



City of Norman, OK

Municipal Building Council
Chambers
201 West Gray Street
Norman, OK 73069

Master

File Number: SC-1314-8

File ID: SC-1314-8 **Type:** Special Claim **Status:** Consent Item

Version: 1 **Reference:** Item No. 17 **In Control:** City Council

Department: Legal Department **Cost:** \$9,891.87 **File Created:** 10/31/2013

File Name: Special Claim **Final Action:**

Title: SPECIAL CLAIM NO. SC-1314-8: A CLAIM IN THE REVISED AMOUNT OF \$9,891.87 SUBMITTED BY JANET L. SYMPSON FOR DAMAGES TO HER VEHICLE AND CHARGES INCURRED DUE TO AN ACCIDENT WITH A POLICE VEHICLE NEAR THE INTERSECTION OF CLASSEN BOULEVARD AND LINDSEY STREET.

Notes: ACTION NEEDED: Motion to approve or reject Special Claim No. SC-1314-8; and, if approved, direct payment in the revised amount of \$9,891.87 contingent upon obtaining a Release and Covenant Not to Sue from Janet L. Sympson.

ACTION TAKEN: _____

Agenda Date: 11/26/2013

Agenda Number: 17

Attachments: Text File Sympson.pdf, Clerk Memo Sympson.pdf, Sympson Tort Claim updated docs.pdf, Police Report Sympson.pdf

Project Manager: Jeanne Snider, Assistant City Attorney

Entered by: jayne.rowe@normanok.gov **Effective Date:**

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:

Text of Legislative File SC-1314-8

Body

BACKGROUND: A claim has been filed by Janet L. Sympson in the revised amount of \$9,891.87 for damages to her vehicle and rental car expense due to a vehicle accident that occurred on October 5, 2013, when her vehicle was struck by a City of Norman police vehicle near the intersection of Classen Boulevard and Lindsey Street.

DISCUSSION: This incident was investigated by Lt. Jamie Shattuck and Chief Keith Humphrey. According to the investigation and the official accident report, both vehicles were traveling southbound on Classen Boulevard. The vehicles were approximately parallel with each other when Officer Paul Evans, driving the police vehicle, attempted to make a u-turn in order to make a traffic stop for a car that was northbound on Classen Boulevard. The left front of the City vehicle struck the right front of Ms. Sympson's vehicle.

Ms. Sympson's vehicle was a 2008 Ford Explorer 4x4 Sport Track pickup. She has provided invoices for

repairs made to her vehicle in the total amount of \$8,800.68. Additionally, she has supplied a rental car receipt in the amount of \$1,091.19 for rental car expense during the time her vehicle was being repaired..

As indicated above, there appears to be possible negligence on the part of the City in this matter and, consequently, potential liability on the City. The amount requested by Ms. Sympson appears to be reasonable

RECOMMENDATION: Based upon the above and foregoing, it is the recommendation of the City Attorney's Office that the claim by Janet L. Sympson for damages to her vehicle and rental car expense in the revised amount of \$9,891.87, as above set forth, be approved.