



# CITY COUNCIL AGENDA REPORT



**DEPARTMENT:** Human Resources/Risk Management

**MEETING DATE:** August 5, 2003

**PREPARED BY:** Theresa St. Peter, Director

**AGENDA LOCATION:** \*F-4 Consent

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**TITLE:** Denial of Liability Claim – Ethel Lindfeldt vs. City of Monrovia

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

**BACKGROUND:** Ms. Lindfeldt claims that on January 25, 2003, she tripped and fell due to an uneven sidewalk on Linwood. She alleges that this was a dangerous condition of public property that the City did or should have been aware of a problem. She indicates that she sustained numerous injuries as a result of her fall.

**ANALYSIS:** City Staff took measurements of the location that show that the elevation is approximately  $\frac{3}{4}$  inch. This is considered to be a trivial defect. Therefore, the City of Monrovia bears no responsibility in this matter.

**FISCAL IMPACT:** Claimant is seeking approximately \$92,500 in damages.

**RECOMMENDATION:** Staff recommends that 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 Ethel Lindfeldt against the City of Monrovia.

Theresa St. Peter  
Director of Human Resources & Risk Management

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