

Entered - 01-24-02 - sb  
CL 02L0068 - GWENDOLYN BURNS

CLAIM OF: GMAC INSURANCE  
as subrogee of Tina Weaver  
P.O. Box 1429  
Winston Salem, NC 27199-3600

02-*R*-0911

For vehicular damages alleged to have been sustained as a result of an automobile accident on January 2, 2002 at Lakewood Avenue SE and Lakewood Freeway Ramp.

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 **GMAC INSURANCE as subrogee of Tina Weaver** the sum of **\$2,000.00** 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 January 2, 2002 at Lakewood Avenue SE and Lakewood Freeway Ramp** 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.

CONSENT AGENDA

APPROVED: ROSALIND RUBENS NEWELL  
ACTING CITY ATTORNEY

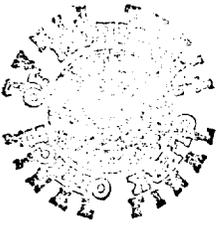
BY: *Robert Godfrey*  
ROBERT GODFREY  
DEPUTY CITY ATTORNEY

**FAVORABLE REPORT**  
COMM *Public Safety*  
DATE *5/28/02*  
*Atala Archibald*  
*C. J. ...*  
*Celia ...*  
*...*  
*Carla ...*

**APPROVED**  
*Shirley ...*  
JUN 10 2002  
MAYOR

ADOPTED BY  
JUN 09 2002  
COUNCIL  
**CERTIFIED**  
JUN 09 2002  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK

**CERTIFIED**  
JUN 09 2002  
ATLANTA CITY COUNCIL PRESIDENT  
*Atala W. ...*



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

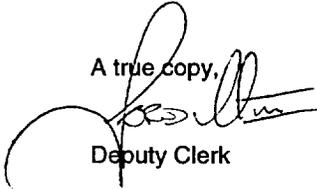
**02-R-0911**

**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 **GMAC Insurance as subrogee of Tina Weaver** 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 on January 2, 2002 at Lake wood Avenue SE and Lakewood Freeway Ramp** 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,

  
Deputy Clerk

**ADOPTED by the Council  
APPROVED by the Mayor**

**JUN 03, 2002  
JUN 10, 2002**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0068

Date: May 14, 2002

Claimant /Victim TINA WEAVER
BY: (Atty) (Ins. Co.) GMAC INSURANCE
Address: P.O Box 1429 Winston-Salem, North Carolina 27199-3600
Subrogation: X Claim for Property damage \$ 5,604.24 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 1/02/02 Place: Lakewood Avenue, SE & Lakewood Freeway Ramp
Department POLICE Division
Employee involved Brendon M. Barth Disciplinary Action: Written Reprimand

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was struck by a city vehicle that "failed to stop at a stop sign". 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
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 05-15-02
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

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**06/03/02 Council Meeting**

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**ITEMS ADOPTED ON  
CONSENT AGENDA**

**ITEMS ADOPTED ON  
CONSENT AGENDA**

**ITEMS  
ADVERSED  
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
35. 02-R-0895
36. 02-R-0896
37. 02-R-0897
38. 02-R-0898
39. 02-R-0903
40. 02-R-0950
41. 02-R-0968
42. 02-R-0975
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  79. 02-R-0946
  80. 02-R-0947
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