ORDINANCE No. 189248

* Pay property damage claim of The Salvation Army in the sum of $54,730 involving the Portland Bureau of Environmental Services (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Salvation Army has filed a property damage claim against the City for damages suffered in a sewer backup involving the Portland Bureau of Environmental Services on November 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 $54,730.76, subject to the claimant providing the City with a release in a form to be approved by the City Attorney.
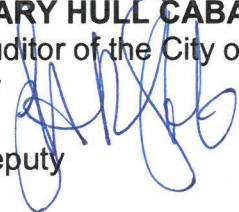
NOW, THEREFORE, the Council directs:

a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of $54,730.76 made payable to The Salvation Army.

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 property damage claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.
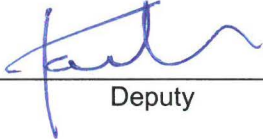
Passed by the Council, NOV 1 4 2018

Mayor Ted Wheeler
Prepared by Becky Chiao
Date prepared: October 18, 2018

MARY HULL CABALLERO
Auditor of the City of Portland
By
Deputy

1 1 6 9

√40

Agenda No.

ORDINANCE NO. 1 8 9 2 4 8
Title

√ | * Pay property damage claim of The Salvation Army in the sum of $54,730 involving the Portland Bureau of Environmental Services. (Ordinance)

| **INTRODUCED BY**
Commissioner/Auditor:
Mayor Ted Wheeler | CLERK USE: DATE FILED _____ NOV 0 6 2018 |

COMMISSIONER APPROVAL

Mayor—Finance & Administration - Wheeler   MP

Position 1/Utilities - Fritz

Position 2/Works - Fish

Position 3/Affairs - Saltzman

Position 4/Safety - Eudaly

BUREAU APPROVAL

Bureau: OMF
CAO: Tom Rinehart
Bureau Head: Jennifer Cooperman
Interim Manager:
Debora Leopold-Hutchins

Prepared by: Becky Chiao
Date Prepared: October 18, 2018

Financial Impact & Public
Involvement Statement
Completed ☒   Amends Budget ☐

Portland Policy Document
If "Yes" requires City Policy paragraph stated in document.
Yes ☐   No ☒

City Auditor Office Approval:
required for Code Ordinances

City Attorney Approval:
required for contract, code, easement, franchise, comp plan, charter

Council Meeting Date:
Wednesday, November 14, 2018

Mary Hull Caballero
Auditor of the City of Portland

By: _____
Deputy

ACTION TAKEN:

AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
TIME CERTAIN ☐				YEAS	NAYS
Start time: _____					
Total amount of time needed: _____ (for presentation, testimony and discussion)		1. Fritz	1. Fritz	✓	
		2. Fish	2. Fish	✓	
CONSENT ☒		3. Saltzman	3. Saltzman	✓	
REGULAR ☐		4. Eudaly	4. Eudaly	✓	
Total amount of time needed: _____ (for presentation, testimony and discussion)		Wheeler	Wheeler	✓	