

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

Agenda Date: 06/07/10
Reviewed by: BP

Subject: Claim #AL623; Goto Family v. City

Report By: Jacqueline L. Bucholz, City Clerk

STAFF RECOMMENDATION

Reject the request to present a late claim and authorize the City Clerk to send out the appropriate rejection letter to the Attorney representing the Goto family.

BACKGROUND

The late claim application was filed on April 20, 2010. The causes of action accrued on September 25, 2009 and the time for presentation of the claim expired on March 25, 2010.

The claims were presented within the time provided in Government Code Section 911.2; however, they were presented to the wrong entity.

The late claim application was referred to the City's Insurance Company, George Hills, Inc., who recommends that the request for late claim be rejected.

FINANCIAL IMPACT

Possibility of a lawsuit.