



Legislation Details (With Text)

**File #:** 21-0226      **Version:** 1      **Name:** 2/16/21 Resolution to Approve the Insurance Board Recommendation to Deny the Claim and Subsequent Appeal of Claimant Melanie Welch

**Type:** Resolution      **Status:** Passed

**File created:** 2/16/2021      **In control:** City Council

**On agenda:** 2/16/2021      **Final action:** 2/16/2021

**Enactment date:** 2/16/2021      **Enactment #:** R-21-066

**Title:** Resolution to Approve the January 28, 2021 Recommendation of the Board of Insurance Administration to Deny the Claim and Subsequent Appeal Filed by Claimant Melanie Welch for a Contractor Dispute Claim in the Amount of \$25,000 (CC038-20)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Insurance Board Minutes 012821.pdf

| Date      | Ver. | Action By    | Action   | Result |
|-----------|------|--------------|----------|--------|
| 2/16/2021 | 1    | City Council | Approved | Pass   |

Resolution to Approve the January 28, 2021 Recommendation of the Board of Insurance Administration to Deny the Claim and Subsequent Appeal Filed by Claimant Melanie Welch for a Contractor Dispute Claim in the Amount of \$25,000 (CC038-20)

This memorandum and resolution request approval of the Board of Insurance Administration’s January 28, 2021 recommendation to deny the claim and appeal filed by Claimant Melanie Welch. Melanie Welch submitted a claim against the City to the Board of Insurance Administration in the amount of \$25,000 for a contractor dispute. The Board of Insurance Administration denied the claim on the basis of governmental immunity. Claimant Melanie Welch subsequently appealed the decision to the Board of Insurance Administration. After hearing Melanie Welch’s appeal at its January 28, 2021 meeting, the Board of Insurance Administration recommended the denial of this appeal on the basis of governmental immunity.

Prepared by: Sarah Singleton, Risk Specialist  
Reviewed by: Michael Pettigrew, City Treasurer  
Matthew Horning, Interim CFO and Financial Services Area Administrator  
Tim Wilhelm, Senior Assistant City Attorney

Approved by: Tom Crawford, City Administrator

Whereas, Council must approve the Board of Insurance Administration’s recommendations for claims and appeals in excess of \$10,000.00; and

Whereas, The Board of Insurance Administration recommended the denial of the initial claim filed by Melanie Welch for a contractor dispute in the amount of \$25,000 on the basis of the City’s governmental immunity;

Whereas, Melanie Welch appealed the Board of Insurance Administration’s denial of her claim; and

Whereas, The Insurance Board recommended the denial of the appeal subsequently filed by Melanie

Welch on the basis of the City's governmental immunity;

RESOLVED, That Council approves the Board of Insurance Administration's denial of the claim and appeal of Melanie Welch for a contractor dispute in the amount of \$25,000 (CC038-20); and

RESOLVED, That the City Administrator be authorized to take the necessary administrative actions to implement this resolution.