

**RESOLUTION NO. 2024-228**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
REPEALING RESOLUTION NO. 2022-072 AND ADOPTING A NEW RESOLUTION  
AUTHORIZING THE CITY MANAGER TO ACCEPT, ALLOW, DEFEND,  
COMPROMISE, SETTLE, DENY, AND/OR REJECT SPECIFIED CLAIMS AND  
CLAIMS RELATED APPLICATIONS AGAINST AND BY THE CITY**

**WHEREAS**, pursuant to Government Code section 935.4 and the City of Elk Grove's constitutional police powers under California Constitution Article XI, section 7, the City Council is authorized to adopt a resolution providing authority to City staff in allowing, compromising, or settling claims against the City and City employees and by the City; and

**WHEREAS**, the City Council has previously adopted Resolution No. 2022-072 regarding the resolution of claims, and desires to further clarify and define the authority of City staff in responding to claims against the City and City employees and by the City; and

**WHEREAS**, providing specified defense, settlement, and resolution authority to City staff provides for the efficient handling of certain claims and lawsuits, against and by the City, and it affords a more effective and economical resolution of those claims and lawsuits.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove hereby:

- 1) Repeals Resolution No. 2022-072 and replaces Resolution No. 2022-072 with this Resolution, provided, however, that any action taken pursuant to Resolution No. 2022-072 prior to the effectiveness of this Resolution remains valid and is hereby ratified;
- 2) Authorizes the City Manager, or authorized designee, with the advice and consent of the City Attorney, or authorized designee, to defend, deny, or reject any and all claims and claims related applications made against the City or City employee(s) including, without limitation, any application for leave to present a late claim;
- 3) Authorizes the City Manager, or authorized designee, with the advice and consent of the City Attorney, or authorized designee, to accept, allow, compromise, or settle any claim and/or lawsuit against the City or City employee(s) in an amount up to and including \$50,000;
- 4) Authorizes the City Manager, or authorized designee, with the advice and consent of the City Attorney, or authorized designee, to accept, allow, compromise, or settle any claim and/or lawsuit by the City including, without limitation, subrogation claims initiated by the City, where the amount in controversy is \$50,000 or less; and
- 5) Reserves to itself the power and authority to resolve any and all claims and/or lawsuits against the City or City employee(s) where such resolution is in excess of \$50,000, and further reserves to itself the power and authority to resolve any and all claims and/or lawsuits brought in the name of the City where the amount in controversy is in excess of \$50,000.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 11<sup>th</sup> day of December 2024




BOBBIE SINGH-ALLEN, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:

  
JONATHAN P. HOBBS,  
CITY ATTORNEY

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2024-228**

STATE OF CALIFORNIA        )  
COUNTY OF SACRAMENTO    )        ss  
CITY OF ELK GROVE         )

*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on December 11, 2024 by the following vote:*

**AYES:**        **COUNCILMEMBERS:**        *Singh-Allen, Robles, Brewer, Spease, Suen*

**NOES:**       **COUNCILMEMBERS:**        *None*

**ABSTAIN:**   **COUNCILMEMBERS:**        *None*

**ABSENT:**    **COUNCILMEMBERS:**        *None*

  
**Jason Lindgren, City Clerk**  
**City of Elk Grove, California**