



CITY OF NORMAN, OK STAFF REPORT

MEETING DATE: 08/13/2024

REQUESTER: AshLynn Wilkerson, Assistant City Attorney

PRESENTER: AshLynn Wilkerson, Assistant City Attorney

ITEM TITLE: CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF SPECIAL CLAIM SC-2425-1: SUBMITTED BY KAYLA CASTO IN THE AGREED SETTLEMENT AMOUNT OF \$13,750 FOR DAMAGE TO HER VEHICLE, MEDICAL EXPENSES, AND ADDITIONAL COSTS AS A RESULT OF AN INCIDENT WITH A CITY SANITATION TRUCK ON OCTOBER 13, 2023.

BACKGROUND:

A claim was filed by Kayla Casto for vehicle damage, medical expenses, and additional costs that she incurred when her vehicle was struck by a City Sanitation truck on October 13, 2023, at the intersection of 36th Avenue NW and West Main Street.

DISCUSSION:

This incident was investigated by City Sanitation Department staff who found on October 13, 2023, a City Sanitation employee was driving a trash truck southbound on 36th Avenue NW. As he approached the intersection of West Main Street, the employee observed a red traffic light. He attempted to stop his vehicle but was unable to do so before striking Ms. Casto's vehicle that was stopped directly in front of him. This subsequently caused Ms. Casto to hit the vehicle in front of her, which then hit the vehicle in front of them, making this a four-car traffic incident. None of the occupants of these vehicles required immediate ambulance service. At this time, Ms. Casto is the only person to submit a claim in this matter.

Ms. Casto sustained damage to the front and rear portions of her vehicle. She provided a vehicle repair estimate totaling \$11,369.66 however City staff research indicates the value of her 2014 Mazda 3 sedan is approximately \$8,730. Ms. Casto also produced bills totaling \$2,191 for medical treatment she received after the incident. The amount for the value of her vehicle plus medical bills totals \$10,921. Ms. Casto requests compensation in the total amount of \$13,750.

City Attorney staff have discussed this matter with Ms. Casto and believe her request is reasonable in order to settle all claims related to this action (property, medical, consequential damages). The City Attorney's office now presents this item to City Council for consideration of the proposed settlement.

RECOMMENDATION:

Based on the above and foregoing, it is the recommendation of the City Attorney's Office that the claim of Kayla Casto, in the agreed settlement amount of \$13,750, as set forth above, be approved. Adequate funds to pay this settlement are available in the Risk Management – Special Claims account (43122351-44724).