

04-R-1613

A SUBSTITUTE RESOLUTION

Entered - 04-29-04
CL 04L0293 - GWENDOLYN BURNS

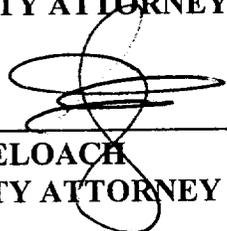
CLAIM OF: KATHRYN E. SHIELDS
1780 Brookstone Court
Acworth, Georgia 30101

For vehicular damages alleged to have been sustained as a result of a construction site in the roadway that was unsecured and left in an unsafe condition on February 19, 2004 at West Paces Ferry Road and Moores Mill Road, 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 KATHRYN E. SHIELDS the sum of \$591.63 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 construction site in the roadway that was unsecured and left in an unsafe condition on February 19, 2004 at West Paces Ferry Road and Moores Mill Road, NW, 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

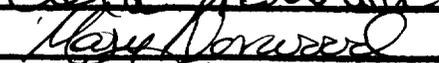
FAVORABLE REPORT / *Substituted*
PUBLIC SAFETY &

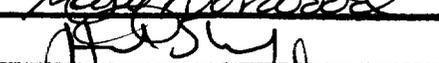
LEGAL ADMINISTRATION COMMITTEE

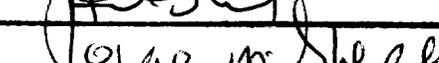
DATE: 9/28/04

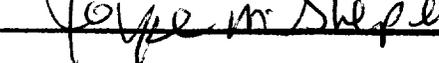
CHAIR: 



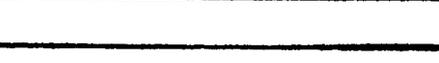


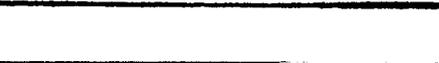


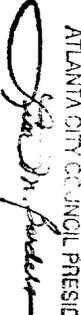










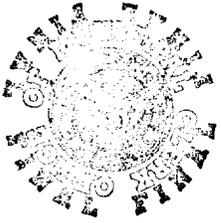
CERTIFIED
OCT 04 2004
ATLANTA CITY COUNCIL PRESIDENT


CERTIFIED
OCT 04 2004
Municipal Clerk


ADOPTED BY
OCT 04 2004
COUNCIL

APPROVED

OCT 08 2004
MAYOR



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

04-R-1613

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 **Kathryn E. Shields** in the sum of **\$591.63** 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 construction site in the roadway that was unsecured and left in an unsafe condition on February 19, 2004 at West Paces Ferry Road and Moores Mill Road, NW, as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/Q30001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughlin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

October 4, 2004
October 8, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0293

Date: September 27, 2004

Claimant /Victim KATHRYN E. SHIELDS
BY: (Atty) (Ins. Co.)
Address: 1780 Brookstone Court, Acworth, Georgia 30101
Subrogation: Claim for Property damage \$ 591.63 Bodily Injury \$
Date of Notice: 4/19/04 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 2/19/04 Place: West Paces Ferry Road, NW & Moores Mill Road, NW
Department WATERSHED MANAGEMENT Bureau: Drinking Water
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant sustained vehicular damage when she drove over a water construction site that was left open and in an unsafe condition.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures X 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 Ministerial X
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 \$ 591.63 Adverse Account charged: 1A01 2J01 X 2P01 2H01
Claims Manager: Concur/date 09/27/04
Committee Action: Council Action

		10-04-04 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1418	38. 04-R-1683	60. 04-R-1705
2. 04-O-1441	39. 04-R-1684	61. 04-R-1706
3. 04-O-1565	40. 04-R-1685	62. 04-R-1707
4. 04-O-1567	41. 04-R-1686	63. 04-R-1708
5. 04-O-0438	42. 04-R-1687	64. 04-R-1709
6. 04-O-1507	43. 04-R-1688	65. 04-R-1710
7. 04-O-1559	44. 04-R-1689	66. 04-R-1711
8. 04-O-1572	45. 04-R-1690	67. 04-R-1712
9. 04-O-1582	46. 04-R-1691	68. 04-R-1713
10. 04-O-1728	47. 04-R-1692	69. 04-R-1714
11. 04-O-1732	48. 04-R-1693	70. 04-R-1715
12. 04-R-1655	49. 04-R-1694	71. 04-R-1716
13. 04-R-1421	50. 04-R-1695	72. 04-R-1717
14. 04-R-1668	51. 04-R-1696	
15. 04-R-1719	52. 04-R-1697	
16. 04-R-1487	53. 04-R-1698	
17. 04-R-1624	54. 04-R-1699	
18. 04-R-1673	55. 04-R-1700	
19. 04-R-1674	56. 04-R-1701	
20. 04-R-1675	57. 04-R-1702	
21. 04-R-1491	58. 04-R-1703	
22. 04-R-1659	59. 04-R-1704	
23. 04-R-1660		
24. 04-R-1661		
25. 04-R-1662		
26. 04-R-1663		
27. 04-R-1664		
28. 04-R-1665		
29. 04-R-1613		
30. 04-R-1676		
31. 04-R-1677		
32. 04-R-1678		
33. 04-R-1679		
34. 04-R-1680		
35. 04-R-1681		
36. 04-R-1682		
37. 04-R-1718		