Entered - 02-27-02 - sb
CL 02L0185 - GWENDOLYN BURNS

CLAIM OF: **GARY MIZELL**
1026 Mayson Turner Road, NW
Atlanta, Georgia 30314

02-R-0607

ADOPTED BY
MAY 06 2002
COUNCIL

For bodily injuries alleged to have been sustained as a result of an automobile accident at West Lake Avenue, SW & Ralph David Abernathy Boulevard, SW.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

CERTIFIED
MAY 06 2002
MUNICIPAL CLERK

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 **GARY MIZELL** the sum of **$2,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for bodily injuries alleged to have been sustained as a result of an automobile accident at West Lake Avenue, SW & Ralph David Abernathy Boulevard, 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.

CERTIFIED
MAY 06 2002
ATLANTA CITY COUNCIL

APPROVED: ROSALIND RUBENS NEWELL
INTERIM CITY ATTORNEY

BY: _____
ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

FAVORABLE REPORT
COMM: Public Safety
DATE: 4/9/02
CHAIR:

APPROVED
MAY 14 2002
MAYOR

MUNICIPAL CLERK
ATLANTA, GEORGIA

02-R-0607

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 **Gary Mizell** in the sum of **$2,000.00** 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 at West Lake Avenue, SW & Ralph David Abernathy Boulevard, 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 Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council MAY 06, 2002
APPROVED by the Mayor MAY 14, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0185 Date: March 26, 2002

Claimant /Victim **GARY MIZELL**
BY: (Atty) (Ins. Co.)
Address: 1026 Mayson Turner Road, Atlanta, Georgia 30314
Subrogation: _____ Claim for Property damage $_____ Bodily Injury $ 3,195.00
Date of Notice: 2/27/02 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/19/01 Place: West Lake Avenue, SW & Ralph David Abernathy Blvd., SW
Department POLICE Division
Employee involved James A. Roey Disciplinary Action: Oral admonishment

NATURE OF CLAIM: Claimant sustained bodily injuries when the vehicle in which he drove was rear-ended by a police vehicle. The city employee was cited for "following too closely".

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 X
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 $ **2,000.00** Adverse _____ Account charged: 1A01 **X** 2J01 _____ 2P01 _____ 2H01 _____
Claims Manager: _____ Concur/date 03/28/02
Committee Action: _____ Council Action _____

FORM 23-61

RCS# 3723
5/06/02
4:03 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-14: Except 02-R-0507: 02-O-0668
02-R-0701; 02-O-0594; 02-O-0675; 0584
ADOPT

YEAS:	14
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	1
EXCUSED:	0
ABSENT	1

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
B Winslow	Y Muller	Y Boazman	NV Woolard

ITEM (S) REMOVED FROM <u>CONSENT AGENDA</u>
02-R-0701
02-O-0584
02-O-0594
02-O-0675
02-O-0668

		05/06/02 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	**ITEMS ADOPTED ON CONSENT AGENDA**	**ITEMS ADVERSED ON CONSENT AGENDA**
1. 02-O-0666	34. 02-R-0613	47. 02-R-0625
2. 02-O-0678	35. 02-R-0614	48. 02-R-0626
3. 02-O-0681	36. 02-R-0615	49. 02-R-0627
4. 02-O-0684	37. 02-R-0616	50. 02-R-0628
5. 02-O-0487	38. 02-R-0617	51. 02-R-0629
6. 02-O-0491	39. 02-R-0618	52. 02-R-0630
7. 02-O-0686	40. 02-R-0619	53. 02-R-0631
8. 02-O-0687	41. 02-R-0620	54. 02-R-0632
9. 02-O-0688	42. 02-R-0621	55. 02-R-0633
10. 02-O-0086	43. 02-R-0622	56. 02-R-0634
11. 02-O-0672	44. 02-R-0623	57. 02-R-0635
12. 02-O-0689	45. 02-R-0624	58. 02-R-0636
13. 02-O-0563	46. 02-R-0700	59. 02-R-0637
14. 02-O-0673		60. 02-R-0638
15. 02-O-0674		61. 02-R-0639
16. 02-R-0512		62. 02-R-0640
17. 02-R-0680		63. 02-R-0641
18. 02-R-0598		64. 02-R-0642
19. 02-R-0697		65. 02-R-0643
20. 02-R-0600		66. 02-R-0644
21. 02-R-0658		67. 02-R-0645
22. 02-R-0702		68. 02-R-0646
23. 02-R-0480		69. 02-R-0647
24. 02-R-0507		70. 02-R-0648
25. 02-R-0501		71. 02-R-0649
26. 02-R-0604		72. 02-R-0650
27. 02-R-0704		73. 02-R-0651
28. 02-R-0607		74. 02-R-0652
29. 02-R-0608		75. 02-R-0653
30. 02-R-0609		76. 02-R-0654
31. 02-R-0610		77. 02-R-0655
32. 02-R-0611		78. 02-R-0656
33. 02-R-0612		79. 02-R-0657