



Legislation Text

File #: #17-0434, Version: 1

PREPARED BY: LYNN TRACY NERLAND

DATE OF MEETING: 10/16/17

SUBJECT:

LIABILITY CLAIM OF PEDRO HERNANDEZ (DOL 03/12/2017)

CITY MANAGER RECOMMENDATION

Deny Claim

COMPLIANCE STATEMENTS

This action is not applicable under the FY 2015-17 Council Priority Work-plan effective October 1, 2016, but is related to Policy Item Fiscal Sustainability: Budget Spending Controls.

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., there is a process for submitting a claim when a public agency is allowed to be liable. As set forth in Section 815(a): "Except as otherwise 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."

FISCAL IMPACT

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