



## Legislation Text

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**File #:** #22-326, **Version:** 1

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**PREPARED BY:** SARAH MAROOF

**DATE OF MEETING:** 08/01/22

**SUBJECT:**

LIABILITY CLAIM OF ALLSTATE INSURANCE AS SUBROGEE FOR CURT ROBINSON (DOL 03/20/22).

**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 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."

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.