



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: GID-1718--37

File ID: GID-1718--37

Type: Settlement

Status: Consent Item

Version: 3

Reference: Item 22

In Control: City Council

Department: Legal Department

Cost: \$60,000.00

File Created: 03/02/2018

File Name: Settlement - OAB v. CON - CJ-2014-1360

Final Action:

Title: CONSIDERATION OF A RECOMMENDATION FROM THE CITY ATTORNEY THAT THE CITY COUNCIL APPROVE A SETTLEMENT IN THE AMOUNT OF \$60,000 FOR THE OKLAHOMA ASSOCIATION OF BROADCASTERS, INC. VS. THE CITY OF NORMAN, OKLAHOMA, AND THE NORMAN POLICE DEPARTMENT, CLEVELAND COUNTY COURT CASE CJ-2014-1360, AND OKLAHOMA ASSOCIATION OF BROADCASTERS VS. RHONDA HALL AND CITY OF NORMAN, CLEVELAND COUNTY COURT CASE CJ-2016-750.

Notes: ACTION NEEDED: Motion to approve or reject the City Attorney's recommendation; and, if approved, authorize the City Attorney's Office to effectuate the settlement in the amount of \$60,000.

ACTION TAKEN: _____

Agenda Date: 03/13/2018

Agenda Number: 22

Attachments: Text File, Settlement Agreement

Project Manager: Rickey Knighton, Assistant City Attorney

Entered by: deedra.vice@normanok.gov

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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Text of Legislative File GID-1718--37

Body

BACKGROUND: These cases were brought by the Oklahoma Association of Broadcasters, Inc. (OAB) seeking access to a surveillance video seized by the Norman Police Department from Picklemans Gourmet Café. The district court dismissed Case No. CJ-2014-1360 and the Court of Civil Appeals unanimously affirmed the district court's ruling. The Oklahoma Supreme Court granted OAB's petition for certiorari and reversed the district court's decision and awarded OAB costs and attorney fees.

OAB has offered to resolve the attorney fee issue in CJ-2014-1360 and dismiss CJ-2016-750 for \$60,000. Because this matter involves pending litigation, the merits of this settlement offer were discussed during an executive session on January 23, 2018.

RECOMMENDATION: It is believed the proposed settlement is fair, reasonable and in the best interest of the City. It is recommended the settlement of this matter be approved by City Council and that this office be directed to reduce the settlement amount to judgment in accordance with 51 O.S. §159, and 62 O.S. §362. The settlement amount will then be placed on the property tax rolls for collection over the next three years. This procedure will minimize the impact of the settlement on the general fund.