



# County of Santa Cruz

## OFFICE OF THE COUNTY COUNSEL

701 OCEAN STREET, SUITE 505, SANTA CRUZ, CA 950604066  
(631) 454-2040 FAX: (831) 454-2115

DWIGHT L. HERR, COUNTY COUNSEL  
CHIEF ASSISTANTS  
Deborah Steen  
Samuel Torres, Jr.

Assistants  
Harry A. Oberhelman III  
Marie Costa  
Jane M. Scott  
Rahn Garcia  
Tamyra Rice  
Pamela Fyfe  
Ellen Aldridge  
Kim Basket  
Lee Gulliver  
Dana McRae

## GOVERNMENT TORT CLAIM

### RECOMMENDED ACTION

-Agenda February 8, 2000.

TO: Board of Directors, Santa Cruz County Flood Control and Water Conservation District

Re: Claim of Erica Sumner, No. 900-086B

Original document and associated materials are on file at the Clerk to the Board of Supervisors.

In regard to the above-referenced claim, this is to recommend that the Board take the following action:

- ☒ 1. Deny the claim of Erica Sumner, No. 900-086B and refer to County Counsel.
- ☐ 2. Deny the application to file a late claim on behalf of \_\_\_\_\_ and refer to County Counsel.
- ☐ 3. Grant the application to file a late claim on behalf of \_\_\_\_\_ and refer to County Counsel.
- ☐ 4. Approve the claim of \_\_\_\_\_ in the amount of \_\_\_\_\_ and reject the balance, if any, and refer to County Counsel.
- ☐ 5. Reject the claim of \_\_\_\_\_ as insufficiently filed and refer to County Counsel.

cc: John Fantham, District Engineer

RISK MANAGEMENT

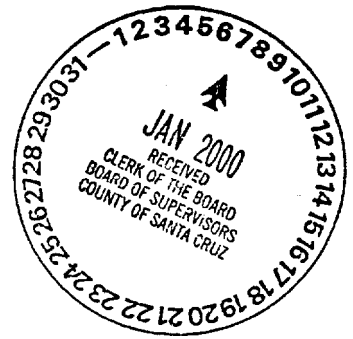
By Janet McKinley

COUNTY COUNSEL

By Samuel Torres Jr.

Jonathan Wittwer  
William P. P&in  
Tina Wallis  
Christiane Sinclair

WITTWER & PARKIN, LLP  
147 SOUTH RIVER STREET, SUITE 221  
SANTA CRUZ, CALIFORNIA 95060  
TELEPHONE: (831) 429-4055  
FACSIMILE: (831) 429-4057  
E-MAIL: office@wittwerparkin.com



January 7, 2000

Board of Supervisors  
County of Santa Cruz  
ATTN: Clerk of the Board  
701 Ocean Street  
Santa Cruz, CA 95060

Santa Cruz County Flood Control and Water Conservation District 7  
County of Santa Cruz, Public Works  
ATTN: Peter Cota-Robles  
701 Ocean Street  
Santa Cruz, CA 95060

Pajaro Valley Storm Drain Maintenance District  
County of Santa Cruz, Department of Public Works  
ATTN: Terry Reynolds  
701 Ocean Street  
Santa Cruz, CA 95060

RE: CLAIM AGAINST THE COUNTY OF SANTA CRUZ, SANTA CRUZ  
COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT 7 AND THE PAJARO VALLEY STORM DRAIN  
MAINTENANCE DISTRICT, PURSUANT TO CALIFORNIA  
GOVERNMENT CODE §910 et seq.

Dear Ms. Rosario, Mr. Cota-Robles and Mr. Reynolds:

The following is a claim against the above named entities pursuant to Government  
Code §910 et seq.

1. Claimant's Name: Erica Sumner  
Address: 2967 Freedom Boulevard  
Watsonville, CA 95076  
Phone: (831)728-0863

2. Occurrence: Flooding and continued threat of flooding to 2967 Freedom Boulevard and drainage of County culvert with unsafe E-coli levels onto 2967 Freedom Blvd

DATE: From March 1999 to Present      PLACE:      2967 Freedom Boulevard  
Watsonville, CA 95076

Circumstances of occurrence or transaction giving rise to claim:

(1) Freedom Lake has flooded, and in the event of heavy rains, continues to threaten to flood the real property known as 2967 Freedom Boulevard; and (2) a County owned culvert has drained and continues to drain onto 2967 Freedom Boulevard, the waters of which contain ecoli levels that are unsafe for body contact.

4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:

Thus far, 2967 Freedom Boulevard has sustained the following damage:

- (1) repeated flooding which damaged structural elements and mechanical features of the residence, storage shed and yards on said property;
- (2) continued threat of flooding;
- (3) Erica Sumner has lost time from work in order to repair flood damage and to attempt to prevent flood damage;
- (4) out of pocket expenses to repair flood damage to structures; and drainage water from a County owned culvert which water is unsafe for body contact

5. Names of public employees causing injury, damage, or loss, if known:  
Unknown at this time.

6. Amount Claimed Now: This amount will be determined according to proof.  
Estimated Future Loss: Unknown at this time.      -

7. Basis for Above Computations:      N/A

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The County of Santa Cruz, the Santa Cruz County Flood Control and Water  
Conservation District 7 and the Pajaro Valley Storm Drain Maintenance District  
Claim Pursuant to Gov't Code §910 et seq.


January 7, 2000

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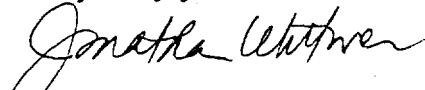
8. If the amount is claimed is over \$10,000, indicate the court of jurisdiction:  
Municipal Court                      ☒ Superior Court

CLAIMANT'S SIGNATURE:

  
Erica Sumner

Please provide notice of your approval/denial of this claim as soon as is  
practicable.

Very truly yours,

  
Jonathan Wittwer