

Entered - 05/06/03 - sb
CL - 03L0310 - LISA CARTER

CLAIM OF: AMEX ASSURANCE COMPANY
as subrogee of Lisa Kirschenman
3500 Packerland Drive
De Pere, WI 54115-9034

03-R-1142

CERTIFIED
AUG 18 2003
ATLANTA CITY COUNCIL PRESIDENT
Latha W. Hoofard

For damages alleged to have been sustained as a result of an automobile accident on December 8, 2002 at the intersection of 10th Street and Juniper Street.

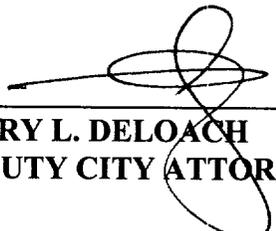
BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

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 AMEX ASSURANCE COMPANY the sum of **\$2,010.78** 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 an automobile accident on December 8, 2002 at the intersection of 10th Street and Juniper Street 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.

CERTIFIED
AUG 18 2003
Rachel Douglas
MUNICIPAL CLERK

APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

ADOPTED BY
AUG 18 2003
COUNCIL

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM. *Public Safety*

DATE *7/29/03*

CHAIR

Clayton

C. T. Martin

Nancy Wood

...

...

...

LOVE

AUG 21 2003

Marilyn Franklin



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

03-R-1142

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 **AMEX Assurance Company as subrogee of Lisa Kirschenman** in the sum of **\$2,010.78** 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 automobile accident on December 8, 2002 at the intersection of 10th Street and Juniper Street** 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,

Rhonda Daughen Johnson
Municipal Clerk, CMC

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

**AUG 18, 2003
AUG 21, 2003**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0310

Date: July 11, 2003

Claimant /Victim LISA M. KIRSCHENMAN
BY: (Atty) (Ins. Co.) Amex Assurance Company
Address: 3500 Packerland Drive De Pere, WI 54115-9034
Subrogation: X Claim for Property damage \$ 2,010.78 Bodily Injury \$ _____
Date of Notice: 04/29/03 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/08/02 Place: Intersection of 10th Street and Juniper Street
Department Police Services Bureau: _____ Division: _____
Employee involved Daniel Genson, Jr. Disciplinary Action: No action taken

NATURE OF CLAIM: The driver of the city vehicle failed to exercise due regard and collided with another vehicle, causing the city vehicle to then strike the claimant's vehicle resulting in damages in the above amount.

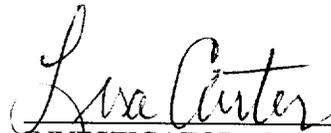
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others X Written _____ Oral X
Pictures X Diagrams _____ Reports: Police X Dept Report X 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 _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ 2,010.78 Adverse _____ Account charged: 1A01 X 2J01 _____ 2P01 _____
Claims Manager: [Signature] Concur/date 07-14-03
Committee Action: _____ Council Action _____

RCS# 4947
8/18/03
2:06 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PGS. 1-11, EXCEPT:03-R-1165,
03-R-1170, 03-R-1171,03-R-1172,03-R-1210
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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

CONSENT I

RCS# 4948
8/18/03
2:07 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I
03-R-1170, 03-R-1171, 03-R-1172, 03-R-1210
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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

CONSENT I

| | | 8/18/03 Full Council Meeting |
|--------------------------|--------------------------|------------------------------|
| ITEMS ADOPTED ON CONSENT | ITEMS ADOPTED ON CONSENT | ITEMS ADVERSED ON CONSENT |
| 1. 03-O-1105 | 31. 03-R-1138 | 38. 03-R-1145 |
| 2. 03-O-0720 | 32. 03-R-1139 | 39. 03-R-1146 |
| 3. 03-O-0780 | 33. 03-R-1140 | 40. 03-R-1147 |
| 4. 03-R-1169 | 34. 03-R-1141 | 41. 03-R-1148 |
| 5. 03-R-1197 | 35. 03-R-1142 | 42. 03-R-1149 |
| 6. 03-R-1198 | 36. 03-R-1143 | 43. 03-R-1150 |
| 7. 03-R-1199 | 37. 03-R-1144 | 44. 03-R-1151 |
| 8. 03-R-1200 | | 45. 03-R-1152 |
| 9. 03-R-1201 | | 46. 03-R-1153 |
| 10. 03-R-1168 | | 47. 03-R-1154 |
| 11. 03-R-1170 | | 48. 03-R-1155 |
| 12. 03-R-1171 | | 49. 03-R-1156 |
| 13. 03-R-1172 | | 50. 03-R-1157 |
| 14. 03-R-1209 | | 51. 03-R-1158 |
| 15. 03-R-1210 | | 52. 03-R-1159 |
| 16. 03-R-1173 | | 53. 03-R-1160 |
| 17. 03-R-1174 | | 54. 03-R-1161 |
| 18. 03-R-1184 | | 55. 03-R-1162 |
| 19. 03-R-1189 | | 56. 03-R-1163 |
| 20. 03-R-1190 | | 57. 03-R-1164 |
| 21. 03-R-1211 | | |
| 22. 03-R-1194 | | |
| 23. 03-R-1195 | | |
| 24. 03-R-1196 | | |
| 25. 03-R-1176 | | |
| 26. 03-R-1177 | | |
| 27. 03-R-1178 | | |
| 28. 03-R-1179 | | |
| 29. 03-R-1180 | | |
| 30. 03-R-1192 | | |

Consent I Vote: 13 Yeas; 0Nays: (See RCS #4947)
 Items Removed from the Consent Agenda: 03-R-1165; Mitchell abstained on 03-R-1170; 03-R-1171; 03-R-1172; & 03-R-1210