

Entered - 02-4-02 - sb
CL 02L0094 - GWENDOLYN BURNS

CLAIM OF: **JONATHAN WRIGHT**
P. O. Box 160091
Atlanta, Georgia 30316

02-*R*-0914

ADOPTED BY
JUN 03 2002
COUNCIL

For vehicular damages alleged to have been sustained as a result of a construction site in the roadway that was left in an open and unsafe condition on January 26, 2002 at 1365 Peachtree Street, NE.

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 **JONATHAN WRIGHT** the sum of **\$843.09** 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 a construction site in the roadway that was left in an open and unsafe condition on January 26, 2002 at 1365 Peachtree Street, NE as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

CONSENT AGENDA

APPROVED: ROSALIND RUBENS NEWELL
INTERIM CITY ATTORNEY

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

CERTIFIED
JUN 03 2002
ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Marshall

FAVORABLE REPORT

COMM: *Public Safety*
DATE: *5/28/02*
CHAIR: *[Signature]*
[Signature]
[Signature]
[Signature]
[Signature]

[Signature]
JUN 10 2002
MAYOR



MUNICIPAL CLERK
ATLANTA, GEORGIA

CORRECTED COPY

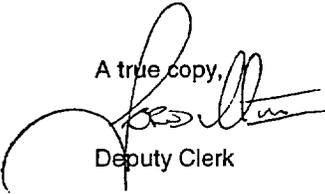
02-R-0914

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 **Jonathan Wright** in the sum of **\$843.09** 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 construction site in the roadway that was left in an open and unsafe condition on January 26, 2002 at 1365 Peachtree, NE** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/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. 02L0094

Date: May 14, 2002

Claimant /Victim JONATHAN WRIGHT

BY: (Atty) (Ins. Co.)

Address: P.O. Box 160091, Atlanta, Georgia 30316

Subrogation: Claim for Property damage:\$ 843.09 Bodily Injury \$

Date of Notice: 01/28/02 Method: Written, Proper X Improper

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

Date of Occurrence 1/26/02 Place: 1365 Peachtree Street, NE

Department PUBLIC WORKS Division Sewer Operations

Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant sustained vehicular damage when he drove over a sanitary sewer construction site in the roadway that was improperly covered.

INVESTIGATION:

Statements: City employee X Claimant Others Written Oral X

Pictures Diagrams Reports: Police X Dept Report X Other X

Traffic citations issued: City Driver 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,

Gwendolyn Burns
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 843.09 Adverse Account charged: 1A01 2J01 X 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

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

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

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
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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 77. 02-R-0944
 78. 02-R-0945
 79. 02-R-0946
 80. 02-R-0947
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