



# ANNUAL REPORT ON THE CITY'S GENERAL LIABILITY CLAIMS

Finance Department

Finance Committee  
September 25, 2017

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## OVERVIEW

1. Annual report on the City's General Liability claims activities and costs for Fiscal Year 2016/2017.
2. As of June 30, 2017 the City had 240 open claims.
3. Total Incurred amount for all open claims is \$8.1 Million
4. During FY 2016/17 the City received a total of 697 new claims.

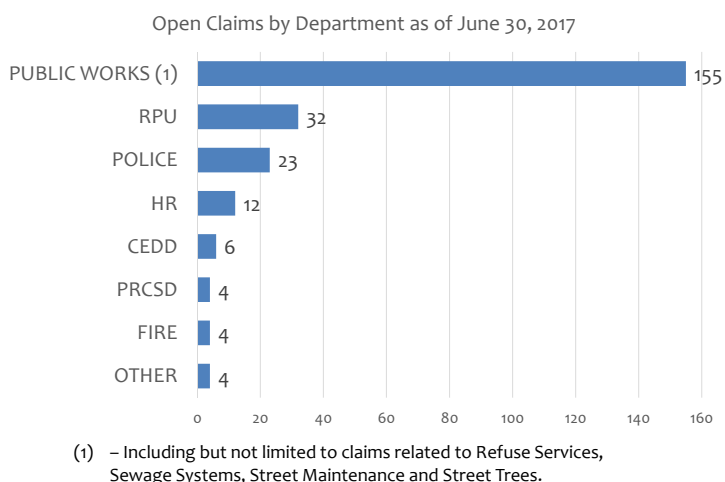


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## OPEN CLAIMS

1. Of the 240 outstanding claims, 155 claims correspond to the Public Works Dept – 15 of which are being handled by the CAO.
2. At least 63 of these open claims are related to City trees.
3. The Public Works Dept. continues to incur a significant number of liability claims mostly due to the Shamel Ash tree.



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## CITY ATTORNEY'S OFFICE (CAO) INVOLVEMENT

1. CAO has full control of Claims with ongoing litigation.
2. Of the 240 currently outstanding claims, 44 claims are being actively administered by the CAO.
3. The Total Incurred amount for litigated claims is \$7.1 Million



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## OUTSIDE LEGAL COUNCIL & LITIGATION COSTS

1. The City retains outside legal counsel as applicable and required by the City Attorney's Office.
2. Selection of outside legal counsel is conducted by the City Attorney's Office.
3. Outside legal fees and costs dating July 1, 2016 through June 30, 2017 were approximately \$1,475,000.



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## FISCAL YEAR 2016/2017 CLAIMS ACTIVITY

1. The City received 697 new claims.
2. Property damage is the leading source of claims.

	CLAIM COUNT	% OF ALL CLAIMS	TOTAL INCURRED	% OF TOTAL INCURRED
AUTO BODILY INJURY	6	0.86%	\$34,090.00	2.52%
AUTO PROPERTY DAMAGE	36	5.16%	\$87,743.62	6.47%
BODILY INJURY	24	3.44%	\$116,793.00	8.62%
PROPERTY DAMAGE	622	89.24%	\$1,086,095.99	80.14%
PERSONAL INJURY	9	1.29%	\$30,500.00	2.25%
TOTALS	697	100.00%	\$1,355,222.61	100.00%



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## GENERAL LIABILITY PROGRAM EXPENDITURES

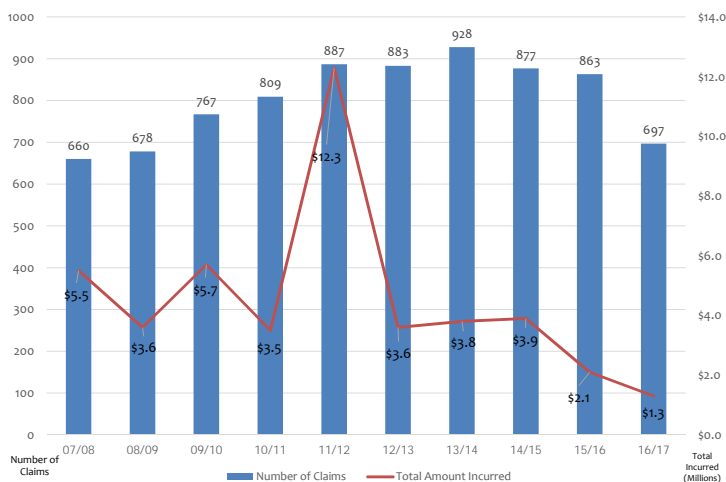
	FY 2015/16	FY 2016/17
Legal Fees and Costs	\$1,179,103	\$1,475,156
Bodily Injury Claims	\$1,899,265	\$252,360
Property Damage Claims	\$2,381,400	\$1,681,015
<b>TOTALS</b>	<b>\$5,459,768</b>	<b>\$3,408,534</b>



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## HISTORICAL CLAIMS ACTIVITY



1. During this 10-year period the City received 8,049 claims, with an average of 805 claims per year.
2. During the same time period the total amount incurred was \$45.3 Million with an average of \$4.5 Million per fiscal year.



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## RECOMMENDATIONS

That the Finance Committee receive, provide input on, and forward to the City Council this annual report reflecting the City's General Liability open claims for Fiscal Year 2016-2017 (July 1, 2016 through June 30, 2017).

