

Agenda No. 235

ORDINANCE No. 190358

*Pay settlement of Jeff Miller and Didi Zahariades' property damage claim for the sum of \$14,750 involving the Portland Water Bureau (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Jeff Miller and Didi Zahariades have filed a property damage claim against the City for damages suffered in a water main break involving the Portland Water Bureau on December 15, 2020.

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 \$14,750 with the amount of \$4,750 still due, subject to the claimants 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 \$2,375 made payable to Jeff Miller.

b. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$2,375 made payable to Didi Zahariades.

Introduced by

Mayor Ted Wheeler

Bureau

Management and
Finance
Revenue and Financial
Services
Risk Management

Prepared by

Jessica Bird

Date Prepared

March 22, 2021

Requested Council Date

April 14, 2021

Requested Agenda Type

Consent

Date Filed with Clerk

April 6, 2021

c. 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 Council: April 14, 2021

MARY HULL CABALLERO

Auditor of the City of Portland

By *Megan Lehman*

Deputy

Action taken:

Commissioners voted as follows (Yea or Nay)

Rubio - Yea

Ryan - Yea

Hardesty -

Mapps - Yea

Wheeler - Yea