



City of La Quinta

CITY / SA/ HA/ FA MEETING DATE: October 21, 2014

ITEM TITLE: DENIAL OF CLAIM FOR DAMAGES FILED
BY: PHILLIP PETTIBONE; **DATE OF LOSS – MARCH**
10, 2014

AGENDA CATEGORY:

BUSINESS SESSION:

CONSENT CALENDAR: 5

STUDY SESSION:

PUBLIC HEARING:

RECOMMENDED ACTION:

Deny the claim for damages of Phillip Pettibone in its entirety.

EXECUTIVE SUMMARY:

- A claim was filed by Phillip Pettibone with a reported date of loss of March 10, 2014.
- It was forwarded to Carl Warren & Company, the City's claims administrator.
- Carl Warren reviewed the claim and recommends denial.

FISCAL IMPACT:

Stated damages are in excess of \$9,900.

BACKGROUND/ANALYSIS:

The claimant stated that the City wrongly impounded his vehicle. Riverside Superior Court Judge G. Cribbs entered a warrant on March 5, 2014 ordering City representatives to enter and inspect the vehicle for Code violations, whereupon they were authorized to remove and tow the vehicle to an appropriate site, even in the absence of the property owner. Carl Warren & Company's investigation determined that the City properly impounded the vehicle enforcing a valid warrant.

ALTERNATIVES:

The City's claims administrator is relied on to perform an accurate and thorough preliminary assessment of the claim from a liability standpoint and has recommended rejection of this claim. Therefore, staff does not recommend an alternative action.

Report prepared by: Terry Deeringer, Human Resources/Risk Manager
Report approved for submission by: Frank J. Spevacek, City Manager

