

BROADMOOR POLICE PROTECTION DISTRICT

POLICE COMMISSION

A RESOLUTION

RESOLUTION No. 2026-5

**A RESOLUTION REPEALING RESOLUTION 1998/99-04
AND RE-AUTHORIZING THE CHIEF OF POLICE / DISTRICT
MANAGER TO COMPROMISE AND SETTLE SMALL CLAIMS,
WITH THE CONSENT OF DISTRICT COUNSEL,
PURSUANT TO GOVERNMENT CODE §§935.4 and 949**

WHEREAS, pursuant to Government Code §900, *et seq.*, claims for money damages are, from time to time, presented to the District; and,

WHEREAS, an efficient and cost-effective means of resolving valid claims that are relatively small in value should be in place where such claims can be compromised and settled without the expense of litigation or resorting to ~~indemnity~~^{id} coverage from the District's liability insurance carrier, subject to and consistent with all the terms and conditions of the District's policy[ies] of insurance in effect at the time a claim is presented where such claim would be covered by such policy of insurance but the District is willing to assume the loss without making a claim against its insurance; and,

WHEREAS, by delegating to the Chief of Police / District Manager the authority to compromise and settle valid small claims with the approval of District Counsel would be a cost-effective and efficient means of preserving District resources; and,

WHEREAS, on August 11, 1998, Resolution 1998/99-04 was passed and adopted that covers the general subject matter of this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

SECTION 1. Resolution 1998/99-04 is hereby repealed and replaced by this Resolution.

SECTION 2. Pursuant to Government Code §§935.4 and 949 the power and authority to compromise and settle valid small claims not exceeding \$5,000.00 per claim against the District, subject to the approval of District Counsel, is delegated to the Chief of Police / District Manager.

SECTION 3. The authority granted to the Chief of Police / District Manager pursuant to Section 2 shall not exceed \$5,000.00 per claim stemming from a single transaction or event. No claim in excess of \$5,000.00 per transaction or event shall be split into individual claims of \$5,000.00 or less in order to aggregate a claim in excess of \$5,000.00 or circumvent the \$5,000.00 limitation provided herein.

SECTION 4. As a condition of compromising and settling a valid claim the claimant shall be required to execute a full and unconditional form of Release of All Claims to the satisfaction of District Counsel.

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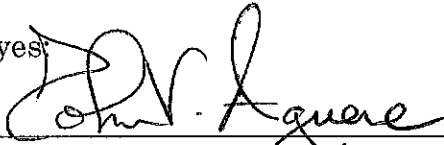
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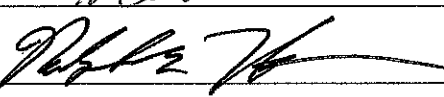
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SECTION 5. Upon compromising and settling a claim by the Chief of Police / District Manager, pursuant to the authority granted in Section ²~~1~~, he or she shall report in writing to the Commission, by a written report, each claim he or she has compromised and settled, which shall be included on the Agenda at the regular meeting of the Commission immediately following the date a claim was compromised and settled. The report shall include a summary of the details of the claim and the amount paid or to be paid to the claimant.

PASSED and ADOPTED in Open Session this 18th Day of August 2026.

Ayes:

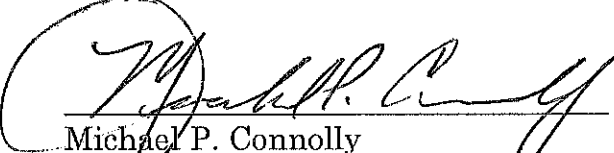


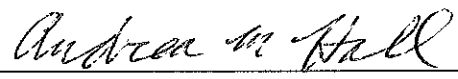


Noes:

Abstain / Absent:

Attest:


Michael P. Connolly
Chief of Police / District Manager


Hon. Andrea M. Hall, Secretary