



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: SC-1718-15

File ID: SC-1718-15 **Type:** Special Claim **Status:** Consent Item

Version: 1 **Reference:** Item 17 **In Control:** City Council

Department: Legal Department **Cost:** \$3,611.17 **File Created:** 02/19/2018

File Name: Special Claim from Dylan Johnson **Final Action:**

Title: SPECIAL CLAIM SC-1718-15: SUBMITTED BY DYLAN JOHNSON IN THE AMOUNT OF \$3,611.17 FOR VEHICLE DAMAGE THAT OCCURRED AS A RESULT OF A COLLISION WITH A CITY SANITATION TRUCK AT 329 SHERWOOD DRIVE.

Notes: ACTION NEEDED: Motion to approve or reject Special Claim SC-1718-15; and, if approved, direct payment in the amount of \$3,611.17 contingent upon obtaining a Release and Covenant Not to Sue from Dylan Johnson.

ACTION TAKEN: _____

Agenda Date: 03/13/2018

Agenda Number: 17

Attachments: City Clerk Memo, Notice of Tort Claim, Repair Estimate, Photograph, NADA Value Report, Police Report

Project Manager: Jeanne Snider, Assistant City Attorney

Entered by: sencinias@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 SC-1718-15

Body

BACKGROUND: A claim was filed by Dylan Johnson in the amount of \$3,611.17 for damage his van received when it was struck by a City sanitation vehicle in front of his home on 629 Sherwood Drive.

DISCUSSION: This incident was investigated by Terry Richmond, Utilities Supervisor. On October 19, 2017, a City employee was driving a sanitation truck northbound on Sherwood Drive when he tried to maneuver past two vehicles that were legally parked along the curb on opposite sides of the street. The employee misjudged the distance needed to successfully pass the vehicles and subsequently struck Mr. Johnson's van parked along the curb.

Mr. Johnson owns a 1991 GMC Vandura G2500 van in "Good" condition and according to the NADA Guides Value Report is worth \$4,200 average retail. Mr. Johnson has submitted three (3) estimates to repair the left rear side panel, tail lamp and bumper of his van, with the lowest estimate being \$3,611.17.

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. Mr. Johnson's claim, in the amount of \$3,611.17 for the value of the van, appears reasonable.

RECOMMENDATION: Based upon the above and foregoing, it is the recommendation of the City Attorney's office that the claim of Dylan Johnson, in the amount of \$3,611.17 as set forth above, be approved.