

Entered - 03/01/04 - sb
CL 04L0140 - GWENDOLYN BURNS

CLAIM OF: **BRENDA T. DANIEL**
6018 West Rosie Lane
Mableton, GA 30126

04-R -1092

ADOPTED BY
JUN 2 1 2004
COUNCIL

For vehicular damages alleged to have been sustained as a result of a manhole that was under construction on January 25, 2004 at 3400 Donald Lee Hollowell Parkway, NW.

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 **BRENDA T. DANIEL** the sum of \$583.95 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 a manhole that was under construction on January 25, 2004 at 3400 Donald Lee Hollowell Parkway, NW., as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001.

APPROVED: **LINDA K. DISANTIS**
CITY ATTORNEY

BY: _____
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

CERTIFIED
JUN 2 1 2004
COUNCIL PRESIDENT PRO TEM

CERTIFIED
JUN 2 1 2004
Municipal Clerk

APPROVED
JUN 2 4 2004
MAYOR



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

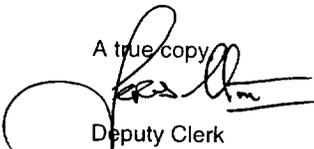
04-R-1092

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 **Brenda T. Daniel** in the sum of **\$583.95** 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 manhole that was under construction on January 25, 2004 at 3400 Donald Lee Hollowell Parkway** 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 Council
APPROVED by the Mayor**

June 21, 2004
June 24, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0140

Date: June 3, 2004

Claimant /Victim BRENDA T. DANIEL
BY: (Atty) (Ins. Co.)
Address: 6018 West Rosie Lane, Mableton, Georgia 30126
Subrogation: Claim for Property damage \$ 600.00 Bodily Injury \$
Date of Notice: 02/26/04 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 1/25/04 Place: 3400 Donald Lee Hollowell Parkway, NW
Department WATERSHED MANAGEMENT Bureau: Wastewater Treatment & Collection
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant sustained vehicular damages when she drove over a sanitary sewer manhole that was under construction and left in an unsafe manner.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police 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
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,

Gwendolyn Burns
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 583.95 Adverse Account charged: 1A01 2J01 2P01 2H01
Claims Manager: Concur/date 06/10/04
Committee Action: Council Action

6-21-04 Council Meeting	
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1016	41. 04-R-1066
2. 04-O-1009	42. 04-R-1067
3. 04-O-1117	43. 04-R-1068
4. 04-O-0795	44. 04-R-1069
5. 04-O-0919	45. 04-R-1070
6. 04-O-0914	46. 04-R-1071
7. 04-O-1064	47. 04-R-1072
8. 04-O-1101	48. 04-R-1073
9. 04-O-1118	49. 04-R-1074
10. 04-O-0987	50. 04-R-1075
11. 04-O-0990	51. 04-R-1076
12. 04-O-1116	52. 04-R-1077
13. 04-O-0662	53. 04-R-1078
14. 04-O-0663	54. 04-R-1079
15. 04-O-0664	55. 04-R-1080
16. 04-O-1018	56. 04-R-1081
17. 04-O-1106	57. 04-R-1082
18. 04-O-1112	58. 04-R-1083
19. 04-O-1113	59. 04-R-1084
20. 04-O-1119	60. 04-R-1085
21. 04-O-0785	61. 04-R-1086
22. 04-O-1007	62. 04-R-1087
23. 04-O-1103	63. 04-R-1089
24. 04-R-1022	64. 04-R-1090
25. 04-R-1043	65. 04-R-1091
26. 04-R-1047	
27. 04-R-1020	
28. 04-R-1035	
29. 04-R-1051	
30. 04-R-1052	
31. 04-R-1053	
32. 04-R-1111	
33. 04-R-1056	
34. 04-R-1107	
35. 04-R-1088	
36. 04-R-1092	
37. 04-R-1093	
38. 04-R-1094	
39. 04-R-1095	
40. 04-R-1096	