

Entered - 02/11/03 - sb  
CL03L0101 - DIANNE C. MITCHELL

CLAIM OF: **JAMES O. WATSON, JR.**  
621 Hillpine Drive, NE  
Atlanta, Georgia 30306

**03- R -0331**

**ADOPTED BY**  
**MAR 17 2003**  
**COUNCIL**

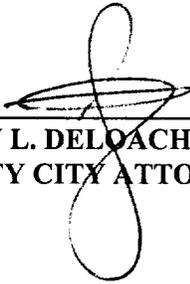
For damages alleged to have been sustained as a result of vehicular damage due to driving over an unraised manhole on November 22, 2002 at 1230 East Rock Springs Road.

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 **JAMES O. WATSON, JR.** the sum of **\$785.34** 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 vehicular damage due to driving over an unraised manhole on November 22, 2002 at 1230 East Rock Springs Road 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: **LINDA K. DISANTIS**  
CITY ATTORNEY

**CERTIFIED**  
MAR 17 2003  
ATLANTA CITY COUNCIL PRESIDENT  
*Catherine W. Woodard*

BY:   
**JERRY L. DELOACH**  
DEPUTY CITY ATTORNEY

**FAVORABLE REPORT**

COMM: *Public Safety*

DATE: *7-13-03*

CHAIR: 



*Clara...*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CERTIFIED**  
MAR 17 2003  
MUNICIPAL CLERK  
*Rose Douglas Johnson*

**APPROVED**  
*Shirley Franklin*  
MAYOR



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**03-R-0331**

**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 **James O. Watson, Jr.** in the sum of **\$785.34** 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 vehicular damage due to driving over an unraised manhole on November 22, 2002 at 1230 East Rock Springs Road** 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 City Council  
APPROVED by the Mayor**

March 17, 2003  
March 25, 2003

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0101

Date: February 18, 2003

Claimant /Victim JAMES O. WATSON, JR.

BY: (Atty)(Ins. Co.) \_\_\_\_\_

Address: 621 Hillpine Drive, NE, Atlanta, Georgia 30306

Subrogation: \_\_\_\_\_ Claim for Property damage \$ 785.34 Bodily Injury \$ \_\_\_\_\_

Date of Notice: 02/04/03 Method: Written, proper X Improper \_\_\_\_\_

Conforms to Notice: O.C.G.A. §36-33-5 \_\_\_\_\_ X Ante Litem (6 Mo.) \_\_\_\_\_ X

Date of Occurrence 11/22/02 Place: 1230 East Rock Springs Road

Department Public Works Bureau: Highways and Streets

Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

NATURE OF CLAIM: The claimant damaged his vehicle when he drove over an unraised manhole. The investigation determined that the City failed to raise the manhole during a re-paving project.

INVESTIGATION:

Statements: City employee X Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral X

Pictures X 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 \_\_\_\_\_

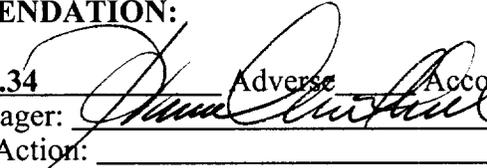
Claimant Negligent \_\_\_\_\_ City Negligent X Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 785.34 Adverse \_\_\_\_\_ Account charged: 1A01 X 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_ 2P01 \_\_\_\_\_

Claims Manager:  Concur/date 02 24 03

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_



---

**3/17/03 FULL COUNCIL MEETING**

---

**Items Adopted on the  
Consent Agenda**

1. 03-O-0408
2. 03-O-0392
3. 03-O-0305
4. 03-O-0380
5. 03-O-0388
6. 03-O-0234
7. 03-O-0228
8. 03-O-0229
9. 03-O-0385
10. 03-O-0386
11. 03-R-0348
12. 03-R-0349
13. 03-R-0351
14. 03-R-0352
15. 03-R-0597
16. 03-R-0353
17. 03-R-0354
18. 03-R-0190
19. 03-R-0346
20. 03-R-0361
21. 03-R-0417
22. 03-R-0356
23. 03-R-0357
24. 03-R-0358
25. 03-R-0370
26. 03-R-0371
27. 03-R-0372
28. 03-R-0373
29. 03-R-0374
30. 03-R-0383
31. 03-R-0387
32. 03-R-0325
33. 03-R-0326
34. 03-R-0327
35. 03-R-0328

**Items Adversed on the Consent  
Agenda**

36. 03-R-0329
37. 03-R-0330
38. 03-R-0331
39. 03-R-0332
40. 03-R-0333
41. 03-R-0334
42. 03-R-0335
43. 03-R-0347
44. 03-R-0415
45. 03-R-0336
46. 03-R-0337
47. 03-R-0338
48. 03-R-0339
49. 03-R-0340
50. 03-R-0341
51. 03-R-0342
52. 03-R-0343
53. 03-R-0344
54. 03-R-0345

---

Consent I Vote: 12Yeas; 0 Nays: (See RCS #4538)  
Items Removed from the Consent Agenda: 03-O-0219; 03-O-0323; 03-O-0220; &  
03-O-0221