation: Claim for Property damage \$ 871.90 Bodily Injury \$
Date of Notice: 1/17/02 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/12/01 Place: Ponce De Leon Avenue & Briarcliff Avenue
Department POLICE Division
Employee involved James Martin Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was struck by a city vehicle that "failed to yield when entering a roadway". The City employee was cited for same.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report Other
Traffic citations issued: City Driver X 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,

[Signature]
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 871.90 Adverse Account charged: 1A01 X 2J01 2H01
Claims Manager: [Signature] Concur/date 02-12-02
Committee Action: Council Action

RCS# 3550  
3/04/02  
1:31 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs.1-12;Except02-R-0348;02-R-0350;0380  
02-R-0387;02-R-0347;02-O-0364;02-O-0249  
ADOPT

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

**SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA**

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

**ITEM (S) REMOVED FROM  
CONSENT AGENDA  
02-O-0364  
02-O-0380  
02-O-0249**

CONSENT I

**ITEMS ADOPTED  
ON CONSENT  
AGENDA**

1. 02-O-0370
2. 02-O-0155
3. 02-O-0200
4. 02-O-0243
5. 02-O-0374
6. 02-O-0371
7. 02-O-0372
8. 02-R-0348
9. 02-R-0350
10. 02-R-0387
11. 02-R-0199
12. 02-R-0209
13. 02-R-0353
14. 02-R-0367
15. 02-R-0383
16. 02-R-0386
17. 02-R-0327
18. 02-R-0328
19. 02-R-0329
20. 02-R-0330
21. 02-R-0331
22. 02-R-0333
23. 02-R-0334
24. 02-R-0339
25. 02-R-0325
26. 02-R-0326
27. 02-R-0345

**ITEMS ADOPTED  
ON CONSENT  
AGENDA**

28. 02-R-0203
29. 02-R-0365
30. 02-R-0315
31. 02-R-0316
32. 02-R-0317
33. 02-R-0318
34. 02-R-0319
35. 02-R-0320
36. 02-R-0321
37. 02-R-0322
38. 02-R-0323
39. 02-R-0284
40. 02-R-0285
41. 02-R-0286
42. 02-R-0287

**ITEMS ADVERSED  
ON CONSENT  
AGENDA**

43. 02-R-0288
44. 02-R-0289
45. 02-R-0290
46. 02-R-0291
47. 02-R-0292
48. 02-R-0293
49. 02-R-0294
50. 02-R-0295
51. 02-R-0296
52. 02-R-0297
53. 02-R-0298
54. 02-R-0299
55. 02-R-0301
56. 02-R-0302
57. 02-R-0303
58. 02-R-0304
59. 02-R-0305
60. 02-R-0306
61. 02-R-0307
62. 02-R-0308
63. 02-R-0309
64. 02-R-0310
65. 02-R-0311
66. 02-R-0312
67. 02-R-0313
68. 02-R-0314