

## ORDINANCE No. 188471

\*Pay claim of Debra Nestlen in the sum of \$11,678 involving the Bureau of Environmental Services. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Debra Nestlen has filed a bodily injury claim against the City for damages suffered in a trip and fall accident involving the Bureau of Environmental Services on January 14, 2016.
2. The claim has 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 jury award, we feel it is prudent to compromise the claim at this time.
3. Risk Management Services recommends the claim be compromised for the total sum of \$11,678, 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 a check in the amount of \$11,678 made payable to Debra Nestlen.
- b. Risk Management Services will execute a 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 this claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

JUN 21 2017

Mayor Ted Wheeler  
Prepared by Jessica Kincaid  
Date prepared: May 10, 2017

MARY HULL CABALLERO

Auditor of the City of Portland

By

Deputy



Agenda No.  
**ORDINANCE NO. 188471**  
 Title

\*Pay claim of Debra Nestlen in the sum of \$11,678 involving the Bureau of Environmental Services (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Ted Wheeler	JUN 13 2017 CLERK USE: DATE FILED _____
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Wheeler <i>HW</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy ACTION TAKEN:
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart <i>TR</i> Bureau Head: Bryant M. Enge <i>BME</i> Risk Manager: Kate Wood <i>KW</i> Prepared by: Jessica Kincaid Date Prepared: May 10, 2017 Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Portland Policy Document If Yes{{ requires City Policy paragraph stated in document.{{ Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <b>City Auditor Office Approval:</b> required for Code Ordinances <b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter Council Meeting Date June 21, 2017	

<b>AGENDA</b> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) <b>CONSENT</b> <input checked="" type="checkbox"/> <b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)
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FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Eudaly	4. Eudaly	<input checked="" type="checkbox"/>	
Wheeler	Wheeler	<input checked="" type="checkbox"/>	