



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: SC-1718-2

File ID: SC-1718-2 **Type:** Special Claim **Status:** Consent Item

Version: 1 **Reference:** Item 21 **In Control:** City Council

Department: Legal Department **Cost:** \$12,390.66 **File Created:** 07/31/2017

File Name: Special Claim from Erica Greb **Final Action:**

Title: SPECIAL CLAIM SC-1718-2: SUBMITTED BY ERICA GREB IN THE NEGOTIATED AMOUNT OF \$12,390.66 FOR DAMAGES INCURRED TO HER VEHICLE AND CAR RENTAL FEES AS A RESULT OF A COLLISION WITH A SANITATION VEHICLE AT 1504 CHARLES STREET.

Notes: ACTION NEEDED: Motion to approve or reject Special Claim SC-1718-2; and, if approved, direct payment in the negotiated amount of \$12,390.66 contingent upon obtaining a Release and Covenant Not to Sue from Erica Greb.

ACTION TAKEN: _____

Agenda Date: 08/08/2017

Agenda Number: 21

Attachments: City Clerk's Memo, Tort Claim, Repair Estimate, Photographs Greb, Greb Police report, Car Rental Agreement

Project Manager: Jeanne Snider, Assistant City Attorney

Entered by: sencinias@normanok.gov

Effective Date:

History of Legislative File

| Version: | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
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Text of Legislative File SC-1718-2

Body

BACKGROUND: A claim was filed by Erica Greb in the amount of \$10,504.39 for damages caused on June 20, 2017, when her vehicle was struck by a City of Norman Sanitation truck at 1504 Charles Street.

DISCUSSION: This claim was investigated by Bret Scovill, Solid Waste Manager. It was determined that a City Sanitation truck was picking up refuse at 1504 Charles Street when the City driver began moving from this location without retracting the truck's polycart arm. As the City employee continued moving forward, the polycart arm struck a 2016 Hyundai Elantra owned by Ms. Greb, damaging the vehicle's left rear tire, panels and wheel well.

Ms. Greb has submitted one (1) estimate of repair in the amount of \$10,504.39 and car rental fees of \$1,433.51 for the period of June 21, 2017 through July 28, 2017. She also requests payment for anticipated car rental fees that will be incurred until payment for car repair is received. Only one repair estimate was submitted because Ms. Greb's vehicle was determined to be undrivable by the repair shop which made the vehicle hard to

move to another body shop for additional estimates. Additional car rental fees of \$452.76 through and including August 9, 2017 are expected (\$37.73/day rental fee x 12 additional days). Ms. Greb has agreed to accept \$12,390.66 as payment in full for all damages.

RECOMMENDATION: Based upon the above and foregoing, it is the recommendation of the City Attorney's office that the negotiated claim of Erica Greb, in the amount of \$12,390.66, as set forth above, be approved.