

02-*R*-0910

Entered - 05/08/02 - sb
CL02L0323 - DIANNE C. MITCHELL

CLAIM OF: **CHRISTINE SPOKES AND DANNY E. CARGAL**
1743 Fernleaf Circle, NW
Atlanta, Georgia 30318

For damages alleged to have been sustained as a result of a vehicular accident on April 10, 2002 at West Lake Avenue and Calloway Drive.

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 **CHRISTINE SPOKES AND DANNY E. CARGAL** the sum of \$661.38 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 a vehicular accident on April 10, 2002 at West Lake Avenue and Calloway Drive as is more particularly set forth in the within claim; said sum taken from and charged to account 2P01/529017/M31001, Settlement of Suits and Claims, Department of Law.

APPROVED: **ROSALIND RUBENS NEWELL** **CONSENT AGENDA**
INTERIM CITY ATTORNEY

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

FAVORABLE REPORT

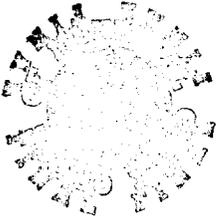
COMM: *Public Safety*
DATE: *5/28/02*
CHAIR: *[Signature]*
[Signature]
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APPROVED
[Signature]
JUN 10 2002
MAYOR

ADOPTED BY
JUN 03 2002
COUNCIL

CERTIFIED
JUN 03 2002
Rosalind Rubens Newell
MUNICIPAL CLERK

CERTIFIED
JUN 03 2002
ATLANTA CITY COUNCIL PRESIDENT
[Signature]



MUNICIPAL CLERK
ATLANTA, GEORGIA

CORRECTED COPY

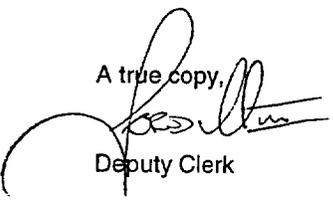
02-R-0910

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 **Christine Spokes and Danny E. Cargal** in the sum of **\$661.38** 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 a **vehicle accident on April 10, 2002 at West Lake Avenue and Calloway Drive** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2P01/529017/M31001, Settlement of Suits and Claims, Department of Law.

A true copy,


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

JUN 03, 2002
JUN 10, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0325

Date: May 13, 2002

Claimant /Victim YVETTE W. PATTERSON

BY: (Atty)(Ins. Co.)

Address: 1743 Fernleaf Circle, NE, Atlanta, Georgia 30318

Subrogation: Claim for Property damage \$ 661.38 Bodily Injury \$

Date of Notice: 04/30/02 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.)

Date of Occurrence 04/10/02 Place: West Lake Avenue and Calloway Drive

Department Public Works Division: Solid Waste Services

Employee involved Arthur Fanning Disciplinary Action: Pending

NATURE OF CLAIM: The driver of the City vehicle failed to properly secure the load on the truck he was driving and a tire fell from the vehicle and struck the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee X Claimant Others Written Oral X

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 Ministerial X

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 - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 661.38 Adverse X Account charged: 1A01 2J01 2H01 2P01 X

Claims Manager: [Signature] Concur/date 05-14-02

Committee Action: Council Action

RCS# 3776
6/03/02
2:19 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-14; Except 02-R-0974; 02-O-0952

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 |
| B 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-0952

06/03/02 Council Meeting

ITEMS ADOPTED ON CONSENT AGENDA

ITEMS ADOPTED ON CONSENT AGENDA

ITEMS ADVERSESED ON CONSENT AGENDA

1. 02-O-0726
2. 02-O-0723
3. 02-O-0694
4. 02-O-0854
5. 02-O-0709
6. 02-O-0710
7. 02-O-0711
8. 02-O-0712
9. 02-O-0713
10. 02-O-0714
11. 02-O-0715
12. 02-O-0716
13. 02-O-0717
14. 02-O-0953
15. 02-O-0719
16. 02-O-0720
17. 02-O-0722
18. 02-O-0959
19. 02-O-0962
20. 02-O-0966
21. 02-O-0967
22. 02-O-0730
23. 02-O-0958
24. 02-O-0961
25. 02-R-0894
26. 02-R-0948
27. 02-R-0949
28. 02-R-0905
29. 02-R-0906
30. 02-R-0904
31. 02-R-0954
32. 02-R-0974
33. 02-R-0801

34. 02-R-0892
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 79. 02-R-0946
 80. 02-R-0947
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