

Agenda No. 455

ORDINANCE NO. 190445

*Pay settlement of Anne Hill property damage claim in the sum of \$37,000 involving the Portland Bureau of Environmental Services (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Anne Hill has filed a claim against the City for damages to her property resulting from a flooding incident caused by a clogged culvert involving the Portland Bureau of Environmental Services on January 12, 2021.
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 \$37,000 with the amount of \$32,000 still due, 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 \$32,000 made payable to Anne Hill.
- b. Risk Management Services will execute a payment authorization in the amount set forth in subparagraph (a) above.

Introduced by

Mayor Ted Wheeler

Bureau

Management and
Finance
Revenue and Financial
Services
Risk Management

Prepared by

Jessica Bird

Date Prepared

May 24, 2021

Requested Council Date

June 16, 2021

Requested Agenda Type

Consent

Date Filed with Clerk

June 8, 2021

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: June 16, 2021

MARY HULL CABALLERO

Auditor of the City of Portland

Action Taken:

By *Christina Thomas*

Deputy

Commissioners voted as follows (Yea or Nay)

Rubio -

Ryan - Yea

Hardesty - Yea

Mapps - Yea

Wheeler - Yea