

Entered - 4/21/04 - sb  
CL04L0258 - DIANNE C. MITCHELL

CLAIM OF: **EVETTE TIM,**  
through her attorney,  
**Sampson Oliver**  
1826 Glenhill Place  
Decatur, Georgia 30032

**04-R-1768**

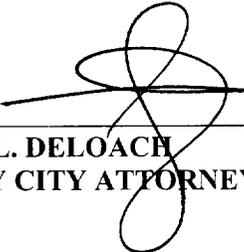
**ADOPTED BY**  
**OCT 18 2004**  
**COUNCIL**

For damages alleged to have been sustained as a result of a vehicular accident on March 22, 2004 at Northside Drive and Whitehall 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 **EVETTE TIM, through her attorney, Sampson Oliver** the sum of **\$2,973.98** 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 vehicular accident on March 22, 2004 at Northside Drive and Whitehall Street as is more particularly set forth in the within claim; said sum taken from and charged to account **2P01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

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

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

**FAVORABLE REPORT**

**PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE**

DATE: 10/19/04

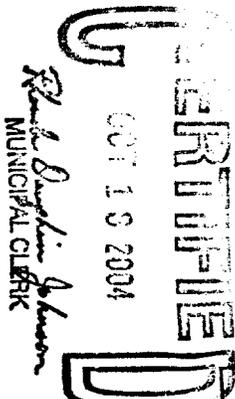
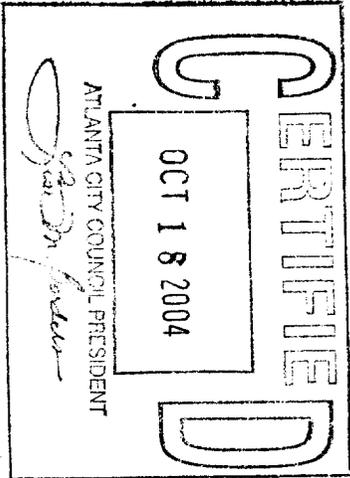
CHAIR: H. J. West

C. The

Ray Norwood

Carl S. ...

Had ...



**APPROVED**

**OCT 20 2004**  
  
**MAYOR**



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**04-R-1768**

**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 **EVETTE TIM**, through her attorney, **Sampson Oliver** the sum of **\$2,973.98** 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 vehicular accident on **March 22, 2004** at **Northside Drive and Whitehall Street** as is more particularly set forth in the within claim; said sum taken from and charged to account **2P01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

A true copy,

*Reanda Daughin Johnson*  
Municipal Clerk, CMC

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

October 18, 2004  
October 20, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0258

Date: September 23, 2004

Claimant /Victim EVETTE TIM  
BY: (Atty.) Sampson Oliver  
Address: 1826 Glenhill Place, Decatur, Georgia 30032  
Subrogation: Claim for Property damage \$ Bodily Injury \$ **6,000.00**  
Date of Notice: 04/16/04 Method: Written, proper X Improper       
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 03/22/04 Place: Northside Drive and Whitehall Street  
Department Public Works Bureau: Solid Waste Services  
Employee involved Tarnecia M. Dickey Disciplinary Action: No Action Taken

NATURE OF CLAIM: The driver of the City vehicle failed to yield right-of-way when she attempted a left turn and collided with an oncoming vehicle in which the claimant was riding causing her to be injured.

INVESTIGATION:

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

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 2,973.98 Adverse      Account charged: 1A01      2J01      2H01      2P01 X  
Claims Manager:  Concur/date 09/28/04  
Committee Action:      Council Action

RCS# 6139  
10/18/04  
2:33 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 6-18, EXCEPT:04-O-1369  
04-R-1764 04-R-1765  
ADOPT

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

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

CONSENT I

10-04-04 Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1570	38. 04-R-1772	48. 04-R-1783
2. 04-O-1586	39. 04-R-1773	49. 04-R-1784
3. 04-O-1667	40. 04-R-1774	50. 04-R-1785
4. 04-O-1669	41. 04-R-1775	51. 04-R-1786
5. 04-O-1670	42. 04-R-1776	52. 04-R-1787
6. 04-O-1671	43. 04-R-1777	53. 04-R-1788
7. 04-O-1672	44. 04-R-1778	54. 04-R-1789
8. 04-O-1658	45. 04-R-1779	55. 04-R-1790
9. 04-O-1807	46. 04-R-1780	56. 04-R-1791
10. 04-O-1810	47. 04-R-1781	57. 04-R-1792
11. 04-O-1813		58. 04-R-1793
12. 04-O-1817		59. 04-R-1794
13. 04-O-1850		
14. 04-O-1651		
15. 04-O-1654		
16. 04-O-1808		
17. 04-R-1472		
18. 04-R-1751		
19. 04-R-1798		
20. 04-R-1485		
21. 04-R-1759		
22. 04-R-1760		
23. 04-R-1761		
24. 04-R-1797		
25. 04-R-1824		
26. 04-R-1825		
27. 04-R-1762		
28. 04-R-1754		
29. 04-R-1755		
30. 04-R-1756		
31. 04-R-1757		
32. 04-R-1827		
33. 04-R-1799		
34. 04-R-1768		
35. 04-R-1769		
36. 04-R-1770		
37. 04-R-1771		