

Entered - 11/14/03 sb
CL 03L0893 - LISA CARTER

05-R-1142

CLAIM OF: **CHURCH MUTUAL INSURANCE COMPANY**, as subrogee of
Temple of Faith Church of God in Christ
P.O. Box 342
Merrill, Wisconsin 54452

ADOPTED BY
JUL 05 2005
COUNCIL

For damages alleged to have been sustained as a result of a water main break on August 1, 2003 at 1550 Glenwood Avenue, SE.

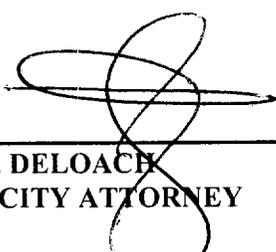
BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

JUL 05 2005

BE IT RESOLVED by the Council of the City of Atlanta that action of the Department of Law be approved in authorizing payment to **CHURCH MUTUAL INSURANCE COMPANY**, as subrogee of Temple of Faith Church of God in Christ the sum of **\$11,491.56** 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 water main break on August 1, 2003 at 1550 Glenwood Avenue, SE as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/Q30001**.

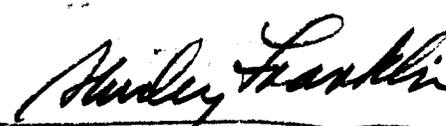
APPROVED: **LINDA K. DISANTIS**
CITY ATTORNEY

RECEIVED
JUL 05 2005
Municipal Clerk

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT
PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 6/28/05
CHAIR: John Stovall
John Stovall
Jameson Stephens
Nancy Woodard


MAYOR



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

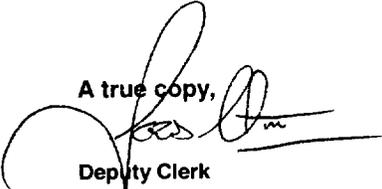
05-R-1142

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 **Church mutual Insurance Company, as subrogee of Temple of Faith Church of God in Christ** in the sum of **\$11,491.56** 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 water main break on August 1, 2003 at 1550 Glenwood Avenue, SE** 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,


Deputy Clerk

ADOPTED by the City Council
APPROVED by the Mayor

JUL 05, 2005
JUL 12, 2005

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0893

Date: June 14, 2005

Claimant /Victim CHURCH MUTUAL INSURANCE CO., as subrogee of Temple of Faith Church of God in Christ
BY:(Atty.)(Ins. Co.)

Address: P.O. Box 342 Merrill, Wisconsin 5442

Subrogation: Claim for Property damage \$ 11,491.56 Bodily Injury \$ _____

Date of Notice: 11/12/03 Method: Written, proper Improper _____

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

Date of Occurrence 08/01/03 Place: 1550 Glenwood Avenue, SE

Department Watershed Management Bureau: Drinking Water Division: _____

Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges that it sustained property damages as a result of a water main break at 1550 Glenwood Avenue, SE. An investigation determined that the city was on notice of the existence of a problem at this location prior to the incident involving the claimant, but failed to make repairs in a timely manner.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others Written _____ Oral

Pictures Diagrams _____ Reports: Police _____ Dept Report Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental _____ Ministerial

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 Joint _____ Claim Abandoned _____

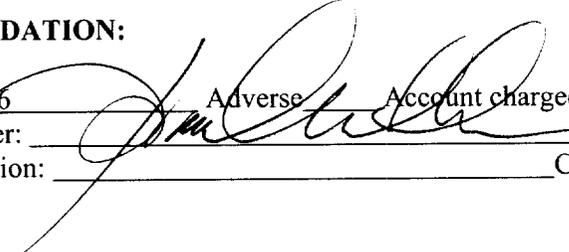
Respectfully submitted,



INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ 11,491.56 Adverse _____ Account charged: 1A01 _____ 2J01 2H01 _____ 2P01 _____

Claims Manager:  Concur/date 06/15/05

Committee Action: _____ Council Action _____

RCS# 6810
7/05/05
3:03 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG(S) 5-19 EXCEPT 05-R-1140

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

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

CONSENT I

7/05/05

ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 05-O-1198 2. 05-O-1071 3. 05-O-1050 4. 05-O-1051 5. 05-O-1206 6. 04-O-1364 7. 05-O-1058 8. 05-O-1059 9. 05-O-1083 10. 05-O-1092 11. 05-R-0113 12. 05-R-1213 13. 05-R-1007 14. 05-R-1046 15. 05-R-1048 16. 05-R-1088 17. 05-R-1137 18. 05-R-1138 19. 05-R-1139 20. 05-R-1141 21. 05-R-1196 22. 05-R-1239 23. 05-R-1136 24. 05-R-1124 25. 05-R-1125 26. 05-R-1130 27. 05-R-1193 28. 05-R-1197 29. 05-R-1212 30. 05-R-1237	31. 05-R-1142 32. 05-R-1143 33. 05-R-1144 34. 05-R-1145 35. 05-R-1146 36. 05-R-1147 37. 05-R-1148 38. 05-R-1149 39. 05-R-1150 40. 05-R-1151 41. 05-R-1152 42. 05-R-1238	43. 05-R-1153 44. 05-R-1154 45. 05-R-1155 46. 05-R-1156 47. 05-R-1157 48. 05-R-1158 49. 05-R-1159 50. 05-R-1160 51. 05-R-1161 52. 05-R-1162 53. 05-R-1163 54. 05-R-1164 55. 05-R-1165 56. 05-R-1166 57. 05-R-1167 58. 05-R-1168 59. 05-R-1169 60. 05-R-1170 61. 05-R-1171 62. 05-R-1172 63. 05-R-1173 64. 05-R-1174 65. 05-R-1175 66. 05-R-1176 67. 05-R-1177 68. 05-R-1178 69. 05-R-1179 70. 05-R-1180 71. 05-R-1181 72. 05-R-1182 73. 05-R-1183 74. 05-R-1184 75. 05-R-1185 76. 05-R-1186 77. 05-R-1187 78. 05-R-1188 79. 05-R-1189 80. 05-R-1190 81. 05-R-1191