

Entered - 4-4-03 sb  
CL 03L0275 - GWENDOLYN BURNS

CLAIM OF: **TYRONE F. TAYLOR**  
175 Oak Drive, SE  
Atlanta, Georgia 30354

**04-R-1603**

For property damages alleged to have been sustained from a storm sewer overflow on December 24, 2002 at 175 Oak Drive, SE.

**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 **TYRONE F. TAYLOR** the sum of **\$3,614.00** settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained from a storm sewer overflow on December 24, 2002 at 175 Oak Drive, SE as is more particularly set forth in the within claim; said sum taken from and charged to account **1A01/529017/T31001**.

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

BY: *Jerry L. DeLoach*  
**JERRY L. DELOACH**  
**DEPUTY CITY ATTORNEY**

**FAVORABLE REPORT**

PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE

DATE: 5/19/04

CHAIR: *L. K. Disantis*

*Wayne D. ...*

*Clara ...*

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**APPROVED**  
*Shelby ...*  
SEP 28 2004  
**MAYOR**

**ADOPTED BY**  
**SEP 20 2004**  
**COUNCIL**

**CITY OF ATLANTA**  
SEP 20 2004  
ATLANTA CITY COUNCIL PRESIDENT  
*Steph ...*

SEP 20 2004



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**04-R-1603**

**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 **Tyrone F. Taylor** in the sum of **\$3,614.00** settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **from a storm sewer overflow on December 24, 2002 at 175 Oak Drive, SE** 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 Dauphin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

SEP 20, 2004  
SEP 28, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0275

Date: August 31, 2004

Claimant /Victim TYRONE F. TAYLOR
BY: (Atty) (Ins. Co.)
Address: 175 Oak Drive, SE, Atlanta, Georgia 30354
Subrogation: Claim for Property damage \$ 5,033.00 Bodily Injury \$
Date of Notice: 3/25/03 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/24/02 Place: 175 Oak Drive, SE
Department WATERSHED MANAGEMENT Bureau: Wastewater Treatment and Collections
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant alleges that he sustained damage to his home from a storm sewer overflow. An investigation determined that the City was on notice of said problem but failed to properly assess the cause of the blocked storm sewer.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police Dept Report X Other X
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,

Gwendolyn Burns
INVESTIGATOR GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 3,614.00 Adverse Account charged: 1A01 X 2J01 2P01 2H01
Claims Manager: Concur/date 9/1/04
Committee Action: Council Action

RCS# 6041  
9/20/04  
2:47 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 1-16 EXCEPT:04-O-1442,  
04-R-1581, 04-O-1470  
ADOPT

YEAS: 14  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 0

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

CONSENT I

		9-20-04 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1500	41. 04-R-1575	62. 04-R-1608
2. 04-O-1501	42. 04-R-1576	63. 04-R-1609
3. 04-O-1502	43. 04-R-1578	64. 04-R-1610
4. 04-O-1503	44. 04-R-1579	65. 04-R-1611
5. 04-O-1504	45. 04-R-1633	66. 04-R-1612
6. 04-O-1505	46. 04-R-1653	67. 04-R-1614
7. 04-O-1631	47. 04-R-1593	68. 04-R-1615
8. 04-O-1508	48. 04-R-1594	
9. 04-O-1513	49. 04-R-1595	
10. 04-O-0165	50. 04-R-1596	
11. 04-O-1253	51. 04-R-1597	
12. 04-O-1255	52. 04-R-1598	
13. 04-O-1256	53. 04-R-1599	
14. 04-O-1259	54. 04-R-1600	
15. 04-O-1431	55. 04-R-1601	
16. 04-O-1442	56. 04-R-1602	
17. 04-O-1479	57. 04-R-1603	
18. 04-O-1480	58. 04-R-1604	
19. 04-O-1551	59. 04-R-1605	
20. 04-O-1552	60. 04-R-1606	
21. 04-O-1554	61. 04-R-1607	
22. 04-O-1625		
23. 04-O-1627		
24. 04-O-0770		
25. 04-R-1566		
26. 04-R-1568		
27. 04-R-1569		
28. 04-R-1630		
29. 04-R-1635		
30. 04-R-1650		
31. 04-R-1571		
32. 04-R-1632		
33. 04-R-1590		
34. 04-R-1616		
35. 04-R-1580		
36. 04-R-1581		
37. 04-R-1583		
38. 04-R-1584		
39. 04-R-1585		
40. 04-R-1574		