

Entered - 08-01-01 - sb
CL 01L0496 ALEXIS HOLMES

02- R -1192

CLAIM OF: **MARCO MASI**
631 Myrtle Street
Atlanta, Georgia 30308

For damages to have been sustained as a result of driving over a pothole in the road on March 3, 2001 at Williams Street.

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 **MARCO MASI** the sum of **\$800.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages to have been sustained as a result of driving over a pothole in the road on March 3, 2001 at Williams Street 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 N. GODFREY
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM P. S. L. A.
DATE 7/9/02
CHAIR *[Signature]*
[Signature]
C. T. Martin
Carla Smith

APPROVED
JUL 2 2002
Stanley Frankel
MAYOR

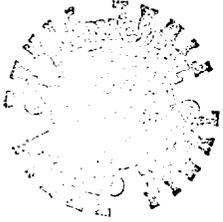
ADOPTED BY

JUL 15 2002

COUNCIL

CERTIFIED
JUL 15 2002
ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Hoyle

CERTIFIED
JUL 15 2002
[Signature]
MAYOR



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

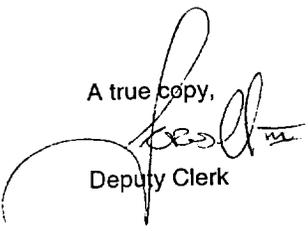
02-R-1192

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 **Marco Masi** in the sum of **\$800.00** 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 **a driving over a pothole in the road on March 3, 2001 at Williams Street** 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**

**JULY 15, 2002
JULY 22, 2002**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0496

Date: 06/25/02

Claimant /Victim MARCO MASI
BY: (Atty)
Address: 631 Myrtle Street Unit # 9 Atlanta, Georgia 30308
Subrogation: Claim for Property damage \$ 1,465.89 Bodily Injury \$
Date of Notice: 07/30/01 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 03/03/01 Place: Williams Street
Department Public Works Division: Street Operations
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant states that he sustained vehicular damages when he drove over a pothole in the road incurring damages in the above amount. The investigation determined that the City had prior notice of the condition of the road and failed to repair the defect. However, the City has made the necessary repairs to the pothole.

INVESTIGATION:

Statements: City employee Claimant X Other X Written X Oral X
Pictures X Diagrams Reports: Police Dept Report 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
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,

Alexis Holmes
INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 800.00 Adverse Account charged: 1A01 X 2J01 2H01
Claims Manager: Concur/date 06-27-02
Committee Action: Council Action

RCS# 3893
7/15/02
5:12 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-11; EXCEPT 02-R-1278

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

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

1 st Consent I Vote:	15 Yeas; 0 Nays	(See RCS #3874)
Reconsidered	11 Yeas; 0 Nays	(See RCS #3892)

CONSENT I

		07/15/02 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 02-O-1255	34. 02-R-1229	52. 02-R-1197
2. 02-O-1256	35. 02-R-1230	53. 02-R-1198
3. 02-O-1262	36. 02-R-1231	55. 02-R-1199
4. 02-O-0969	37. 02-R-1252	56. 02-R-1200
5. 02-O-1149	38. 02-R-1183	57. 02-R-1201
6. 02-O-1100	39. 02-R-1184	58. 02-R-1202
7. 02-O-1175	40. 02-R-1185	59. 02-R-1203
8. 02-O-1105	41. 02-R-1186	60. 02-R-1204
9. 02-O-1109	42. 02-R-1187	61. 02-R-1205
10. 02-O-1110	43. 02-R-1188	62. 02-R-1206
11. 02-O-1111	44. 02-R-1189	63. 02-R-1207
12. 02-O-1112	45. 02-R-1190	64. 02-R-1208
13. 02-O-1113	46. 02-R-1191	65. 02-R-1209
14. 02-O-1114	47. 02-R-1192	66. 02-R-1210
15. 02-O-1115	48. 02-R-1193	
16. 02-O-1116	49. 02-R-1194	
17. 02-O-1117	50. 02-R-1195	
18. 02-O-1144	51. 02-R-1196	
19. 02-R-0363		
20. 02-R-1225		
21. 02-R-1249		
22. 02-R-1250		
23. 02-R-1251		
24. 02-R-1263		
25. 02-R-1276		
26. 02-R-1277		
27. 02-R-1214		
28. 02-R-1215		
29. 02-R-1274		
30. 02-R-1211		
31. 02-R-1212		
32. 02-R-1227		
33. 02-R-1228		