

Entered - 6-13-02 - sb  
CL 02L0420 - GWENDOLYN BURNS

CLAIM OF: CITGO FOOD MART  
1072 Cascade Road, SW  
Atlanta, Georgia 30311

02- *R*-1417

ADOPTED BY  
SEP 03 2002  
COUNCIL

For property damages alleged to have been sustained when a City sewer vehicle backed into a store sign on March 14, 2002 at 1072 Cascade Road, SW.

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 **CITGO FOOD MART** the sum of **\$866.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained when a City sewer vehicle backed into a store sign on March 14, 2002 at 1072 Cascade Road, SW., as is more particularly set forth in the within claim; said sum taken from and charged to account 2P01/529017/T33301, Settlement of Suits and Claims, Department of Law.

APPROVED: ROSALIND RUBENS NEWELL  
ACTING CITY ATTORNEY

BY: *Robert Godfrey*  
ROBERT GODFREY  
DEPUTY CITY ATTORNEY

FAVORABLE  
COMM: *Public Safety*  
DATE: *8/27/02*  
CHAIR: *[Signature]*  
*[Signature]* Cit Mart  
1414 S.W.  
Carla Smith  
*[Signature]*

APPROVED  
*[Signature]*  
MAYOR

CERTIFIED  
SEP 03 2002  
ATLANTA CITY COUNCIL ADMINISTRATION  
*Carla Smith*

CERTIFIED  
SEP 03 2002  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK

**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**02-R-1417**

**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 **Citgo Food Mart c/o Gulnar Hasnani** in the sum of **\$866.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **when a City sewer vehicle backed into a store sign on March 14, 2002 at 1072 Cascade Road, 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 Daughin Johnson*  
Municipal Clerk, CMC

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

SEP 03, 2002  
SEP 11, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0420

Date: August 13, 2002

Claimant /Victim CITGO FOOD MART
BY: (Atty) (Ins. Co.)
Address: 1072 Cascade Road, SW, Atlanta, Georgia 30311
Subrogation: Claim for Property damage \$ 866.00 Bodily Injury \$
Date of Notice: 06/06/02 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 3/14/02 Place: 1072 Cascade Road, SW
Department PUBLIC WORKS Division Solid Waste Services
Employee involved Albert Bryant Disciplinary Action: Written Reprimand

NATURE OF CLAIM: Claimant sustained property damage when a city vehicle backed into a store sign.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report X Other
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 \$ 866.00 Adverse Account charged: 1A01 2P01 X 2J01 2H01
Claims Manager: Concur/date 08-16-02
Committee Action: Council Action

RCS# 3953  
9/03/02  
1:47 PM

Atlanta City Council

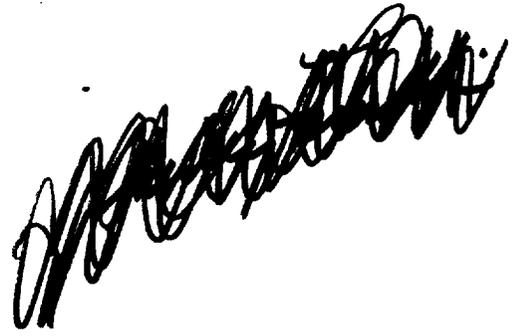
Regular Session

CONSENT I Pgs. 1-14; Except 02-R-1137; 02-R-1458

ADOPT

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

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



CONSENT I

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**09/03/02 Council Meeting**

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**ITEMS ADOPTED ON CONSENT  
AGENDA****ITEMS ADVERSED  
ON CONSENT AGENDA**

- |               |               |               |
|---------------|---------------|---------------|
| 1. 02-O-1455  | 43. 02-R-1492 | 59. 02-R-1418 |
| 2. 02-O-1456  | 44. 02-R-1347 | 60. 02-R-1419 |
| 3. 02-O-1457  | 45. 02-R-1461 | 61. 02-R-1420 |
| 4. 02-O-1460  | 46. 02-R-1462 | 62. 02-R-1421 |
| 5. 02-O-1454  | 47. 02-R-1471 | 63. 02-R-1422 |
| 6. 02-O-1336  | 48. 02-R-1484 | 64. 02-R-1423 |
| 7. 02-O-1337  | 49. 02-R-1486 | 65. 02-R-1424 |
| 8. 02-O-1339  | 50. 02-R-1363 | 66. 02-R-1425 |
| 9. 02-O-1340  | 51. 02-R-1364 | 67. 02-R-1426 |
| 10. 02-O-1341 | 52. 02-R-1365 | 68. 02-R-1427 |
| 11. 02-O-1342 | 53. 02-R-1412 | 69. 02-R-1428 |
| 12. 02-O-1343 | 54. 02-R-1413 | 70. 02-R-1429 |
| 13. 02-O-1226 | 55. 02-R-1414 | 71. 02-R-1430 |
| 14. 02-O-1446 | 56. 02-R-1415 | 72. 02-R-1431 |
| 15. 02-O-1465 | 57. 02-R-1416 | 73. 02-R-1432 |
| 16. 02-R-1370 | 58. 02-R-1417 | 74. 02-R-1433 |
| 17. 02-R-1371 |               | 75. 02-R-1434 |
| 18. 02-R-1372 |               | 76. 02-R-1435 |
| 19. 02-R-1373 |               | 77. 02-R-1436 |
| 20. 02-R-1374 |               | 78. 02-R-1437 |
| 21. 02-R-1375 |               | 79. 02-R-1438 |
| 22. 02-R-1376 |               |               |
| 23. 02-R-1378 |               |               |
| 24. 02-R-1379 |               |               |
| 25. 02-R-1380 |               |               |
| 26. 02-R-1392 |               |               |
| 27. 02-R-1468 |               |               |
| 28. 02-R-1480 |               |               |
| 29. 02-R-1481 |               |               |
| 30. 02-R-1482 |               |               |
| 31. 02-R-1483 |               |               |
| 32. 02-R-1385 |               |               |
| 33. 02-R-1479 |               |               |
| 34. 02-R-1369 |               |               |
| 35. 02-R-1439 |               |               |
| 36. 02-R-1440 |               |               |
| 37. 02-R-1495 |               |               |
| 38. 02-R-1500 |               |               |
| 39. 02-R-1501 |               |               |
| 40. 02-R-1386 |               |               |
| 41. 02-R-1388 |               |               |
| 42. 02-R-1491 |               |               |

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1<sup>st</sup> Consent I Vote: 14 Yeas; 0 Nays (See RCS #3953)  
Items Removed from Consent: 02-R-1137; 02-R-1458