

Entered - 03-5-03 - sb
CL 03L0175 - GWENDOLYN BURNS

CLAIM OF: **OK SUN KIM**
2429 Fontainbleau Drive
Atlanta, Georgia 30360

03- R-0639

CERTIFIED
MAY 05 2003
ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Woodard

For vehicular damages alleged to have been sustained from an automobile accident on February 15, 2003 at 2429 Fontainebleau Drive.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

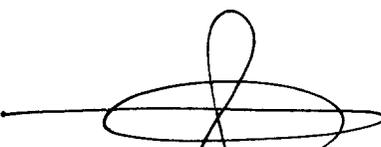
BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **OK SUN KIM** the sum of **\$1,272.39** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained from an automobile accident on February 15, 2003 at 2429 Fontainbleau Drive 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.

CERTIFIED
MAY 05 2003
Municipal Clerk
Rachel Douglas Johnson

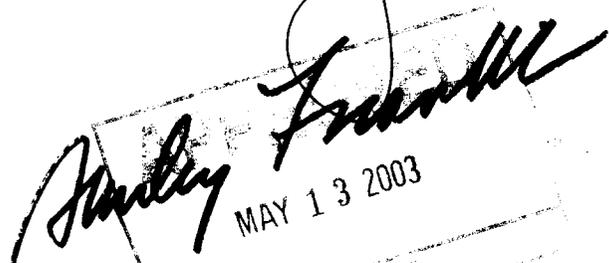
APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMM
DATE: 4/29/03
CHAIR

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

C. T. Martin
[Signature]
Mary Norwood


MAY 13 2003
MAYOR

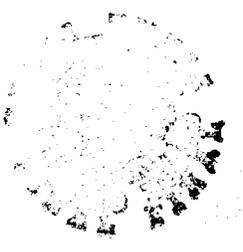
**MUNICIPAL CLERK
ATLANTA, GEORGIA**

03-R-0639

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 **OK Sun Kim** in the sum of **\$1,272.39** 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 an automobile accident on **February 15, 2003 at 2429 Fontainebleau** 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.



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

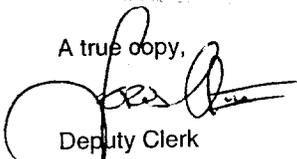
03-R-0639

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 **OK Sun Kim** in the sum of **\$1,272.39** 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 an automobile accident on February 15, 2003 at 2429 Fontainebleau 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,



Deputy Clerk

ADOPTED by the City Council
APPROVED by the Mayor

May 5, 2003
May 13, 2003

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RECEIVED

FEB 26 2003

MUNICIPAL CLERK

RE: CLAIM FOR DAMAGES

Today's Date: 2/24/03

ENTERED - 3-5-03 - SB
03L0175 - GWEN BURNS

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 1,454.37 property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: Feb. 15 / 2003 2. Time of Incident: 9:00 AM 3. Police called: X
(month/day/year) * Complaint Number # 030460603 Yes No

4. Location of incident (including street address): Cherokee Ave & Atlanta Ave

5. Name of your insurance company: Metropolitan Property Policy No. 2523764940

6. State what and how incident occurred: On the morning of Feb. 15, 2003, My Mazda 626 ES was parked along side the curb of Atlanta Ave, Park Pointe Community Grocery. At approximately 9:00 AM, a City driver parked his car behind the Mazda. As he was moving forward, attempting to turn into traffic, the driver of City worker collided into the back of the Mazda, resulting in the damage of the Mazda bumper

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: Mazda 626 1999 E80KXM OK SUN Kim
(Make) (Year) (Tag Number) (Driver's Name)

X City vehicle: VACTOR TRUCK D. R. Hoyd Sewer Dept
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: _____
(Name) (Address) (Telephone Number)

10. The acknowledgment of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. Claims must be received within 6 months of the event.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

OK SUN Kim
Signature of Claimant

OK SUN Kim
(Print Claimant's Name)

2429 Fontainebleau Drive
(Address)

Atlanta, Ga, 30360
(City, State and Zip Code)

4)624-4656 7)394-2556
(Work Number) (Home Number)

03-R-0639

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0175

Date: April 17, 2003

Claimant /Victim OK SUN KIM
BY: (Atty) (Ins. Co.)
Address: 2429 Fontainebleau Drive, Atlanta, Georgia 30360
Subrogation: Claim for Property damage \$ 1,454.37 Bodily Injury \$
Date of Notice: 2/26/03 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 2/15/02 Place: Cherokee Avenue & Atlanta Avenue
Department WATERSHED MANANAGMENT Division Sewer Operations
Employee involved D. R. Floyd Disciplinary Action: Pending Review

NATURE OF CLAIM: Claimant's parked vehicle sustained damage when it was side-swiped by a City vehicle.

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 X
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 \$ 1,272.39 Adverse Account charged: 1A01 2J01 X 2P01 2H01
Claims Manager: Concur/date 04-17-03
Committee Action: Council Action

RCS# 4709
5/05/03
6:24 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-15: Except 03-R-0616; 03-O-0672
03-R-0629; 03-O-0449
ADOPT

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

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

CONSENT I

5/05/03 FULL COUNCIL MEETING

Items Adopted on the Consent Agenda**Items Adversed on the
Consent Agenda**

1. 03-O-0654
2. 03-O-0657
3. 03-O-0664
4. 03-O-0673
5. 03-O-0674
6. 03-O-0675
7. 03-O-0676
8. 03-O-0548
9. 03-O-0666
10. 03-O-0652
11. 03-O-0107
12. 03-O-0495
13. 03-O-0540
14. 03-O-0567
15. 03-O-0568
16. 03-O-0573
17. 03-O-0594
18. 03-O-0661
19. 02-O-0680
20. 03-O-0435
21. 03-O-0547
22. 03-R-0596
23. 03-R-0597
24. 03-R-0599
25. 03-R-0603
26. 03-R-0604
27. 03-R-0605
28. 03-R-0607
29. 03-R-0366
30. 03-R-0618
31. 03-R-0619
32. 03-R-0620
33. 03-R-0621
34. 03-R-0622
35. 03-R-0623

36. 03-R-0624
37. 03-R-0625
38. 03-R-0626
39. 03-R-0606
40. 03-R-0609
41. 03-R-0610
42. 03-R-0611
43. 03-R-0612
44. 03-R-0613
45. 03-R-0614
46. 03-R-0615
47. 03-R-0630
48. 03-R-0659
49. 03-R-0694
50. 03-R-0627
51. 03-R-0635
52. 03-R-0636
53. 03-R-0637
54. 03-R-0638
55. 03-R-0639
56. 03-R-0640
57. 03-R-0645

58. 03-R-0641
59. 03-R-0642
60. 03-R-0643
61. 03-R-0644
62. 03-R-0646

Consent I Vote: 12 Yeas; 0 Nays: (See RCS #4709) (1st Consent Vote: 13 Yeas; 0 Nays
(See RCS #4667); Reconsidered: 12 Yeas; 1 Nay (See RCS #4708))
Items Removed from the Consent Agenda: 03-R-0616; 03-O-0672; 03-R-0629; 03-O-0449