



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: SC-1415-7

File ID: SC-1415-7

Type: Special Claim

Status: Consent Item

Version: 1

Reference: Item No. 16

In Control: City Council

Department: Legal Department

Cost: \$2,238.08

File Created: 11/13/2014

File Name: Special Claim submitted by AT&T

Final Action:

Title: SPECIAL CLAIM NO. SC-1415-7: A CLAIM IN THE AMOUNT OF \$2,238.08 SUBMITTED BY SOUTHWESTERN BELL TELEPHONE COMPANY D/B/A AT&T OKLAHOMA FOR DAMAGES INCURRED TO A TELEPHONE CABLE AT 1418 GEORGE AVENUE BY A WATER LINE MAINTENANCE CREW EXCAVATING FOR A NEW WATER METER INSTALLATION.

Notes: ACTION NEEDED: Motion to approve or reject Special Claim No. SC-1415-7; and, if approved, direct payment in the amount of \$2,238.08 contingent upon obtaining a Release and Covenant Southwestern Bell Telephone Company d/b/a AT&T Oklahoma.

ACTION TAKEN: _____

Agenda Date: 11/25/2014

Agenda Number: 16

Attachments: Text File Special Claim.pdf, Memo from AT&T.pdf,
Tort Claim Voucher.pdf, Claim from AT&T.pdf

Project Manager: Jeanne Snider, Assistant City Attorney

Entered by: jayme.rowe@normanok.gov

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council	11/25/2014					

Text of Legislative File SC-1415-7

Body

BACKGROUND: A claim has been filed by AT&T in the amount of \$2,238.08 for damages incurred to a telephone cable on or about June 10, 2014 at 1418 George Avenue by a City crew excavating to expose the water main in the area for a new water meter installation.

DISCUSSION: This incident was investigated by David Hager, Utilities Superintendent. Mr. Hager confirmed that the City crew was preparing to install the water main. His investigation showed that staff successfully exposed the telephone cable on one end of the excavation pit but while removing excess soil by the water main, the driver curled the bucket into the 200 pair telephone cable. This easement is occupied with several other utility companies within a tight corridor at this location which may have contributed to the damage caused to the telephone cable.

It appears there could be possible negligence on the part of the City in this matter and staff recommends payment of this claim. The damages reported by AT&T appear to be reasonable.

RECOMMENDATION: Based upon the above and foregoing, it is the recommendation of the City Attorney's office that the claim of AT&T in the amount of \$2,238.08, as set forth above, be approved.