

ORDINANCE No. 189774

* Pay property damage claim of Portland State University the sum of \$49,580 involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Portland State University has filed a property damage claim against the City for damages suffered during a streetcar derailment involving the Portland Bureau of Transportation on November 10, 2018.
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 \$49,580, 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 \$49,580 made payable to Portland State University.
- 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 20 2019

Mayor Ted Wheeler
Prepared by Jessica Bird
Date prepared: October 16, 2019

MARY HULL CABALLERO
Auditor of the City of Portland
By 
Deputy

Title: * Pay property damage claim of Portland State University in the sum of \$49,580 involving the Portland Bureau of Transportation (Ordinance)

Consent *Pulled*
 Regular
 Time Certain Start Time

AGENDA TYPE

Item ¹ of 1

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): N/A (Consent)

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Admin. - Wheeler Digitally signed by Mustafa Washington
Date: 2019.11.12 13:28:05 -0800
 Position 1/ Utilities - Fritz
 Position 2/ Works - Fish
 Position 3/ Affairs - Hardesty
 Position 4/ Safety - Eudaly
 City Auditor - Hull Caballero

BUREAU APPROVALS

Bureau: OMF/CAO
 OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
Date: 2019.10.23 13:11:47 -0700
 Bureau Approval: Michelle Kirby Digitally signed by Michelle Kirby
Date: 2019.10.21 16:46:57 -0700

Prepared By: Jessica Bird
 Date Prepared: October 16, 2019

1) Is a completed Impact Statement attached? Yes

2) Does the item amend the budget? Yes No
 If yes, **Budget Office** Approval

3) Is the item a Code ordinance? Yes No
 If yes, **Auditor Office** Approval

4) Is this item a contract (current or future), code, easement, franchise, comp plan or Charter? Yes No
 If yes, **Attorney Office** Approval

5a) Is item a Portland Policy Document or Administrative Rule? Yes No

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? Yes No

ACTION TAKEN:

CLERK USE: DATE FILED 11/12/19

Mary Hull Caballero
 Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont
Date: 2019.11.12 15:22:21 -0800
 Deputy

FOUR-FIFTHS AGENDA

- 1. Fritz
- 2. Fish
- 3. Hardesty
- 4. Eudaly
- Wheeler

COMMISSIONERS VOTED AS FOLLOWS:

	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Hardesty	✓	
4. Eudaly	✓	
Wheeler	✓	