

Entered - 6-4-04 sb
CL 04L0362 - GWENDOLYN BURNS

CLAIM OF: **MEREDITH VAN HOUTEN**
746 Forrest Trail, NW
Atlanta, Georgia 30318

05-R -1257

For damages alleged to have been sustained when a vehicle drove over a construction site that was left open and in an unsafe condition on February 29, 2004 at 61 Peachtree Hills Avenue, NE.

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 **MEREDITH VAN HOUTEN** the sum of **\$599.33** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages allegedly sustained when a vehicle drove over a construction site that was left open and in an unsafe condition on February 29, 2004 at 61 Peachtree Hills Avenue, NE 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
PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

DATE: 7/12/05

CHAIR: C. T. Martin

Alan Woodward

Carl Smith

Hugh Shook

C. T. Martin

Joyce M. Sheppard

JUL 1 8 2005

Randy Charles Johnson
MUNICIPAL CLERK

ADOPTED BY
JUL 1 8 2005
COUNCIL

APPROVED

JUL 20 2005

Mindy Hunt
MAYOR



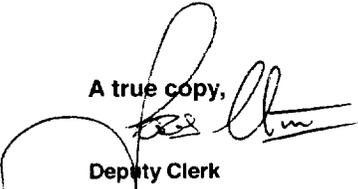
**MUNICIPAL CLERK
ATLANTA, GEORGIA**

05-R-1257

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 **Meredith Van Houten** in the sum of **\$599.33** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **when a vehicle drove over a construction site that was left open in an unsafe condition on February 29, 2004 at 61 Peachtree Hills Avenue, NE** 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 18, 2005
JUL 26, 2005

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0362

Date: June 28, 2005

Claimant /Victim MEREDITH VAN HOUTEN
BY: (Atty) (Ins. Co.)
Address: 746 Forrest Trail, NW, Atlanta, Georgia 30318
Subrogation: Claim for Property damage \$ 734.71 Bodily Injury \$
Date of Notice: 5/25/04 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 2/29/04 Place: 61 Peachtree Hills Avenue
Department WATERSHED MANAGEMENT Division: Wastewater Treatment and Collections
Employee involved Disciplinary Action:

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

INVESTIGATION:

Statements: City employee X Claimant Others Written Oral X
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 X Ministerial
Improper Notice More than Six Months Other Damages reasonable X
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 \$ 599.33 Adverse Account charged: 1A01 2J01 X 2P01 2H01
Claims Manager: Concur/date 06/29/05
Committee Action: Council Action

RCS# 6850
7/18/05
4:53 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 6-19

ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y 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-0663 2. 05-O-0666 3. 05-R-0900 4. 05-O-0901 5. 05-O-0902 6. 05-O-1294 7. 04-O-1363 8. 05-O-1129 9. 05-O-1131 10. 05-O-1132 11. 05-O-1133 12. 05-O-1134 13. 05-O-1135 14. 04-O-1973 15. 05-O-1126 16. 05-O-1128 17. 05-O-1296 18. 05-O-1300 19. 05-R-1140 20. 05-R-1320 21. 05-R-1215 22. 05-R-1229 23. 05-R-1254 24. 05-R-1217 25. 05-R-1218 26. 05-R-1219 27. 05-R-1251 28. 05-R-1223 29. 05-R-1224 30. 05-R-1225	31. 05-R-1226 32. 05-R-1227 33. 05-R-1228 34. 05-R-1302 35. 05-R-1303 36. 05-R-1304 37. 05-R-1318 38. 05-R-1220 39. 05-R-1250 40. 05-R-1252 41. 05-R-1295 42. 05-R-1255 43. 05-R-1256 44. 05-R-1257 45. 05-R-1258 46. 05-R-1259 47. 05-R-1260 48. 05-R-1261 49. 05-R-1262 50. 05-R-1263 51. 05-R-1264	52. 05-R-1265 53. 05-R-1266 54. 05-R-1267 55. 05-R-1268 56. 05-R-1269 57. 05-R-1270 58. 05-R-1271 59. 05-R-1272 60. 05-R-1273 61. 05-R-1274 62. 05-R-1275 63. 05-R-1276 64. 05-R-1277 65. 05-R-1278 66. 05-R-1279 67. 05-R-1280 68. 05-R-1281 69. 05-R-1283 70. 05-R-1284 71. 05-R-1285