



# City of Norman, OK

Municipal Building  
Council Chambers  
201 West Gray  
Norman, OK 73069

## Master

**File Number: SC-1920-14**

**File ID:** SC-1920-14

**Type:** Special Claim

**Status:** Consent Item

**Version:** 1

**Reference:** Item 33

**In Control:** City Council

**Department:** Legal Department

**Cost:** \$3,152.00

**File Created:** 05/21/2020

**File Name:** Special Claim from Scissortail Travel Stop, LLC

**Final Action:**

**Title:** SPECIAL CLAIM SC-1920-14: SUBMITTED BY SCISSORTAIL TRAVEL STOP, L.L.C., IN THE AMOUNT OF \$3,152 FOR DAMAGE TO THEIR AIR CONDITIONING UNIT DURING SANITATION SERVICE AT 1161 12TH AVENUE N.E.

**Notes:** ACTION NEEDED: Motion to approve or reject Special Claim SC-1920-14; and, if approved, direct payment in the amount of \$3,152.08 contingent upon obtaining a Release and Covenant Not to Sue from Scissortail Travel Stop, L.L.C.

ACTION TAKEN: \_\_\_\_\_

**Agenda Date:** 06/09/2020

**Agenda Number:** 33

**Attachments:** City Clerk Memo, Notice of Tort Claim, Estimate, Photograph

**Project Manager:** Jeanne Snider, Assistant City Attorney

**Entered by:** sarah.encinias@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-1920-14

Body

**BACKGROUND:** A claim was filed by Scissortail Travel Stop, LLC, in the amount of \$3,152 for damage to an air conditioner unit on February 24, 2020, at 1161 12th Avenue Northeast.

**DISCUSSION:** This incident was investigated by Stan West, Utilities Supervisor. On February 24, 2020, a Sanitation Department trash truck driver was servicing a dumpster at Scissortail Travel Stop located at 1161 12th Avenue Northeast. During this service, the driver set down the dumpster but he was unable to see a crate was laying on the ground directly behind where the dumpster was placed. The driver then attempted to reposition the dumpster by pushing it

backward but this also pushed the crate back and into the air conditioning unit directly behind the crate. The air conditioning unit was subsequently damaged by this action.

Scissortail Travel Stop, LLC, provided estimates to replace the air conditioning unit with the lowest estimate being \$3,152. 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 claim from Scissortail Travel Stop, LLC, in the amount of \$3,152 appears reasonable.

**RECOMMENDATION:** Based upon the above and foregoing, it is the recommendation of the City Attorney's office that the claim of Scissortail Travel Stop, LLC, in the amount of \$3,152 as set forth above, be approved.