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**ORDINANCE No. 184265**

\*Pay claim of Joanna Dalke. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Liberty Mutual Fire Insurance Company, as insurer of Joanna Dalke, has filed a claim against the City for reimbursement made to Joanna Dalke for damage to her automobile in an accident involving Portland Police on September 4, 2009.
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 Liberty Mutual Insurance Company be compromised for the total sum of \$12,955.32, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. Total claim is therefore \$12,955.32.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$12,955.32 made payable to Liberty Mutual Insurance Company as subrogee for Joanna Dalke. Total claim settlement is \$12,955.32.
- 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, **DEC 01 2010**

Mayor Sam Adams  
Prepared by Mark Stairiker  
Date prepared: November 3, 2010

**LaVONNE GRIFFIN-VALADE**

Auditor of the City of Portland

By



Deputy

Agenda No.  
**ORDINANCE NO. 184265**  
 Title

\* Pay claim of Joanna Dalke (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>NOV 23 2010</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams <i>[Signature]</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u><i>[Signature]</i></u> Deputy
<b>BUREAU APPROVAL</b> Bureau: OMF/Risk Management Services <i>[Signature]</i> Bureau Head: Jeff Baer, Director BIBS <i>[Signature]</i> <i>[Signature]</i> Kate Wood, Risk Mgr	<b>ACTION TAKEN:</b>
Prepared by: Mark Stairiker Date Prepared: November 3, 2010  Financial Impact Statement <u>X</u> Completed ___ Amends Budget ___ Not Required	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. . Yes ___ No <u>X</u>	
Council Meeting Date December 1, 2010	
<b>City Attorney Approval</b>	

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

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Leonard	4. Leonard <input checked="" type="checkbox"/>	
Adams	Adams <input checked="" type="checkbox"/>	