



City of La Quinta

CITY / SA/ HA/ FA MEETING DATE: May 5, 2015

ITEM TITLE: DENY CLAIM FOR DAMAGES FILED BY JANET MAGUIRE, DATE OF LOSS – SEPTEMBER 8, 2014

AGENDA CATEGORY:

BUSINESS SESSION:

CONSENT CALENDAR: 6

STUDY SESSION:

PUBLIC HEARING:

RECOMMENDED ACTION:

Deny the claim for damages of Janet Maguire in its entirety.

EXECUTIVE SUMMARY:

- A claim was filed by Janet Maguire with a reported date of loss of September 8, 2014.
- It was forwarded for review to Carl Warren & Company ("CW"), the City's claims administrator, and they recommended denial of the claim.

FISCAL IMPACT:

Stated damages are approximately \$3,270.

BACKGROUND/ANALYSIS:

The alleged damage was to personal property, located within the home Ms. Maguire rented. The home sustained water and mud damage from the September 8, 2014 storm event and Ms. Maguire holds the City responsible for inadequate in-curb storm drains and non-operative drain pipes at the bottom of the Cove.

CW found no liability on the City's part as the existing storm drain system was operable and sufficient under normal storm conditions.

ALTERNATIVES:

As CW 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, 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

