

6841

ORDINANCE No. 184203

*Pay claim of Brian Turner. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. USAA, as insurance company of Brian Turner, has filed a claim against the City for reimbursement of payments it made to Brian Turner for damage to Brian Turner's automobile in an accident involving Water Bureau on April 21, 2010.
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 subrogation claim of USAA be compromised for the total sum of \$9,746.00, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. Risk Management has previously advanced \$ 500.00 to Brian Turner as reimbursement for his property damage deductible. The total additional sum to be paid pursuant to this Ordinance is therefore \$9,246.00.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$9,246.00 made payable to USAA as subrogee of Brian Turner. Total claim settlement is \$9,746.00.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.

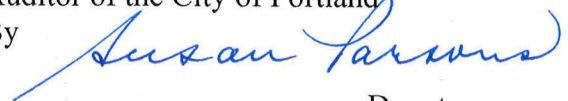
Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **NOV 03 2010**

Mayor Sam Adams
Prepared by Mark Stairiker
Date prepared: October 6, 2010

LaVONNE GRIFFIN-VALADE
Auditor of the City of Portland

By



Deputy

Agenda No.
ORDINANCE NO. 184203
 Title

* Pay claim of Brian Turner (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams</p>	<p>CLERK USE: DATE FILED <u>OCT 29 2010</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams <i>[Signature]</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p>	<p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director BIBS <i>[Signature]</i> Kate Wood, Risk Mgr</p>	<p>ACTION TAKEN:</p>
<p>Prepared by: Mark Stairiker Buehler Date Prepared: October 6, 2010</p>	
<p>Financial Impact Statement <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required</p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. . <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>Council Meeting Date November 3, 2010</p>	
<p>City Attorney Approval</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time:</p> <p>Total amount of time needed: (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	