

SUBJECT

BOARD RESOLUTION NO. 15-680

Pertaining to settlement and release of a personal injury claim by Tasha Rose Mirick against the Board of Water Commissioners.

BACKGROUND INFORMATION

Staff and the Office of Risk Management is recommending the amount \$8,500.00 be paid to the plaintiff, Tasha Rose Mirick, as final settlement of a claim for personal injury resulting from a April 10, 2012 motor vehicle accident involving a SPRWS pick-up truck.

See attached Summary and resolution.

RECOMMENDATION

Approval is recommended.

Summary of April 10, 2012 Vehicle Accident and Claim

On April 10, 2012, a Saint Paul Regional Water Services turn-on truck was involved in an accident on Emerald at Ellis in Saint Paul. SPRWS vehicle was traveling southbound on Emerald and proceeded to turn left onto eastbound Ellis. In making the turn, the SPRWS had to cross the northbound lane of Emerald. The claimant's vehicle was northbound on Emerald. SPRWS driver failed to yield and the two vehicles collided in the northbound lane. The claimant was transported to the hospital. SPRWS driver was cited for "failure to yield turning left".

The vehicle operated by the claimant was a 1999 Mercury Minivan. The vehicle was impacted at the left front bumper and front end. On November 7, 2013, the Office of Risk Management settled a property damage claim associated with the vehicle in the amount of \$1,798.32.

The claimant also brought a personal injury claim against the Board arising from the incident. At this time, Sandra Bodensteiner of Saint Paul Risk Management recommends the amount of \$8,500.00 be paid to Tasha Rose Mirick as final settlement of the personal injury claim and all further claims related to this incident.

SPRWS Accident Review Board determined that this accident was preventable. This was the SPRWS employee's first preventable serious accident. The employee received disciplinary action in the form of a written reprimand.