

CITY COUNCIL  
ATLANTA, GEORGIA



A RESOLUTION

BY PUBLIC SAFETY AND LEGAL  
ADMINISTRATION COMMITTEE

03-*2*-0346

**A RESOLUTION AUTHORIZING PAYMENT IN THE  
AMOUNT OF \$2,000.00 IN SETTLEMENT OF THE CLAIM  
OF PATRICIA GUICE, THROUGH HER ATTORNEY,  
GEORGE L. FINCH AGAINST THE CITY OF ATLANTA**

**WHEREAS**, Patricia Guice, through her attorney, George L. Finch, has filed a claim against the City of Atlanta seeking damages arising out of a collision with a vehicle operated by an employee of the Department of Police; and

**WHEREAS**, the collision occurred as a result of the City employee improperly changing lanes and colliding with Ms. Guice's vehicle; and

**WHEREAS**, the claimant has asserted damages in excess of \$4,185.30, but the claimant has agreed to accept the sum of \$2,000.00 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 Patricia Guice, through her attorney, George L. Finch be settled for the sum of \$2,000.00.

**WHEREAS**, the claimant had previously abandoned her claim and the Council of the City of Atlanta adopted an adverse recommendation on June 17, 2002.

**THEREFORE, BE IT RESOLVED** that Resolution 02-R-0991 be hereby rescinded.

**BE IT FURTHER RESOLVED** that the Council of the City of Atlanta, Georgia that \$2,000.00 be paid by the City of Atlanta in satisfaction of any and all claims Patricia Guice, through her attorney, George L. Finch may have stemming from damages sustained due to a motor vehicle accident on or about November 9, 2001.

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

A true copy,

A handwritten signature in black ink, appearing to be "K. L. ...", written over the text "A true copy,".

Deputy Clerk

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

March 17, 2003  
March 25, 2003



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

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**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

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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

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0228

Date: February 19, 2003

Claimant /Victim PATRICIA GUICE  
BY: (Atty.) George L. French  
Address: Suite 400, 127 Peachtree Street, NE, Atlanta, Georgia 30303  
Subrogation: Claim for Property damage \$ Bodily Injury \$ 4,185.30  
Date of Notice: 03/18/02 Method: Written, proper X Improper           
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 11/09/01 Place: 629 Cascade Avenue, SW  
Department Police Division:           
Employee involved Marcia Clark Dell Disciplinary Action: No Action Taken

NATURE OF CLAIM: The driver of the City vehicle changed lanes improperly and collided with the vehicle driven by the claimant causing her to be injured.

INVESTIGATION:

Statements: City employee          Claimant          Others          Written          Oral           
Pictures          Diagrams          Reports: Police X Dept Report          Other           
Traffic citations issued: City Driver          Claimant Driver           
Citation disposition: City Driver          Claimant Driver         

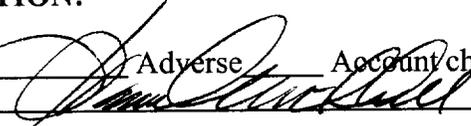
BASIS OF RECOMMENDATION:

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,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 2,000.00 Adverse          Account charged: 1A01 X 2J01          2H01          2P01           
Claims Manager:  Concur/date 02-24-03  
Committee Action:          Council Action

03-0346

(Do Not Write Above This Line)

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BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,000.00 IN SETTLEMENT OF THE CLAIM OF PATRICIA GUICE, THROUGH HER ATTORNEY, GEORGE L. FINCH AGAINST THE CITY OF ATLANTA

ADOPTED BY

APPROVED BY: MAR 17 2003

COUNCIL

JERRY L. DELOACH

DEPUTY CITY ATTORNEY

- 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

PSUA

3/13/03

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

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, Consent, V Vote, RC Vote

CERTIFIED

CERTIFIED stamp

MAR 17 2003

ATLANTA CITY COUNCIL PRESIDENT

Catherine W. Workman

CERTIFIED stamp

MAR 17 2003

Mayor's Signature

APPROVED stamp

MAYOR'S ACTION MAR 25 2003

Mayor's Signature