

Entered - 12/14/09 - sb
CL - 09L1001 - ANGELENA KELLY

CLAIM OF: Olawale Olorunfemi
698 Aline Drive
Atlanta, GA 30318

For vehicle damages alleged to have been sustained as a result of a pothole on November 28, 2009 at Collier Drive and Harwell 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 **Olawale Olorunfemi** the sum of **\$624.24** 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 pothole on November 28, 2009 at Collier Drive and Harwell Road as is more particularly set forth in the within claim; said sum taken from and charged to account **1001.200101.5212005.12000**.

APPROVED: **ROGER BHANDARI**
ACTING CITY ATTORNEY



BY: _____
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

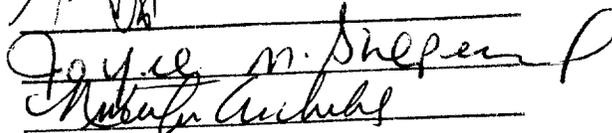
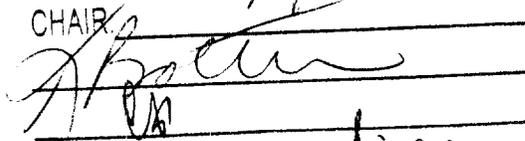


FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 2/9/10

CHAIR: _____



ADOPTED BY
FEB 15 2010
COUNCIL





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

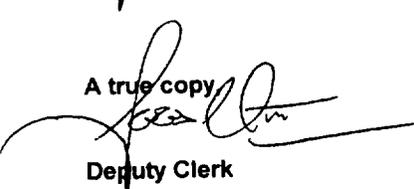
10-R-0257

A RESOLUTION

**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 **Olawale Olorunfemi** the sum of **\$624.24** as full and final settlement and satisfaction of all claims, past, present and future, of every kind and character, for property damages alleged to have been sustained as a result of **a pothole on November 28, 2009 at Collier Drive and Harwell Road** as is more particularly set forth in the within claim; said sum taken from and charged to Account **1001/200101/5212005/1512000**.

A true copy


Deputy Clerk

ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed

FEB 15, 2010
FEB 22, 2010

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 09L1001

Date: January 26, 2010

Claimant /Victim: Olawale Olorunfemi

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

Address: 698 Aline Drive, Atlanta, GA 30318

Subrogation: _____ Claim for Property damage \$ 624.24 Bodily Injury \$ _____

Date of Notice: 12/10/09 Method: Written, proper X Improper _____

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

Date of Occurrence: 11/28/09 Place: Collier Drive at Harwell Road

Department: Public Works Bureau: _____ Office: Transportation

Employee involved: _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges he sustained damage to his vehicle when he drove over a pothole at the above location. The investigation determined that although the City had no actual notice of any problems, the condition of the pothole indicates the condition had existed for a length of time that notice of same is implied.

INVESTIGATION:

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

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 _____

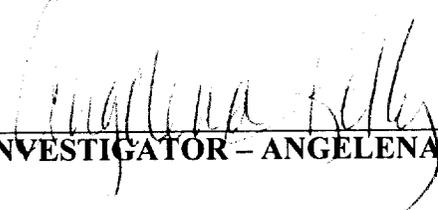
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

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

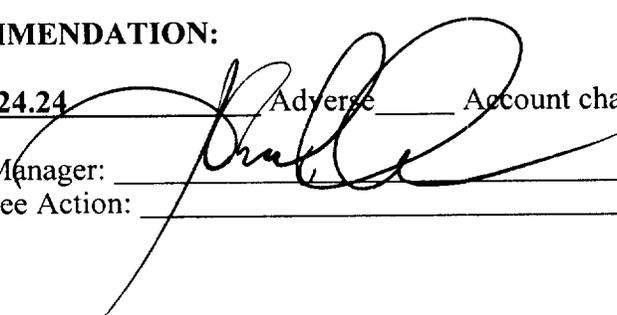
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - ANGELENA KELLY

RECOMMENDATION:

Pay \$ 624.24 Adverse _____ Account charged: General Fund X Water & Sewer _____ Aviation _____

Claims Manager:  Concur/date 1/26/10

Committee Action: _____ Council Action _____

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

RE: CLAIM FOR DAMAGES

Today's Date: 12/4/09

ENTERED - 12-14-09 - SB
09L1001 - A. KELLY

kelly
12/10/09
[Signature]

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount of \$ 624²⁴ property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: 11/28/09 2. Time of incident: 8:30pm 3. Police called: NO
4. Location of incident (including street address): Collier Dr, NW, Atlanta, GA 30318
5. Name of your insurance company: Georgia mutual Policy No. 3546
6. State what and how incident occurred: I was headed to a friends house so i decided to take the street way instead of the Highway and thats when i turned on Collier Drive and ran over the potholes that flatend my front and back tires on my driver side.
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.

Your vehicle: Chev Impala 2002 AHY 4977 Olawale Olorunfemi
(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.

Olawale Olorunfemi
Signature of Claimant

Olawale Olorunfemi
(Print Claimant's Name)

698 Aline Drive
(Address)

Atlanta, GA 30318
(City, State and Zip Code)

(678) 478-7026
(Work Number) (Home Number)

RCS# 70
2/15/10
2:39 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 0

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

CONSENT I

		02-15-10
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 10-O-0163	36. 10-R-0160	53. 10-R-0260
2. 10-O-0167	37. 10-R-0244	54. 10-R-0261
3. 10-O-0229	38. 10-R-0245	55. 10-R-0262
4. 10-O-0317	39. 10-R-0246	56. 10-R-0263
5. 10-O-0153	40. 10-R-0247	57. 10-R-0264
6. 10-O-0154	41. 10-R-0248	58. 10-R-0265
7. 10-O-0155	42. 10-R-0249	59. 10-R-0266
8. 10-O-0156	43. 10-R-0250	60. 10-R-0267
9. 10-O-0158	44. 10-R-0251	61. 10-R-0268
10. 10-O-0159	45. 10-R-0252	62. 10-R-0269
11. 10-O-0157	46. 10-R-0253	63. 10-R-0270
12. 10-R-0242	47. 10-R-0254	64. 10-R-0271
13. 10-R-0243	48. 10-R-0255	65. 10-R-0272
14. 10-R-0124	49. 10-R-0256	66. 10-R-0273
15. 10-R-0282	50. 10-R-0257	67. 10-R-0274
16. 10-R-0283	51. 10-R-0258	
17. 10-R-0284	52. 10-R-0259	
19. 10-R-0285		
20. 10-R-0286		
21. 10-R-0287		
22. 10-R-0295		
23. 10-R-0299		
24. 10-R-0300		
25. 10-R-0301		
26. 10-R-0302		
27. 10-R-0233		
28. 10-R-0234		
29. 10-R-0235		
30. 10-R-0236		
31. 10-R-0237		
32. 10-R-0238		
33. 10-R-0239		
34. 10-R-0240		
35. 10-R-0316		