

Entered - 8/24/09 - sb
CL - 09L0639 - ANGELENA KELLY

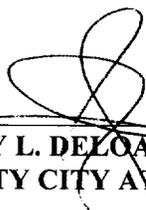
CLAIM OF: Elizabeth Salvati and Stephen Samp
3122 Argonne Drive
Atlanta, GA 30305

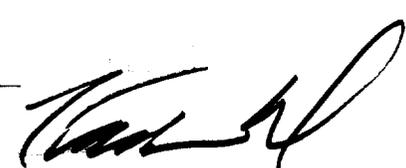
For vehicle damages alleged to have been sustained as a result of a water main repair on June 11, 2009 at 3122 Argonne Drive.

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 **Elizabeth Salvati and Stephen Samp** the sum of **\$1,482.91** 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 repair on June 21, 2009 at 3122 Argonne Drive as is more particularly set forth in the within claim; said sum taken from and charged to account **5051.170201.5750002.4310000**.

APPROVED: **ROGER BHANDARI**
ACTING CITY ATTORNEY

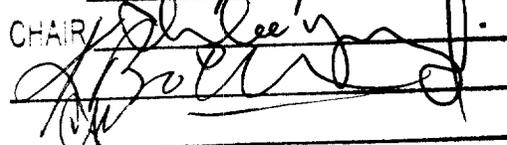
BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

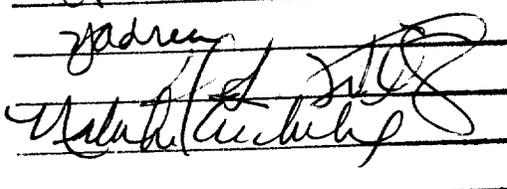
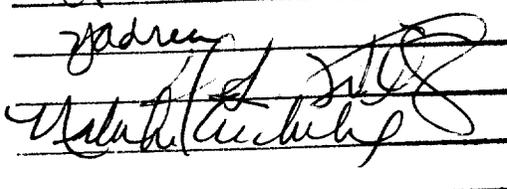
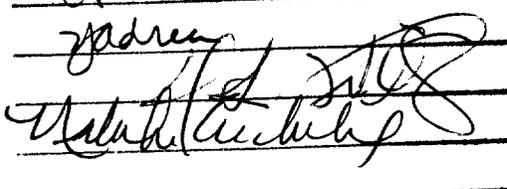


FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 1/26/10

CHAIR: 

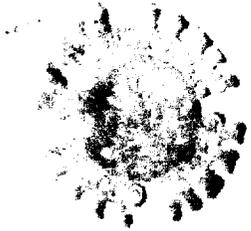




FEB 01 2010

REGISTERED

MUNICIPAL CLERK

ADOPTED BY
FEB 01 2010
COUNCIL



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

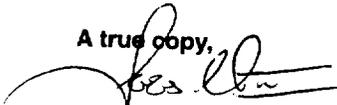
10-R-0173

A RESOLUTION

**BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE**

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A true copy,



Deputy Clerk

**ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed**

**FEB 01, 2010
FEB 09, 2010**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 09L0639

Date: December 30, 2009

Claimant /Victim: Elizabeth Salvati and Stephen Samp

BY:(Atty)(Ins. Co.) _____

Address: 3122 Argonne Drive, Atlanta, GA 30305

Subrogation: _____ Claim for Property damage \$ 1,482.91 Bodily Injury \$ _____

Date of Notice: 8/5/09 Method: Written, proper X Improper _____

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

Date of Occurrence: 6/11/09 Place: 3122 Argonne Drive

Department: Watershed Management Bureau: Drinking Water Office: _____

Employee involved: _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges that his irrigation system and lawn was damaged when work was done at his home. The investigation determined the Department of Watershed Management had repaired a water main near his home causing the damage to his irrigation system and lawn.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ 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

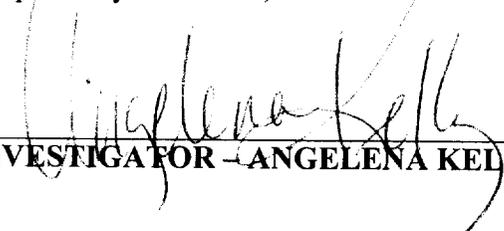
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

