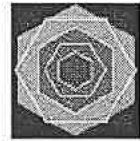




GENERAL LIABILITY
CLAIM AGAINST THE CITY OF PORTLAND
** for damages to persons or property **
2023-014153-20



File Number: _____

A claim must be filed with City of Portland Risk Management within 180 days after the occurrence of the incident or event.

Normal business hours: Monday through Friday, 8:00am to 5:00pm. Closed on official holidays.

Claims received during regular business hours will be recorded on the date received.

Faxed or emailed claims received after business hours will be recorded on the next working day.

Please be sure your claim is against the City of Portland, not another public entity.

Where space is insufficient, please use additional paper and identify information by section number and letter.

Completed forms may be mailed, emailed, faxed, or hand-delivered to:

Risk Management/Liability, 1120 S.W. 5th Ave., Suite 1040, Portland, OR 97204-1912, Ph: 503-823-5101,

Fax: 503-823-6120 LiabilityClaims@portlandoregon.gov

- 1. Claimant** (Circle: Mr. Mrs. Ms: Miss) Lydia Anderson-Dana Date of Birth [REDACTED]
- a. Address 3535 SE Salmon St. City Portland State OR Zip 97214
- b. Home Phone 503-880-8483 Business Telephone 503-227-1600 Cell Phone 503-880-8483
- c. Occupation Attorney d. Marital Status: Single () Married (X) Divorced or Widowed ()
- If married, name of spouse James Kite
- d. E-mail address [REDACTED]
- 2. If claim involves a vehicle:** a. Year, make and model N/A
- b. License Plate Number _____ Driver's License Number _____ State _____
- c. At time of accident, were you (check all that apply) Owner: _____ Driver _____ Passenger _____ N/A _____
- d. Name and address of owner if different from claimant (1.Above) _____
- 3. Occurrence or event from which the claim arises:**
- a. Date July 19, 2023 Time 3 PM (est.) Circle AM / PM
- b. Place (exact and specific location) 3535 SE Salmon St., Portland, OR 97214 (E10368 Sunnyside South sewer project)
- c. Specify the particular occurrence, event, act, or omission by the City that you believe caused the injury or damage (use additional paper if necessary): During the E10368 Sunnyside South sewer project, city contractors broke our water line (between our house and the meter) while digging up our sidewalk on July 19, 2023. See additional pages for more details.
- d. State how the City of Portland or its employees were at fault: As shown by the City's emails, the city's contractors broke our waterline and admitted fault.
- e. Were you on the job at the time of the accident? Yes _____ No X
- If yes, what is the name / phone number of employer _____

4. **Description:** Describe the injury, property damage or loss so far as is known at the time of this claim. _____
 Our waterline could not be repaired. We paid \$6,886.55 to have our waterline replaced and \$1,150 to have new grounding rods put in, as required by the City Inspector for a new waterline, for a total of \$8,036.55.
5. ***We are required to report all claims for injuries to Medicare/Medicaid Services***
 If you were injured please provide the following: Social Security #: N/A
 Medicare/Medicaid Beneficiary? Yes No
6. **Give the name(s) of the City employee(s) and/or City Bureau causing the damage or injury** _____
 City of Portland Bureau of Environmental Services
7. **Name and address of any other person injured** N/A
8. **Name and address of the owner of any damaged property if different from claimant** N/A
9. **Damages claimed:**
- | | |
|---|----------------------|
| a. Amount claimed as of this date: | \$ <u>\$8,036.55</u> |
| b. Estimated amount of future costs: | \$ <u>N/A</u> |
| c. Total amount claimed: | \$ <u>\$8,036.55</u> |
| d. Basis for computation of amounts claimed (include copies of all bills, invoices, estimates, etc.): _____ | |
| <u>Exhibits 2, 3, 4- estimates, invoices and bills from Lovett Inc. (plumbers)- \$6,886.55</u> | |
| <u>Exhibits 5-6- estimates and bills from Canyon Ridge Electric (electricians)- \$1,150</u> | |
10. **Names, addresses / phone #s of all witnesses** _____
Debbie Caselton, City of Portland Bureau of Environmental Services, [REDACTED]
Hoss, Landis and Landis Construction, 503-740-3930
11. **Any additional information that might be helpful in considering your claim** _____

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM! (ORS 162.085)

I have carefully read the statements made in this claim, including any attached sheets, and I know them to be true of my own knowledge, except as to those matters stated upon information or belief and to such matters I believe the same to be true. I understand and acknowledge that all statements made in this claim are made to a public servant of the City of Portland, and that the statements are in connection with an application for a benefit from the City of Portland.

Date: 8/31/23

Claimant's Signature

Print Name

Claim for damages against the City of Portland
Summary of Claim
E10368 Sunnyside South Sewer Project
8/31/2023
Lydia Anderson-Dana and James Kite

Damages related to E10368 Sunnyside South Sewer Project- additional information

On July 19, 2023, I received an email from Debbie Caselton with the City of Portland Bureau of Environmental Services around 3PM, informing me: “Our contractor has damaged your water line and they have a temporary solution, but wanted to know if you are going to be home this afternoon so you can shut your water off so they can get a temporary connection for you. They are working to figure out a permanent solution and what that looks like.” Exhibit 1 (emails with the City) at 1. The contractor damages the water line between our home and the water meter, in our driveway. My husband, James Kite, was able to go home that afternoon and work with the contractors to attach a hose to the undamaged part of our water line (located in our driveway) so that we would have water restored to our home. There was no flooding or other water damage to our property, to my knowledge.

We had been planning on replacing our sewer line but not our water line in the near future, as the water line worked fine. We immediately contacted our sewer contractor, Steve McBee, who came out and gave us the name of a plumbing contractor who could install a permanent fix. *See* Exhibit 1; *see also* Exhibits 2–4 (emails, invoices, and bills from Lovett Inc.). Lovett gave us an estimate for \$6,886.55 to install a new waterline. Exhibits 2a, 2b. On July 25, 2023, I confirmed with Ms. Caselton that we should go ahead and have a contractor fix the waterline permanently, rather than wait for the city. Exhibit 1 at 3.

Lovett Inc. installed a new waterline on August 1, 2023, at which time they informed us we might need to get grounding rods installed as well. On August 10, 2023, the city inspector came to our house and approved the water line, but informed us (as Lovett suspected) that we would need to get grounding rods put in, given that our old water line was metal and the new one was plastic. We contacted an electrician, Canyon Ridge Electric, that same day, who estimated that it would cost around \$1150 to install the ground rods and get permits. Exhibit 5 at 3. Canyon Ridge installed the grounding rods on August 18, 2023. *See* Exhibit 5.

The city inspector approved the grounding rods on August 25, 2023. Exhibit 7. We received final invoices for \$6886.55 from Lovett on August 18, 2023 and \$1150 from Canyon Ridge on August 31, 2023, and have paid both invoices in full. Exhibits 4, 6.