

ORDINANCE No. 186117

*Pay claims of Ival Castle in the sum of \$200,000 involving the Water Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Ival Castle has filed Workers' Compensation claims against the City for on-the-job injuries and illnesses while employed by the Water Bureau between December 30, 2005 and February 18, 2010.
2. The claims have been investigated by Risk Management Services. The investigation indicates there is risk the City may be found liable. Therefore, in order to avoid the risk of an adverse award, we feel it is prudent to compromise the Claim at this time.
3. Risk Management Services recommends the Claims be compromised for the total sum of \$200,000, subject to the claimant providing the City with a release in a form to be approved by the City Attorney.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver checks made payable to Ival Castle and his attorney, Michael Gilbertson of Ransom, Gilbertson, Martin and Ratliff, for the combined total amount of \$200,000.
- b. Risk Management Services will execute payment authorization in the amount set forth in sub-paragraph (a) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling these Claims; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

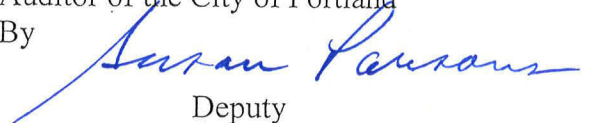
JUN 27 2013

Mayor Charlie Hales
Prepared by Susan Cline
Date prepared: June 5, 2013

LaVONNE GRIFFIN-VALDE

Auditor of the City of Portland

By


Deputy

Agenda No.
ORDINANCE NO. 186117
 Title

*Pay claims of Ival Castle in the sum of \$200,000 involving The Water Bureau.

<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p> <p>COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Chief of Staff Position 1/Utilities - Mayor Charlie Hales Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick</p> <p>BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services OMF CAO: Jack D. Graham Bureau Head: Bryant M. Enge Risk Manager: Kate Wood </p> <p>Prepared by: Susan Cline Date Prepared: June 5, 2013</p> <p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date June 26, 2013 </p>	<p>CLERK USE: DATE FILED <u>JUN 21 2013</u></p> <p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time:</p> <p>Total amount of time needed: (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	