



# City of Broken Arrow

## Legislation Details (With Text)

<b>File #:</b>	19-361	<b>Name:</b>	
<b>Type:</b>	Consent Item	<b>Status:</b>	Agenda Ready
<b>File created:</b>	3/13/2019	<b>In control:</b>	Broken Arrow City Council
<b>On agenda:</b>	3/19/2019	<b>Final action:</b>	
<b>Title:</b>	Ratification of Workers' Compensation Settlement for Kevin Smith, former Fire Department employee		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Compromise Settlement		

Date	Ver.	Action By	Action	Result
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### Broken Arrow City Council Meeting of: 03-19-19

**Title:**  
Ratification of Workers' Compensation Settlement for Kevin Smith, former Fire Department employee

#### Background:

On December 18, 2018, City Council authorized staff to settle a workers' compensation claim for Kevin Smith, a former employee of the Fire Department. This settlement is presented for the City Council's ratification.

Mr. Smith was injured while loading a cot with a patient on November 11, 2011. As a result, Mr. Smith underwent lumber hardware removal from a previous fusion. Mr. Smith was released on September 12, 2012, at maximum medical improvement. He received a disability separation due to permanent restrictions.

On February 20, 2019, the claimant accepted a full and final settlement of all claims for low back and any known or unknown body parts related to the injury on November 11, 2011.

The sum of \$45,000.00 was paid to the claimant and the claimant's attorney, Kimberly Watt. The sum of \$140.00 was paid to the Workers' Compensation Commission. The sum of \$337.50 was paid to the Oklahoma Tax Commission for the Special Occupational Health and Safety Tax. The Sum of \$900.00 was paid to the Oklahoma Tax Commission for the Own Risk Tax.

**Cost:** \$46,377.50

**Funding Source:** Workers' Compensation Fund

**Requested By:** Jannette McCormick, Human Resources Director

**Approved By:** Michael L. Spurgeon, City Manager

**Attachments:** Compromise Settlement

**Recommendation:**

Ratify the Workers' Compensation Settlement for Kevin Smith, a former Fire Department employee.