

Entered - 9-14-01 - sb
CL 01L0586 - GWENDOLYN BURNS

CLAIM OF: VERONICA PATRICK
266 Atlanta Avenue
Atlanta, Georgia 30315

03-*R*-0129

ADOPTED BY
FEB 17 2003
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 August 19, 2001 at 829 E. Confederate Avenue.

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 VERONICA PATRICK the sum of \$1,079.75 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 August 19, 2001 at 829 E. Confederate Avenue 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.

APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

CERTIFIED
FEB 17 2003
ATLANTA CITY COUNCIL PRESIDENT
Cathie W. Hoofnards

CERTIFIED
FEB 17 2003
Municipal Clerk
Rose D. ...

FAVORABLE REPORT

COMM: *Public Safety* ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DATE: *2-11-03*

CHAIR: _____

APPROVED
FEB 25 2003
Mailey



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

03-R-0129

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 **Veronica Patrick** in the sum of **\$1,079.75** 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 August 19, 2001 at 829 E. Confederate Avenue** 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,

Shonda Daughin Johnson
Municipal Clerk, CMG

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

FEB 17, 2003
FEB 25, 2003

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0586

Date: January 30, 2003

Claimant /Victim VERONICA PATRICK
BY: (Atty) (Ins. Co.)
Address: 266 Atlanta Avenue, SE, Atlanta, Georgia 30315
Subrogation: Claim for Property damage:\$ 1,079.75 Bodily Injury \$
Date of Notice: 09/14/01 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 8/19/01 Place: 829 E. Confederate Avenue, SE
Department WASTERSHEAD MANAGEMENT Division Sewer Operations
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant sustained vehicular damage when she 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 Dept Report 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 \$ 1,079.75 Adverse Account charged: 1A01 2J01 X 2P01 2H01
Claims Manager: Concur/date 01-31-03
Committee Action: Council Action

RCS# 4470
2/17/03
2:22 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-11: Except 03-R-0224

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
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	Y Boazman	NV Woolard

CONSENT I

2/17/03 FULL COUNCIL MEETING

**Items Adopted on the
Consent Agenda**

1. 02-O-0037
2. 03-O-0127
3. 03-O-0185
4. 03-O-0187
5. 03-O-0085
6. 03-O-0125
7. 03-R-0143
8. 03-R-0144
9. 03-R-0189
10. 03-R-0210
11. 03-R-0211
12. 03-R-0212
13. 03-R-0213
14. 03-R-0145
15. 03-R-0146
16. 03-R-0149
17. 03-R-0150
18. 03-R-0151
19. 03-R-0152
20. 03-R-0153
21. 03-R-0160
22. 03-R-0207
23. 03-R-0208
24. 03-R-0209
25. 03-R-0141
26. 03-R-0142
27. 03-R-0140
28. 03-R-0128
29. 03-R-0129
30. 03-R-0130
31. 03-R-0131
32. 03-R-0132
33. 03-R-0133
34. 03-R-0134
35. 03-R-0135
36. 03-R-0136

**Items Adversed on the Consent
Agenda**

37. 03-R-0161
38. 03-R-0162
39. 03-R-0137
40. 03-R-0138
41. 03-R-0139
42. 03-R-0163
43. 03-R-0164
44. 03-R-0165
45. 03-R-0166
46. 03-R-0167
47. 03-R-0168
48. 03-R-0169
49. 03-R-0170
50. 03-R-0171
51. 03-R-0172
52. 03-R-0173
53. 03-R-0174
54. 03-R-0175
55. 03-R-0176
56. 03-R-0177
57. 03-R-0178
58. 03-R-0179
59. 03-R-0180
60. 03-R-0181
61. 03-R-0201

Consent I Vote: 14Yeas; 0 Nays: (See RCS #4470)

Item Removed from the Consent Agenda: 03-R-0224