

Kittitas County
Prosecutor

Agenda Staff Report

AGENDA DATE:

11/18/2013

ACTION REQUESTED:

Deny Armstron claim for damages.

BACKGROUND:

The Armstrongs drove in what appears a negligent manner in a painting zone controled by Granite Paving which was acting as an independent contractor for the County. The Armstrongs allegedly got pain on the undercarriage of their vehicle and filed this claim for damages.

INTERACTION:

The Prosecutor's Office has spoken with public works and determined that Granite is interested in taking care of the matter itself and that they were acting as an independent contractor that had dominion and control over the paining site. Hence they, and not the County have responsibility for any potential damage that may have occured.

RECOMMENDATION:

Deny the claim for damages because if there was any negligence beyond the Armstrong's driving, it was the sole responsibility of Granite.

HANDLING:

None.

LEAD STAFF:

Neil Caulkins