



# CITY COUNCIL AGENDA REPORT



**DEPARTMENT:** Human Resources & Risk Management

**MEETING DATE:** November 1, 2011

**PREPARED BY:** Danielle Tellez, Human Resources Division Manager

**AGENDA LOCATION:** CC-3

**TITLE:** Denial of Liability Claim filed by Bernadette Salazar

**OBJECTIVE:** To provide the basis for the City Council to take action related to this liability claim filed against the City.

**BACKGROUND:** Ms. Salazar alleges that on April 3, 2011, while being transported on the Monrovia Transit bus, she sustained personal injuries as a result of her wheelchair being improperly strapped in the vehicle.

**ANALYSIS:** The City has an agreement in place with Tectrans to operate the Dial-A-Ride program for Monrovia residents. As part of the agreement provisions between the City and Tectrans, the City is named as an additional insured. Therefore, the City bears no responsibility in this matter. Ms. Salazar has been provided with information on how to contact Tectrans.

**ENVIRONMENTAL IMPACT:** There is no environmental impact associated with this report.

**FISCAL IMPACT:** Claimant is seeking \$15,745.00 in damages.

**OPTIONS:** The City Council has the following options to consider:

1. Deny the claim
2. Settle the claim based on estimated costs of \$15,745.00.

**RECOMMENDATION:** Staff recommends that the City Council deny this claim.

**COUNCIL ACTION REQUIRED:** If the City Council concurs, the appropriate action would be a motion to deny the claim filed by Bernadette Salazar against the City of Monrovia.

**CC-3**