

Entered - 2-2-04 - sb
CL 04L0051 - GWENDOLYN BURNS

CLAIM OF: KATHERINE S. JOHNSON
3388 Paces Forest Road
Atlanta, Georgia 30327

04-R -0825

For property damages allegedly sustained when a water line was damaged as a result of an incorrectly flushed fire hydrant on August 20, 2003 at 3388 Paces Forest Road.

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 KATHERINE S. JOHNSON the sum of \$1,400.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages allegedly sustained when a water line was damaged as a result of an incorrectly flushed fire hydrant on August 20, 2003 at 3388 Paces Forest Road 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

FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 5/11/04

CHAIR: H. J. [Signature]

C. T. Martin

[Signature]

Carla Smith

ADOPTED

MAY 17 2004

MAY 17 2004
APPROVED
[Signature]
MAYOR

CERTIFIED
MAY 03 2004
Katherine S. Johnson
Municipal Clerk

CERTIFIED
MAY 17 2004
COUNCIL PRESIDENT PROTEM

**MUNICIPAL CLERK
ATLANTA, GEORGIA**

04-R-0825

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 **Katherine S. Johnson** in the sum of **\$1,400.00** settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **when water line was damaged as a result of an incorrectly flushed fire hydrant on August 20, 2003 at 3388 Paces Forest Road** as 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,


Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

MAY 17, 2004
MAY 25, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0051

Date: April 27, 2004

Claimant /Victim KATHERINE S. JOHNSON
BY: (Atty) (Ins. Co.)
Address: 3388 Paces Forest Road, Atlanta, Georgia 30327
Subrogation: Claim for Property damage \$ 1,400.00 Bodily Injury \$
Date of Notice: 1/21/04 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 Ante Litem (6 Mo.)
Date of Occurrence 8/20/03 Place: 3388 Paces Forest Road
Department: WATERSHED MANAGEMENT Bureau: Drinking Water
Employee involved Disciplinary Action:

NATURE OF CLAIM: Claimant sustained property damage when her water line was ruptured as a result of a fire hydrant being flushed and incorrectly turned on by City employees.

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 Ministerial X
Improper Notice More than Six Months Other Damages reasonable X
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 \$ 1,400.00 Adverse Account charged: 1A01 2PO1 2J01 X 2H01
Claims Manager: Concur/date 04/28/04
Committee Action: Council Action

RCS# 5712
5/17/04
2:10 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 1-13 EXCEPT:04-R-0876
04-R-0911 04-R-0835 04-R-0882
ADOPT

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

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

CONSENT I

3-01-04 Council Meeting	
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT
1. 04-O-0858	41. 04-R-0813
2. 04-O-0869	42. 04-R-0865
3. 04-O-0372	43. 04-R-0824
4. 04-O-0373	44. 04-R-0825
5. 04-O-0641	45. 04-R-0826
6. 04-O-0642	46. 04-R-0827
7. 04-O-0646	47. 04-R-0828
8. 04-O-0648	ITEMS ADVERSED
9. 04-O-0650	ON CONSENT
10. 04-O-0652	48. 04-R-0829
11. 04-O-0653	49. 04-R-0830
12. 04-O-0656	50. 04-R-0831
13. 04-O-0657	51. 04-R-0832
14. 04-O-0874	52. 04-R-0833
15. 04-O-0488	53. 04-R-0834
16. 04-O-0700	54. 04-R-0836
17. 04-O-0872	55. 04-R-0837
18. 04-O-0660	56. 04-R-0838
19. 04-O-0661	57. 04-R-0839
20. 04-O-0873	58. 04-R-0840
21. 03-R-2228	59. 04-R-0841
22. 04-R-0805	60. 04-R-0842
23. 04-R-0806	61. 04-R-0843
24. 04-R-0808	62. 04-R-0844
25. 04-R-0809	63. 04-R-0845
26. 04-R-0822	64. 04-R-0846
27. 04-R-0859	
28. 04-R-0882	
29. 04-R-0889	
30. 04-R-0369	
31. 04-R-0870	
32. 04-R-0876	
33. 04-R-0815	
34. 04-R-0847	
35. 04-R-0862	
36. 04-R-0863	
37. 04-R-0821	
38. 04-R-0807	
39. 04-R-0811	
40. 04-R-0812	