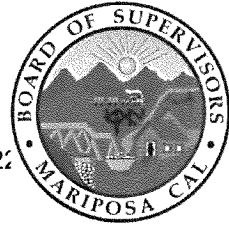




# MARIPOSA COUNTY

Human Resources/Risk Management • (209) 966-3222



## **RESOLUTION - ACTION REQUESTED 2018-398**

MEETING: August 14, 2018  
TO: The Board of Supervisors  
FROM: Steve Dahlem, County Counsel - Interim Human Resources Director  
RE: Rejection of Claim No. C18-02 Calvin Gile

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### **RECOMMENDATION AND JUSTIFICATION:**

Reject Claim No. C18-02 filed by Calvin Gile in the Amount of \$242,500; and authorize the Board of Supervisors Chair to sign the Notice of Rejection.

The claimant alleges property damage from flooding due to improper County maintenance of rain culverts on Golfito Way in La Grange. The claimant failed to meet the burden of proof of liability; therefore, it is recommended that this claim be rejected.

### **BACKGROUND AND HISTORY OF BOARD ACTIONS:**

The Board has previously rejected unsubstantiated claims.

### **ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

### **ATTACHMENTS:**

**Claim No. C18-02 Calvin Gile (PDF)**  
**Notice of Rejection - Gile (DOC)**

**RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]**

**MOVER:** Merlin Jones, District II Supervisor

**SECONDER:** Marshall Long, District III Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey



Kalvin Gile  
2293 Golfito Way  
La Grange, CA 95329

**NOTICE OF REJECTION OF CLAIM NO. C18-02/KALVIN GILE**

Notice is hereby given that the claim which you presented to the Board of Supervisors on July 12, 2018 for \$242,500.00 was rejected.

The foregoing was passed by the following vote of the Board on the 14<sup>th</sup> day of August 2018:


AYES: SMALLCOMBE, JONES, LONG, CANN, MENETREY  
NOES: NONE  
ABSENT: NONE  
ABSTAINED: NONE

  
ROSEMARIE SMALLCOMBE, Chair  
Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

  
RENE' LA ROCHE  
Clerk of the Board

  
STEVEN W. DAHLEM  
County Counsel

**Warning**

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code section 945.6. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

**Proof of Service by Mail**  
(1013a, 2015.5 CCP)

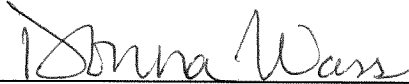
STATE OF CALIFORNIA, COUNTY OF MARIPOSA:

I am a citizen of the United States and a resident of the aforesaid County. I am over the age of eighteen years and not a party to the within entitled action; my business address is 4988 11<sup>th</sup> Street (P.O. Box 1917), Mariposa, CA 95338. On August 16, 2018 I served the within Notice of Rejection of Claim No. C18-02/Kalvin Gile on the claimant in said action by placing a true copy in a postage-paid envelope addressed to the person(s) hereinafter listed, in California, addressed as follows:

Kalvin Gile  
2293 Golfito Way  
La Grange, CA 95329

I declare, under penalty of perjury, that the foregoing is true and correct.

Executed on August 16, 2018 at Mariposa, California.

  
\_\_\_\_\_  
Donna Wass