



CITY OF MARTINEZ

**CITY COUNCIL AGENDA
July 2, 2014**

TO: Mayor and City Council
FROM: Mercy G. Cabral, Deputy City Clerk
SUBJECT: Rejection of Claims
DATE: June 26, 2014

RECOMMENDATION:

Reject claim against the City by Kaitlin Valdez Milton, #14-08; and order that the claimants be notified.

BACKGROUND:

Claims should be rejected, the claimant notified of the rejection, and referred to Municipal Pooling Authority and/or the City Attorney. Government Code Section 912.6(4) provides, “If legal liability of the public entity ... is disputed, the City Council may reject the claim...”

The statute of limitations for filing a court action on a claim commences upon notification of rejection of claim.

FISCAL IMPACT:

No impact to General Fund.

ACTION:

Motion rejecting claim against the City, and order that the claimant be notified.

Attachment:
Claim #14-08

APPROVED BY:


Interim City Manager



Reserve for filing stamp
RECEIVED

CLAIM PRESENTED TO THE CITY OF MARTINEZ

* Please read the instructions on the back before completing. **MAY 23 2014**

CITY OF MARTINEZ
CITY CLERK'S OFFICE

another
Kathleen Milton
Don Bloksom
driver (mother's
boyfriend)

1. Claimant's Name: (PRINT) Kaitlin Valdez / Milton owner

Address: 867 Sage Drive Martinez Ct

Day Phone: (925) 387-8055 Eve Phone: () 74553

2. When did the damage or injury occur?

Month: 05 Day: 02 Year: 2014 Time: a.m./p.m. (p.m.) Police Report # 14-1261

3. At which location did the damage or injury occur?

In front of the family Law building (Ct of the stairs on st.)

4. a. What happened and why is the City responsible? The Deputy refused to look at any of our proof of registration, proof of insurance and temporary tag statement and registration) and all the paper work I had in a folder in the vehicle. Then he had PD and in the window. call for a tow.

b. Name and position of responsible City Employee(s), if known: Deputy Ortega (Sheriff's Dept) PD - officers at site

5. What damage or injury occurred? (Morrish) Sargeant for not leading paper work properly. Dates wrong on his part. P.D. only going by your Computer not valid documents that we had.

6. Claim amount (only if less than \$10,000): still in tow yard - we cannot afford to get car out

If the amount exceeds \$10,000, please check (X) the court of appropriate jurisdiction:
 Municipal Court (claims up to \$25,000) Superior Court (claims over \$25,000)

7. How did you arrive at the amount claimed? Please attach documentation.

Not sure of amount ingressing more proof to core from Ins + DMV.

8. I declare under penalty of perjury under the laws of the State of California that the following information is true and correct, and that this declaration was executed on 5-23 1,500 Kathleen Milton 2014 at Martinez CA.

Signature of Claimant or Representative's Signature

9. Official Notices and Correspondence
 If represented by an insurance company or an attorney, please provide the information requested below.
 Name and Capacity: (PLEASE PRINT) * Farmers Insurance has proof of vehicle
 Address: Being 100% Valid + So Does DMV
 City, State, Zip: _____
 Daytime Telephone: () _____ Evening Telephone: () _____