



# City of La Quinta

**CITY / SA/ HA/ FA MEETING DATE:** May 19, 2015

**ITEM TITLE:** DENY CLAIM FOR DAMAGES FILED BY ROGER VAUGHN, DATE OF LOSS – SEPTEMBER 8, 2014

**AGENDA CATEGORY:**

**BUSINESS SESSION:**

**CONSENT CALENDAR:** 4

**STUDY SESSION:**

**PUBLIC HEARING:**

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## **RECOMMENDED ACTION:**

Deny the claim for damages of Roger Vaughn in its entirety.

## **EXECUTIVE SUMMARY:**

- A claim was filed by Roger Vaughn 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 recommend denial of the claim.

## **FISCAL IMPACT:**

Stated damages are approximately \$1,280.

## **BACKGROUND/ANALYSIS:**

Mr. Vaughn stated that water backed up onto his property flooding the interior of his home and claims the City is responsible due to an improperly maintained storm drain system. CW recommends denying the claim, stating the noted storm created such a large volume of water that it completely overwhelmed the existing storm drain system, which 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

