

**MOORPARK CITY COUNCIL  
AGENDA REPORT**

**TO:** Honorable City Council

**FROM:** Deborah S. Traffenstedt, Administrative Services Director/City Clerk *DST*

**BY:** Tracy Moe, Deputy City Clerk *TM*

**DATE:** September 13, 2010 (CC Meeting of 10/06/10)

**SUBJECT:** Consider Rejection of Claim from: Brandi Lee Tillery, Lillee Rose Tillery, and Jonah Andrew Tillery

**BACKGROUND**

The City received the above referenced Claim on August 30, 2010. A copy of the claim is provided under separate cover. The claim was forwarded to the City's claims adjuster, Carl Warren & Co. (Carl Warren), for review.

**DISCUSSION**

The stated reason for the claim is for general damages for wrongful death and property damage to the vehicle driven by the decedent resulting from a collision with an Amtrak train in an unincorporated area of Moorpark.

The City's claim adjuster, Carl Warren, has recommended that a standard rejection letter be sent to the claimants. The accident is outside of the City limits and the City had no involvement in the design of the accident site.

**STAFF RECOMMENDATION**

Reject the claim and direct staff to send a standard rejection letter to the claimants.