



# County of Fresno

Hall of Records, Rm. 301  
2281 Tulare Street  
Fresno, California  
93721-2198

## Legislation Details (With Text)

**File #:** 17-1609 **Name:** Request to Defend Public Officers or Employees

**In control:** Human Resources

**On agenda:** 1/9/2018 **Final action:** 1/9/2018

**Enactment date:** **Enactment #:** Agreement No. 18-009

**Title:** Approve and authorize Chairman to execute Agreement to Defend Public Officer or Employee for: Department of Public Works and Planning, Roads Division, Sr. Engineering Tech William Goossen, as named in Fresno County Superior Court Case No.17CECG03631, Maximiano Becerra-Correa v. County of Fresno, et al.

### Sponsors:

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### Code sections:

**Attachments:** 1. Agenda Item, 2. Agreement A-18-009 to Defend Officer or Employee

Date	Ver.	Action By	Action	Result
1/9/2018	1	Board of Supervisors	Conducted Hearings	Pass

**DATE:** January 9, 2018

**TO:** Board of Supervisors

**SUBMITTED BY:** Paul Nerland, Director of Human Resources

**SUBJECT:** Request to Defend Public Officer or Employee

### RECOMMENDED ACTION(S):

**Approve and authorize Chairman to execute Agreement to Defend Public Officer or Employee for the employee listed below:**

### Name of Officer/ Employee

### Position

### Title of Action

William Goossen	Sr. Engineering Tech Department of Public Works and Planning Roads Division	Maximiano Becerra-Correa v County of Fresno, et al.
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### Description:

Claimant alleges a Fresno County employee rear-ended the claimant causing property damage and bodily injuries, which is the proximate cause of the claimant's damages/injuries.

Fresno County Claim No.: 9781 (Fresno Superior Court Case No.17CECG03631)  
Claimant: Maximiano Becerra-Correa

### ALTERNATIVE ACTION(S):

No alternative action is available as Article 4 (commencing with section 825), Chapter 1, Part 2, Division 3.6 of Title 1 of the Government Code requires the County indemnify its public employees.

**FISCAL IMPACT:**

Funds to finance the cost of defense are contained in the Risk Management Internal Services Fund. Defense costs are supported by annual budgetary contributions based on actuarial projections.

**DISCUSSION:**

The California Government Code requires the County to defend its officer(s) and/or employees(s) who are sued because of their actions while in the course and scope of employment. The County may require officer(s) and/or employee(s) to agree that the County's rights under the law are protected.

In the above-mentioned action, the officer(s) and/or employee(s) who have been named in the suit have requested the County to provide legal defense. The necessary agreement to protect the County's rights has been signed by said officer(s) and/or employee(s) and is on file with the Clerk to the Board.

**ATTACHMENTS INCLUDED AND/OR ON FILE:**

On file with Clerk - Agreement to Defend Public Officer or Employee for William Goossen with Exhibit "A"  
Article 4. Indemnification of Public Employees

**CAO ANALYST:**

Sonia M. De La Rosa