



CITY COUNCIL  
ATLANTA, GEORGIA

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

03-R-0283

**A RESOLUTION AUTHORIZING THE SETTLEMENT OF THE CLAIM OF SONIA M. BUSH IN THE AMOUNT OF \$2,847.27 AGAINST THE CITY OF ATLANTA AND FOR OTHER PURPOSES**

**WHEREAS**, during 2002 the City, through its contractor, The Lions Group, Inc, has engaged in the second phase of widening Campbellton Road in Southwest Atlanta; and

**WHEREAS**, SONIA M. BUSH, has filed a claim against the City of Atlanta seeking recovery for damage sustained to her vehicle arising from driving over a pot hole that surrounded an exposed water valve that was created by The Lions Group, Inc. and left in an open and unsafe condition during the road resurfacing phase of the project; and

**WHEREAS**, the damage done to SONIA M. BUSH'S vehicle that was created by the Lions Group, Inc. consisted of a broken housing surrounding the transmission and a bent frame; and

**WHEREAS**, the investigation of this claim determined that The Lions Group, Inc. failed to properly secure the construction site at this location prior to Ms. Bush's incident; and

**WHEREAS**, the claim was forwarded to the Lions Group, Inc. and its insurance company, Central Insurance Company, for payment, however, The Lions Group, Inc. and Central Insurance Company have denied Ms. Bush's claim and has based the denial on their assertion that they are not responsible for the damages that resulted from the exposed construction site; and

**WHEREAS**, the claimant has asserted damages in the amount of \$2,847.27 and has agreed to accept this sum in full and complete satisfaction and settlement of her claim against the City of Atlanta; and

**WHEREAS**, the City Attorney has recommended that the claim of SONIA M. BUSH, be settled for the sum of \$2,847.27.

**THEREFORE, BE IT RESOLVED** that the Council of the City of Atlanta, Georgia that \$2,847.27 be paid by the City of Atlanta to SONIA BUSH, in satisfaction of any and all claims she may have stemming from damages sustained to her vehicle on or about October 13, 2002, at 3096 Campbellton Road, SW, and that the City Attorney prepare appropriate releases.

**BE IT FURTHER RESOLVED** that the City Attorney be granted the authority to take all necessary action, up to and including the filing of a lawsuit to pursue recovery for the damages caused by the inactions of the Lions Group, Inc.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is hereby authorized to pay the above mentioned sum from account number 1A01/529017/T31001.

A true copy,

*Shanda Daphnia Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

MAR 03, 2003  
MAR 11, 2003

RCS# 4504  
3/03/03  
2:24 PM

Atlanta City Council

Regular Session

CONSENT 1

Pgs. 1-11: Except 03-R-0321;

Adopt

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 4  
EXCUSED: 0  
ABSENT 0

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

CONSENT 1

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**3/03/03 FULL COUNCIL MEETING**

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**Items Adopted on the  
Consent Agenda**

1. 03-O-0154
2. 03-O-0155
3. 03-O-0156
4. 03-O-0157
5. 03-O-0158
6. 03-O-0159
7. 03-O-0227
8. 03-O-0230
9. 03-O-0231
10. 03-O-0278
11. 03-R-0232
12. 03-R-0285
13. 03-R-0216
14. 03-R-0222
15. 03-R-0309
16. 03-R-0226
17. 03-R-0283
18. 03-R-0284
19. 03-R-0324
20. 03-R-0237
21. 03-R-0238
22. 03-R-0239
23. 03-R-0240
24. 03-R-0241
25. 03-R-0242
26. 03-R-0243
27. 03-R-0245
28. 03-R-0279
29. 03-R-0280
30. 03-R-0281
31. 03-R-0282

**Items Adversed on the Consent  
Agenda**

32. 03-R-0244
33. 03-R-0246
34. 03-R-0247
35. 03-R-0248
36. 03-R-0249
36. 03-R-0250
37. 03-R-0251
38. 03-R-0252
39. 03-R-0253
40. 03-R-0254
41. 03-R-0255
42. 03-R-0256
43. 03-R-0257
44. 03-R-0258
45. 03-R-0259
46. 03-R-0260
47. 03-R-0261
48. 03-R-0262
49. 03-R-0263
50. 03-R-0264
51. 03-R-0265
52. 03-R-0266
53. 03-R-0267
54. 03-R-0268
55. 03-R-0269
56. 03-R-0270
57. 03-R-0271
58. 03-R-0272
59. 03-R-0273
60. 03-R-0274
61. 03-R-0275
62. 03-R-0276
63. 03-R-0277

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Consent I Vote: 12Yeas; 0 Nays: (See RCS #4504)  
Item Removed from the Consent Agenda: 03-R-0321

03-R-0283

(Do Not Write Above This Line)

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BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF THE CLAIM OF SONIA M. BUSH IN THE AMOUNT OF \$2,847.27 AGAINST THE CITY OF ATLANTA

By: Rosalind Rubens Newell Deputy City Attorney

ADOPTED BY

- CONSENT REFER
REGULAR REPORT REFER
ADVERTISE & REFER
1st ADOPT 2nd READ & REFER
PERSONAL PAPER REFER

Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:

First Reading

Committee
Date
Chair
Referred to

Committee
Date
Chair
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

FINAL COUNCIL ACTION
2nd
1st & 2nd
3rd
Readings
Consent
V Vote
RC Vote

CERTIFIED

CERTIFIED
MAR 0 3 2003

ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Norwood

CERTIFIED
MAR 0 3 2003

Rosalee Douglas Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

Handwritten signature of Mayor's Action