



CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council
FROM: Paula Fry, Management Analyst
MEETING DATE: May 7, 2008
SUBJECT: Claim for Damages No. L2008-01

RECOMMENDATION:

Deny and refer to staff.

DISCUSSION:

The attached claim, submitted on February 4, 2008 in the amount of \$3,209 arises from an incident in which a person allegedly fell as a result while crossing the street at Lighthouse and Fountain sustaining a broken wrist.

The Police Department, Fire Department and Public Works Department indicated they had no record of this incident on file. There were no witnesses reported who may have observed the incident.

Public Works Business Manager, Celia Perez-Martinez, stated that it is usual and customary to have metal plates in the street; i.e., manhole covers. In this case the metal plate is owned by Pacific Gas & Electric. The claim does not appear to provide a basis for City liability.

The recommended action is to deny and refer the matter back to staff.

FISCAL IMPACT:

None.

ATTACHMENTS:

Claim for Damages No. L2008-01

RESPECTFULLY SUBMITTED:

Paula D. Fry
MANAGEMENT ANALYST

REVIEWED BY:

James J. Colangelo

Digitally signed: I have reviewed this document

James J. Colangelo
CITY MANAGER

Memo

TO: Police Department
Fire Department
Public Works Department

FROM: Polly Fry, Management Analyst

DATE: February 11, 2008

SUBJECT: Claim for Damages

We are in receipt of a Claim for Damages which occurred on January 24, 2008 at approximately 11:00 a.m. Claimant SCHNEIDER alleges while crossing Lighthouse at Fountain Avenue she stepped on to a metal plate, slipped and fell resulting in injuries to her left arm.

Below is further information, if you have any information that may assist in my review of this claim please send me a copy as soon as possible so I may respond to this claim.

Date of incident: January 24, 2008
Nature of incident: Slip & Fall
Location: Lighthouse & Fountain
Time: 1100 hours
Victim: Mimosa Rhea Schneider

Thanks for your help.


Polly Fry

46
Police Dept.
Did not respond
No report
S. Newton

Memo

TO: Police Department
Fire Department
Public Works Department

FROM: Polly Fry, Management Analyst

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Nature of incident: Slip & Fall
Location: Lighthouse & Fountain
Time: 1100 hours
Victim: Mimosa Rhea Schneider

NO RECORD FOUND
Dave Brown

Thanks for your help.



Polly Fry

Polly Fry

From: Celia P. Martinez
Sent: Wednesday, February 13, 2008 11:46 AM
To: Polly Fry
Subject: SCHNEIDER claim

We have no information on this claim. There is a metal plate in the street. That is not an unusual occurrence to have metal plates in the street, i.e. manhole covers. In this case the plate happens to be owned by PG&E.

Celia Perez Martinez
Public Works Superintendent
City of Pacific Grove
831-648-5722
831-375-0627 fax