



Legislation Text

File #: #22-309, Version: 1

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DATE OF MEETING: 08/01/22

SUBJECT:

LIABILITY CLAIM OF PAULINE FRIEDA MCCORD (DOL 03/14/22).

CITY MANAGER RECOMMENDATION

Deny the claim per the recommendation of the Municipal Pooling Authority (MPA), the City's joint risk pool.

COMPLIANCE STATEMENTS

This action is not applicable under the FY 2021-23 Council Priority Work Plan effective September 20, 2021, but is a necessary operational action.

CEQA Compliance Statement

This is not a project as defined by CEQA.

BACKGROUND

Under the Government Claims Act, California Government Code Section 810 *et seq*, is a process for submitting a claim in the limited situations where state law provides that a public agency may be held liable for an injury. As set forth in Section 815(a): "Except as other provided by Statute: [a] A public entity is not liable for an injury, whether such injury arises out of an act or omission of the public entity or a public employee or any other person."

Following initial investigation, the Municipal Pooling Authority's recommendation is that the claim be rejected by the City.

FISCAL IMPACT

Claims are generally addressed through the City's joint risk pool as a General Fund obligation.