

Entered - 12-9-03 sb
CL 03L0951 - GWENDOLYN BURNS

CLAIM OF: **VALERIE KIM FRACHISEUR**
1463 Wilshire Way
McDonough, Georgia 30253

04-R-1526

For vehicular damages allegedly sustained from driving over a construction site that was left in an unsafe manner on September 12, 2003 at 1904 Monroe Drive, NE.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that action of the Department of Law be approved in authorizing payment to **VALERIE KIM FRACHISEUR** the sum of **\$932.20** as full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages allegedly sustained from driving over a construction site that was left in an unsafe manner on September 12, 2003 at 1904 Monroe Drive, NE as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/Q30001**.

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

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: ASLA

DATE: 8/31/04

CHAIR: H. L. Hill

Joyce M. Shepard

David Dorwood

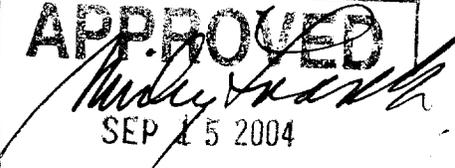
C. Hill

H. L. Hill

Carla Smith

Carla Smith

Carla Smith

APPROVED

SEP 15 2004
MAYOR

ADOPTED BY
SEP 07 2004
COUNCIL

CERTIFIED
SEP 07 2004
ATLANTA CITY COUNCIL PRESIDENT


CERTIFIED
SEP 07 2004
Randy Douglas Johnson
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

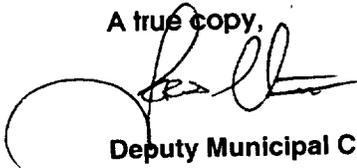
04-R-1526

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 **Valerie Kim Frachiseur** in the sum of **\$932.20** settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **from driving over a construction site that was left in an unsafe manner on September 12, 2003 at 1904 Monroe Drive, NE**, 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 Municipal Clerk

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

**SEPT 07, 2004
SEPT 15, 2004**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0951

Date: August 17, 2004

Claimant /Victim VALERIE K. FRACHISEUR

BY: (Atty) (Ins. Co.)

Address: 1463 Wilshire Way, McDonough, Georgia 30253

Subrogation: Claim for Property damage \$ 948.23 Bodily Injury \$

Date of Notice: 11/26/03 Method: Written, Proper X Improper

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

Date of Occurrence 9/12/03 Place: 1904 Monroe Drive, NE

Department WATERSHED MANAGEMENT Bureau: Wastewater Treatment & Collection

Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant sustained vehicular damages when her vehicle was driven over a sanitary sewer construction site 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 X

City not involved Offer rejected Compromise settlement X

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent X City Negligent Joint Claim Abandoned

Respectfully submitted,

Gwendolyn Burns
INVESTIGATOR GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 932.20 Adverse Account charged: 1A01 2J01 X 2P01 2H01

Claims Manager: Concur/date 08/19/04

Committee Action Council Action

RCS# 5986
9/07/04
2:30 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (2-17)
EXCEPT 1369;1478;1319
ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 2

B Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	NV Maddox	Y Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

		9-07-4 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1423	41. 04-R-1517	51. 03-R-2092
2. 04-O-1437	42. 04-R-1518	52. 03-R-2093
3. 04-O-1438	43. 04-R-1519	53. 03-R-2094
4. 04-O-1439	44. 04-R-1520	54. 03-R-2095
5. 04-O-0327	45. 04-R-1521	55. 03-R-2096
6. 04-O-0752	46. 04-R-1522	56. 03-R-2097
7. 04-O-1419	47. 04-R-1523	57. 03-R-2098
8. 04-O-1427	48. 04-R-1524	58. 03-R-2099
9. 04-O-1424	49. 04-R-1525	59. 03-R-2100
10. 04-O-1436	50. 04-R-1526	60. 03-R-2101
11. 04-O-1318		61. 03-R-2102
12. 04-O-1319		62. 03-R-2103
13. 04-O-1422		63. 03-R-2104
14. 04-R-1212		64. 03-R-2105
15. 04-R-1474		65. 04-R-1527
16. 04-R-1550		66. 04-R-1528
17. 04-R-1374		67. 04-R-1529
18. 04-R-1467		68. 04-R-1530
19. 04-R-1475		69. 04-R-1531
20. 04-R-1476		70. 04-R-1532
21. 04-R-1497		71. 04-R-1533
22. 04-R-1498		72. 04-R-1534
23. 04-R-1499		73. 04-R-1535
24. 04-R-1515		74. 04-R-1536
25. 04-R-1471		75. 04-R-1537
26. 04-R-1432		76. 04-R-1538
27. 04-R-1387		77. 04-R-1539
28. 04-R-1482		78. 04-R-1540
29. 04-R-1483		79. 04-R-1541
30. 04-R-1484		80. 04-R-1542
31. 04-R-1486		81. 04-R-1543
32. 04-R-1488		82. 04-R-1544
33. 04-R-1511		83. 04-R-1545
34. 04-R-1512		84. 04-R-1546
35. 04-R-1477		85. 04-R-1547
36. 04-R-1490		86. 04-R-1548
37. 04-R-1492		87. 04-R-1514
38. 04-R-1493		
39. 04-R-1494		
40. 04-R-1516		