

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

POLICIES

ARTICLE 5 - CONTRACTING AND DEBARMENT

PART 5.2 - THIRD-PARTY CLAIMS

SECTION 5.20 - ADJUSTMENT AND SETTLEMENT OF CLAIMS

PURPOSE: To establish a policy governing adjustment and settlement of claims by the San Diego County Regional Airport Authority (“**Authority**”).

POLICY STATEMENT:

- (1) The Authority’s President/Chief Executive Officer or his or her designee (“**President/CEO**”) shall be responsible for establishing guidelines for the processing, adjustment and final settlement of claims either against or on behalf of the Authority.
- (2) Claims against the Authority shall be:
 - (a) Governed by Part 3 (commencing with §900) and Part 4 (commencing with §940) of Division 3.6 of Title 1 of the California Government Code. [P.U.C. §170032(b)]
 - (b) Considered for payment only after they have been filed with the Authority within the time limits allowed by California law;
 - (c) Unless otherwise denied by operation of law, presented to the Board together with the recommendation of the President/CEO and the Authority’s General Counsel (“**General Counsel**”) for action by the Authority’s Board of Directors (“**Board**”) after they have been investigated and reviewed by the President/CEO and the General Counsel; and
 - (d) Followed up by written notice of the Board’s action to the claimant, as required by law.
- (3) Claims by the Authority shall be:
 - (a) Investigated and a written report of the findings shall be made to the President/CEO or his/her designee and reviewed by the General Counsel;
 - (b) The President/CEO and General Counsel shall take appropriate steps to collect such claims; and
 - (c) Except where authorized by Policy 1.41, offers to compromise such claims for less than the full amount of the claim shall be presented to the Board for action together with the recommendation of the President/CEO and General Counsel.

[Amended by Resolution No. 2018-0106 dated October 4, 2018.]

[Amended by Resolution No. 2008-0029 dated March 6, 2008.]

[Adopted by Resolution No. 2002-02 dated September 20, 2002.]