

Legislation Details (With Text)

File #: #21-343 **Version:** 1 **Name:**
Type: Liability Claims **Status:** Failed
File created: 8/12/2021 **In control:** City Council
On agenda: 9/7/2021 **Final action:** 9/8/2021
Title: LIABILITY CLAIM OF OSCAR H. AGUIRRE (DOL 06/01/21)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
9/8/2021	1	City Council	denied	Pass

PREPARED BY: SARAH MAROOF

DATE OF MEETING: 09/07/21

SUBJECT:

LIABILITY CLAIM OF OSCAR H. AGUIRRE (DOL 06/01/21)

CITY MANAGER RECOMMENDATION

Deny claim

COMPLIANCE STATEMENTS

This action is not applicable under the FY 2021-23 Council Priority Work Plan effective March 1, 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*, 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.