



County of Santa Cruz

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OFFICE OF THE COUNTY COUNSEL

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GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda March 20, 2001

To: Board of Supervisors

Re: Claim of Garrett Zwart, No. 001-087

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. Reject the claim of Garrett Zwart, No. 001-087 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: Tom Bolich, Director
Department of Public Works

RISK MANAGEMENT

By Janet McKinley

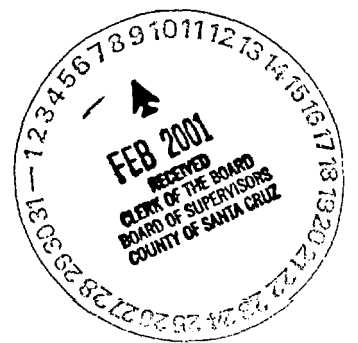
COUNTY COUNSEL

By Kim Elizabeth Baskett

PER5107 wp
Rev 9/2000

CLAIM AGAINST THE COUNTY OF SANTA CRUZ
(Pursuant to Section 910 et Seq., Govt. Code)

TO: BOARD OF SUPERVISORS
COUNTY OF SANTA CRUZ
ATTN: Clerk of the Board
Governmental Center
701 Ocean Street, Santa Cruz, CA 95060



1. Claimant's Name: GARRETT ZWART
Address: 303 RIO DEL MAR BLVD.
APTOS, CA. 95005
Phone No: (831) 688-7016
P.O. Box to which notices are to be sent: P.O. BOX 554 APTOS, CA. 95001
 2. Occurrence: LAND SLIPPAGE FROM IMPROPER COUNTY REPAIR/EXCAVATION
Date: 2/15/00 - 3/15/00 Place: 72.5 TROUT GULCH, APTOS, CA.
 3. Circumstances of occurrence or transaction giving rise to claim: THE COUNTY OF SANTA CRUZ & THEIR SUB CONTRACTORS REPAIRED A VERTICAL BANK W/ A REMAINING WALL. THE RAINS LAST SPRING HAVE ALLOWED THE BANK TO SLIDE INTO TROUT GULCH ROAD DUE TO IMPROPER CONSTRUCTION OF WALL. PUBLIC WORKS CUT DOWN A TREE ON COUNTY PROPERTY (TOP OF BANK) & LEFT SLASH & TREE TRUNK.
 4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known: I AM LOSING PROPERTY (DIRT) DUE TO POORLY CONSTRUCTED RET. WALL. WAS NOT KEYED INTO BANK PROPERLY & COMPACTED. CONTRACTOR USED IMPACT SAND BACK FILL FOR MATERIAL.
 5. Name(s) of public employee(s) causing injury, damage or loss, if known: PUBLIC WORKS COUNTY OF SANTA CRUZ.
 6. Amount claimed now\$ UNKNOWN AT THIS TIME
Estimated amount of future loss, if known\$ _____
TOTAL \$ 19,000 / UNKNOWN AT THIS TIME
 7. Basis for above computations: _____
 8. If the amount claimed is over \$10,000, indicate the court of jurisdiction:
_____ Municipal Court SUPERIOR COURT Superior Court
- CLAIMANT'S SIGNATURE: [Signature]

Note: Claim must be presented to Clerk, Board of Supervisors, within six (6) months after the act which occasioned the injury.
Americans with Disabilities Act questions or requests for accommodations may be directed to the ADA Coordinator at 454-2962 (TDD 454-2123).

