

Kittitas County Prosecutor

Agenda Staff Report

AGENDA DATE:

11/1/2011

ACTION REQUESTED:

Approve Sparks' claim against County.

BACKGROUND:

Mr. Sparks car was damaged by rebar sticking up from a parking barrier in the newly remodeled county parking lot. He filed a damage claim in the amount of \$1,277.42 with the Auditor who forwarded it to the Prosecutor who sought input from the facilities maintenance manager. Meanwhile, the Risk Pool, thinking the claim amount was too high, with the Prosecutor's approval, enlisted an adjuster to review the damage amount. The adjuster actually came up with a damage amount slightly higher than that sought by Mr. Sparks. That adjuster service cost \$75, which the Risk Pool has paid and the County will probably receive a bill for reimbursement.

INTERACTION:

Facilities maintenance director acknowledged the problem with the rebar sticking up in the parking lot, asserted the problem had been since fixed, and believed the claim should be paid.

RECOMMENDATION:

Pay the claim in the amount of \$1,277.42 after receipt of release of claim. The County is responsible for harms caused by defects in its facilities.

HANDLING:

Claim filed with Auditor, forwarded to Prosecutor, input sought and received from Facilities Maintenance Director.

LEAD STAFF:

Neil Caulkins