

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 4/10/17

AGENDA ITEM:	
Resolution Designating Agent to Accept Claims for Damages	
PREPARED BY:	DIRECTOR APPROVAL:
Jon Walker, City Attorney	
DEPARTMENT:	
Legal	
ATTACHMENTS:	
Resolution	
BUDGET CODE:	AMOUNT:
SUMMARY:	

RCW 4.96.020 to requires the governing body of each local government entity to appoint an agent to receive any claim for damages made pursuant to Chapter 4.96 RCW. Such a claim is required before a person may file a lawsuit against the city. The Council previously designated the City Clerk as the agent to receive claims for damages. Specifying that deputy clerks are also designated and giving the Clerk authority to designate other appropriate city employees would provide flexibility when the Clerk or her deputies are not available.

RECOMMENDED ACTION: Staff recommends the Council consider approving the resolution updating the agent to receive claims for damages.
--

CITY OF MARYSVILLE
Marysville, Washington

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARYSVILLE APPOINTING THE CITY CLERK AS THE AGENT TO RECEIVE CLAIMS FOR DAMAGES PURSUANT TO RCW 4.96.020.

WHEREAS, RCW 4.96.020 requires the governing body of each local government entity to appoint an agent to receive any claim for damages made pursuant to Chapter 4.96 RCW; and

WHEREAS, the City Council previously adopted Resolution 2209 recorded July 13, 2012, Snohomish County Recording No. 201207130817; and

WHEREAS, Resolution 2209 designated the City Clerk as the designated agent to receive all claims for damages; and

WHEREAS, the Council wishes to provide the City Clerk with flexibility to designate her deputies to receive claims for damages and to designate other appropriate City employees in the event neither she nor any Deputy City Clerk is available; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARYSVILLE, WASHINGTON AS FOLLOWS.

Section 1. The Marysville City Clerk shall be the designated agent for the City to receive all claims for damages pursuant to Chapter 4.96 RCW. Such claims may be served upon the City Clerk during normal business hours at Marysville City Hall, 1049 State Avenue, Marysville, Washington 98270.

Section 2. If the City Clerk is not available during normal business hours, a Deputy City Clerk or the City Clerk's designee is appointed as the agent to receive claims for damages.

Section 3. This Resolution shall be recorded with the Snohomish County Auditor as required by RCW 4.96.020(2).

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2017.

CITY OF MARYSVILLE

By _____
JON NEHRING, MAYOR

Attest:

By _____
APRIL O'BRIEN, DEPUTY CITY CLERK

Approved as to from:

By _____
JON WALKER, CITY ATTORNEY