

**CITY OF ALBANY
CITY COUNCIL AGENDA
STAFF REPORT**

Agenda Date: 06/16/08

Reviewed by: BP

Subject: Claim #AL564; LaRosa v. City

Report By: Jacqueline L. Bucholz, City Clerk

STAFF RECOMMENDATION

Reject the claim and authorize the City Clerk to send out the appropriate rejection letter to John LaRosa.

BACKGROUND

The claim was received January 14, 2008, alleging that a City tree fell and knocked down power lines, which fell on vehicle. The claim is in the amount of \$600 to reimburse for deductible on insurance.

City staff reviewed the claim and it is staff's recommendation that the claim should be rejected. The damage to the tree was internal and could not be seen from the outside and could not have been anticipated by inspection.

The City Council rejected the same claim prepared by California State Automobile Association on April 7, 2008. The property owner submitted his own claim for the insurance deductible.

FINANCIAL IMPACT

Possibility of a lawsuit.