

Entered - 11-20-02 - sb  
CL 02L0819 - GWENDOLYN BURNS

CLAIM OF: SUZANNE C. ROGERS  
1976-A Kimberly Village Lane  
Marietta, Georgia 30067

03-R-0090

ADOPTED BY  
FEB 03 2003  
COUNCIL

For vehicular damages alleged to have been sustained from an automobile accident that occurred on May 17, 2002 at Lenox Road, NE & TVC Expressway, NE (Georgia 400).

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 SUZANNE C. ROGERS 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 from an automobile accident that occurred on May 17, 2002 at Lenox Road, NE & TVC Expressway, NE (Georgia 400) 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.

CERTIFIED  
FEB 03 2003  
ATLANTA CITY COUNCIL PRESIDENT  
*Catherine M. Woodward*

CERTIFIED  
FEB 03 2003  
*Rosalind Rubens Newell*  
MUNICIPAL CLERK

APPROVED:  
LINDA K. DISANTIS  
CITY ATTORNEY

BY: *Rosalind Rubens Newell*  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: *Rosalind Rubens Newell*  
DATE: *11-28-03*  
CHAIR: *Mary Woodward*  
*C. ...*  
*...*  
*...*  
*...*

APPROVED  
*Rosalind Rubens Newell*  
FEB 11 2003  
MAYOR



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**03-R-0090**

**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 **Suzanne C. Rogers** 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 **from an automobile accident that occurred on May 17, 2002 at Lenox Rd., NE & TVC Expressway, NE (Georgia 400)** 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**

**FEB 03, 2003  
FEB 11, 2003**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0819

Date: January 14, 2003

Claimant /Victim SUZANNE C. ROGERS
BY: (Atty) (Ins. Co.)
Address: 1976-A Kimberly Village Lane, Marietta, Georgia 30067
Subrogation: Claim for Property damage \$ 571.44 Bodily Injury \$ 1,947.00
Date of Notice: 11/14/02 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 5/17/02 Place: Lenox Road, NE & TVC Expressway, NE (Georgia 400)
Department POLICE Division
Employee involved Thomas G. O'Neil Disciplinary Action: Written Reprimand

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was struck by a City vehicle that "failed to yield when entering a roadway". The city vehicle 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 01-16-03
Committee Action: Council Action

RCS# 4417  
2/03/03  
2:27 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-7: Except 02-O-2096

ADOPT

YEAS: 15  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 0

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

CONSENT I

---

**2/03/03 FULL COUNCIL MEETING**

---

**Items Adopted on the  
Consent Agenda**

1. 03-O-0033
2. 03-O-0123
3. 03-O-0109
4. 02-O-1038
5. 03-O-0105
6. 03-O-0057
7. 03-O-0111
8. 03-R-0121
9. 03-R-0069
10. 03-R-0070
11. 03-R-0071
12. 03-R-0072
13. 03-R-0073
14. 03-R-0074
15. 03-R-0075
16. 03-R-0076
17. 03-R-0077
18. 03-R-0078
19. 03-R-0079
20. 03-R-0126
21. 03-R-0090

**Items Adversed on the Consent  
Agenda**

22. 03-R-0091
23. 03-R-0092
24. 03-R-0093
25. 03-R-0094
26. 03-R-0095
27. 03-R-0096
28. 03-R-0097
29. 03-R-0098
30. 03-R-0099
31. 03-R-0100

---

Consent I Vote: 15Yeas; 0 Nays: (See RCS #4417)  
Item Removed from the Consent Agenda: 02-O-2096