



City of Grand Island

Tuesday, January 13, 2004

Council Session

Item G1

Receipt of Official Document - Tort Claim Filed by Luis Gutierrez

The City of Grand Island has received a Tort Claim from Thomas A. Wagoner, Attorney representing Luis Gutierrez, alleging certain claims in connection with an incident with the Police Department that took place on January 6, 2003. A copy of this claim is attached to comply with the Nebraska Political Subdivision Tort Claims Act. This is not an item for council action other than to simply acknowledge that the claim has been received. It is recommended that Council take no action other than acknowledging receipt of the claim.

Staff Contact: RaNae Edwards

Thomas A. Wagoner
ATTORNEY AT LAW

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Monday, January 05, 2004

CITY CLERK
CITY OF GRAND ISLAND
Post Office Box 1968
Grand Island, NE 68802



Re: Luis Gutierrez

Dear Ms. Edwards:


I represent Luis Gutierrez of Grand Island. This is a claim under the *Political Subdivision Tort Claims Act, §§ 13-901, et seq., Neb. Rev. Stat.*

This claim arose on or about January 6, 2003, when Mr. Gutierrez was arrested by the Grand Island Police Department. Mr. Gutierrez's vehicle was not secured by the Police and it was taken without authorization and when it was located the next day, it had sustained major damage. Mr. Gutierrez is making demand for \$3,000.00 for damages to his vehicle and \$296.24 for towing charges.

We have heretofore been in contact with the City Attorney and the carrier for the City, however, to avoid any question that a claim had been submitted, I felt I should follow up with a formal claim letter.

Thank you.

Very truly yours,


THOMAS A. WAGONER
Attorney at Law

TAW/dlw

CC: Mayer
Admin.
Legal
Police

1-6-04