

## FINANCIAL IMPACT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator <b>John Buehler</b>		2. Telephone Number <b>503-823-5256</b>	3. Bureau/Office/Department <b>OMF/Risk Management</b>
4a. To be filed (date) <b>May 20, 2010</b>	4b. Calendar (Check One) <div style="display: flex; justify-content: space-around;"> <span>Regular <input type="checkbox"/></span> <span>Consent <input checked="" type="checkbox"/></span> <span>4/5ths <input type="checkbox"/></span> </div>		5. Date Submitted to FPD Budget Analyst <b>May 12, 2010</b>

**1) Legislation Title:** \*Pay Claim of William Langley.**2) Purpose of the Proposed Legislation:** This ordinance will close OMF Risk Management File No. G2010-0159-03 for a total of \$14,310.88. Please see memorandum for detail.**3) Revenue:****Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If new revenue is generated please identify the source.**

This legislation will have no impact on City revenue.

**4) Expense:****What are the costs to the City as a result of this legislation? What is the source of funding for the expense?** (Please include costs in the current fiscal year as well as costs in future years) (If the action is related to a grant or contract please include the local contribution or match required)

Cost to the City is \$14,310.88. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement is in the current fiscal year.

**Staffing Requirements:****5) Will any positions be created, eliminated or re-classified in the current year as a result of this legislation?** (If new positions are created please include whether they will be part-time, full-time, limited term or permanent positions. If the position is limited term please indicate the end of the term.)

No.

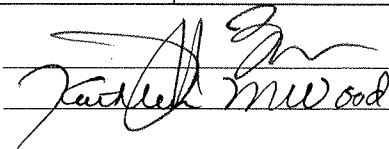
**6) Will positions be created or eliminated in future years as a result of this legislation?**

No.

**Complete the following section only if an amendment to the budget is proposed.****7) Change in Appropriations** (If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Center Code column if new center needs to be created. Use additional space if needed.)

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Amount

Jeff Baer, Director, BIBS  
 Kate Wood, Risk Manager



APPROPRIATION UNIT HEAD (Typed name and signature)



183812

**CITY OF PORTLAND, OREGON****Office of Management and Finance  
Risk Management Services**

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**DATE:** May 11, 2010**TO:** Mayor Sam Adams**FROM:** John Buehler  
503-823-5256**FOR MAYOR'S OFFICE USE ONLY**

Reviewed by Bureau Liaison \_\_\_\_\_

**RE:** \*Pay Claim of William Langley (emergency)**1. INTENDED THURSDAY FILING DATE:** May 20, 2010**2. REQUESTED COUNCIL AGENDA DATE:** May 26, 2010**3. CONTACT NAME & NUMBER:** John Buehler, 503-823-5256**4. PLACE ON:** ☒ **CONSENT** ☐ **REGULAR****5. BUDGET IMPACT STATEMENT ATTACHED:** ☒ **Y** ☐ **N** ☐ **N/A****6. (3) ORIGINAL COPIES OF CONTRACTS APPROVED AS TO FORM BY CITY****ATTORNEY ATTACHED:** ☐ **Yes** ☐ **No** ☒ **N/A****7. BACKGROUND/ANALYSIS**

This Ordinance is to authorize settlement of a claim brought against the City by William Langley (Risk Claim G2010-0159-03). This settlement is subject to the approval of the City Council. We are recommending the City pay a total of \$14,310.88 to settle the claim.

The incident that led to this claim began on December 11, 2009. A sewage backup damaged the claimant's home and contents at SE Liebe & SE 122<sup>nd</sup> in Portland. Investigation by Risk Management, BPS, and PBOT's Bureau of Maintenance indicate there is substantial likelihood that the City would be held liable for the damage in this case. Risk Management has advanced \$5,000 for cleanup and preliminary repairs, which is the maximum payable without adoption of an ordinance approving the settlement.

**8. FINANCIAL IMPACT**

Approval of the settlement would result in a payment of \$14,310.88 from the liability fund (including the \$5,000 advance).

**9. RECOMMENDATION/ACTION REQUESTED**

Submit the attached Ordinance for approval by City Council as an emergency ordinance.