

## Legislation Text

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File #: #18-193, Version: 1

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**PREPARED BY:** LYNN TRACY NERLAND

**DATE OF MEETING:** 05/21/18

**SUBJECT:**

LIABILITY CLAIM OF JUSTICE PERSON (DOL 08/14/17)

**CITY MANAGER RECOMMENDATION**

Deny Claim

**COMPLIANCE STATEMENTS**

This action is not applicable under the FY 2018-2021 Council Priority Work-plan effective November 1, 2017, 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 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."

**FISCAL IMPACT**

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