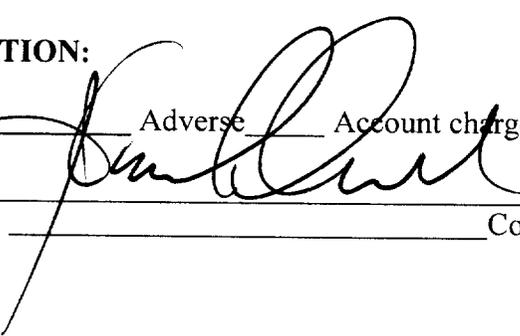
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - ANGELENA KELLY

RECOMMENDATION:

Pay \$ 1,482.91 Adverse _____ Account charged: General Fund _____ Water & Sewer X Aviation _____

Claims Manager:  Concur/date 01/12/10

Committee Action: _____ Council Action _____

Tommy
Bennett

11397943

Donald
Fambro

753 Truck # MUNICIPAL

678-6166432

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, SW
Atlanta, Georgia 30303

RE: CLAIM FOR DAMAGES

Today's Date: 8/3/09

432

ENTERED - 8-24-09 - SB
09L0639 - A. KELLY

678-616-6432

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount of \$ _____ property and/or \$ _____ bodily injury for which I contend the City is liable.

Kelly
08/20/09

1. Date of incident: 6/11/09 2. Time of incident: 18:00 3. Police called: _____

4. Location of incident (including street address): 3122 Argonne Dr. NW Atlanta, GA 30305

5. Name of your insurance company: State Farm Policy No. _____

6. State what and how incident occurred: Broken water faucet pipe in yard, water flooded into yard and caused sinkage of lawn. To repair the pipe, City waterworkers had to dig up part of yard. They damaged our irrigation system (cannot turn on), our landscape lighting (cut wires and removed one light) and approximately 500 sq ft of EMERALD ZOYSIA sod dug up.

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle.

MA

Your vehicle: _____
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: _____
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: _____

10. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. Claims must be received within 6 months from the date of the event.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Signature of Claimant
Stephen Samp

Stephen Samp
(Print Claimant's Name)

3122 Argonne Dr. NW
(Address)

Atlanta, GA 30305
(City, State and Zip Code)

678-488-4925 404-237-6706
(Work Number) (Home Number)

RCS# 42
2/01/10
2:07 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

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

B Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	Y Sheperd	NV Mitchell

CONSENT I



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

10-R-0173

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ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	02-01-10 ITEMS ADVERSED ON CONSENT
1. 10-O-0118	36. 10-R-0182	
2. 10-O-0119	37. 10-R-0183	
3. 10-O-0120	38. 10-R-0184	
4. 10-O-0121	39. 10-R-0185	
5. 10-O-0122	40. 10-R-0186	
6. 10-O-0123	41. 10-R-0187	
7. 10-O-0126	42. 10-R-0188	
8. 10-O-0127	43. 10-R-0189	
9. 10-O-0128	44. 10-R-0190	
10. 10-O-0129	45. 10-R-0191	
11. 10-O-0220	46. 10-R-0192	
12. 10-O-0221	47. 10-R-0193	
13. 10-O-0057	48. 10-R-0194	
14. 10-O-0135	49. 10-R-0195	
15. 10-R-0134	50. 10-R-0196	
16. 10-R-0162	51. 10-R-0197	
17. 10-R-0227	52. 10-R-0198	
19. 10-R-0164	53. 10-R-0199	
20. 10-R-0165	54. 10-R-0200	
21. 10-R-0166	55. 10-R-0201	
22. 10-R-0169	56. 10-R-0202	
23. 10-R-0170	57. 10-R-0203	
24. 10-R-0171	58. 10-R-0204	
25. 10-R-0222	59. 10-R-0205	
26. 10-R-0228		
27. 10-R-0173		
28. 10-R-0174		
29. 10-R-0175		
30. 10-R-0176		
31. 10-R-0177		
32. 10-R-0178		
33. 10-R-0179		
34. 10-R-0180		
35. 10-R-0181		