

## **RESOLUTION NO. 18-064**

### **RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DELEGATING CERTAIN FUNCTIONS TO THE COUNTY EXECUTIVE OFFICER AND COUNTY COUNSEL WITH RESPECT TO THE ADMINISTRATION OF THE GENERAL LIABILITY CLAIMS AGAINST THE COUNTY**

WHEREAS, the County Executive Officer, acting as Risk Manager, oversees the County's General Liability Program; and

WHEREAS, all tort liability claims are required to be presented to the County of Mendocino under provisions of the Government Claims Act (Government Code section 810, et seq.); and

WHEREAS, Government Code section 935.4 allows the County, by resolution, to delegate those functions of the governing body to deny claims on behalf of the Board and to allow, compromise, or settle a claim not to exceed fifty thousand dollars (\$50,000); and

WHEREAS, Resolution No. 05-020 authorizes the County Administrative Officer (now the Executive Officer) or her/his designee settlement authority in an amount not to exceed twenty thousand dollars (\$20,000) per claim if approved by County Counsel; and

WHEREAS, Resolution No. 05-020 authorizes the County Administrative Officer (now the Executive Officer) or her/his designee authority to obtain Board of Supervisors settlement authority for all tort claims that exceed twenty thousand dollars (\$20,000).

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby finds, declares, determines and orders as follows:

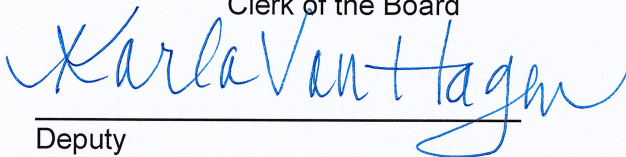
1. The County Executive Officer, or her/his designee, acting as the Risk Manager, shall, on behalf of the Board of Supervisors, review all claims against the County and deny, compromise or settle all claims in an amount not to exceed twenty thousand dollars (\$20,000) if approved by County Counsel.
2. The County Executive Officer, or her/his designee, acting as the Risk Manager, shall, on behalf of the Board of Supervisors, review all claims against the County and deny all claims that exceed twenty thousand dollars (\$20,000) if approved by County Counsel.
3. The County Executive Officer, or her/his designee, acting as the Risk Manager, shall, along with County Counsel, monitor all cases reserved in excess of \$20,000 including a review of attorney fees expenditures; and shall monitor claims that she/he deems significant in order to keep the Board and County Executive Officer advised so that the Board can perform its duties under Government Code section 25203.
4. The County Executive Officer, or her/his designee, acting as the Risk Manager, shall prepare a monthly report of all claims received, denied, allowed, compromised or settled and deliver said report to the Board of Supervisors and County Counsel.

The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Brown, and carried this 8th day of May, 2018, by the following vote:

AYES: Supervisors Brown, McCowen, Crosky, Gjerde and Hamburg  
NOES: None  
ABSENT: None

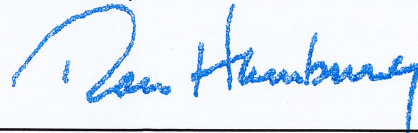
WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO  
Clerk of the Board

  
Deputy

APPROVED AS TO FORM:  
KATHARINE L. ELLIOTT, County Counsel

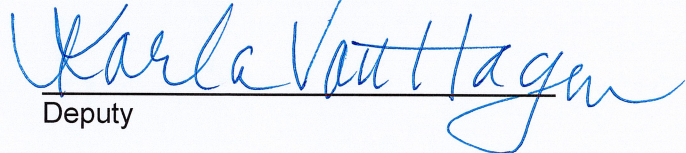




DAN HAMBURG Chair  
Mendocino County Board of Supervisors

I hereby certify that according to the provisions of Government Code section 25103, delivery of this document has been made.

BY: CARMEL J. ANGELO  
Clerk of the Board

  
Deputy