



City of Norman, OK

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

Master

File Number: SC-1314-13

File ID: SC-1314-13

Type: Special Claim

Status: Consent Item

Version: 2

Reference: Item No. 24

In Control: City Council

Department: Legal Department

Cost: \$3,974.87

File Created: 12/19/2013

File Name: Claim from Norman Regional Health System

Final Action:

Title: SPECIAL CLAIM NO. SC-1314-13: A CLAIM IN THE AMOUNT OF \$3,974.87 SUBMITTED BY NORMAN REGIONAL HEALTH SYSTEM FOR COSTS TO REPLACE THE LOADING DOCK RAMP AROUND THE TRASH COMPACTOR AT 901 NORTH PORTER AVENUE DAMAGED BY SANITATION EMPLOYEES WHILE LOADING THE COMPACTOR ON THE TRUCK.

Notes: ACTION NEEDED: Motion to approve or reject Special Claim No. SC-1314-13; and, if approved, direct payment in the amount of \$3,974.87 contingent upon obtaining a Release and Covenant Not to Sue from Norman Regional Health System.

ACTION TAKEN: _____

Agenda Date: 01/14/2014

Agenda Number: 24

Attachments: Memo from Clerk NRHS.pdf, NRHS Claim.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:
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Text of Legislative File SC-1314-13

Body

BACKGROUND: A claim has been filed by Norman Regional Health System the amount of \$3,974.87 for replacement of the ramp around the trash compactor at the loading dock at 901 North Porter due to their claim that a sanitation employee failed to raise the ramp before loading the trash compactor on October 21, 2013.

DISCUSSION: This claim was investigated by Scottie Williams, Utilities superintendent, who indicates that the worker who was servicing the compactor on October 21, 2013, cut his arm during the process. He immediately stopped in order to take care of his arm and, once he was ready to leave the NRHS area, he did not remember that he had not unhooked the truck from the compactor. When he drove off the ramp, the still attached compactor was pulled onto the ramp and damaged it beyond repair.

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 damages claimed by Norman Regional Health System in the

amount of \$3,974.87 for replacement of the ramp appear to be reasonable.

RECOMMENDATION: Based upon possible negligence in this case, it is the recommendation of the City Attorney's Office that the claim of Norman Regional Health System in the amount of \$3,974.87 be approved.