

ORDINANCE No. 186319

\*Pay claim of Western Systems & Fabrication LLC in the sum of \$12,575 involving the Bureau of Transportation. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Western Systems & Fabrication LLC has filed a property damage claim against the City for collision damage to its street sweeper that occurred on November 1, 2012, involving the Bureau of Transportation.
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 \$12,574.85, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. (Of this total, Risk Management has previously advanced the sum of \$5,000.)

NOW, THEREFORE, the Council directs:

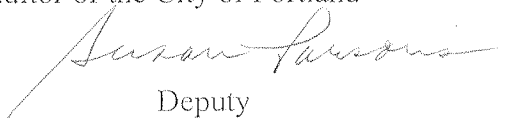
- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$7,574.85, made payable to Western Systems & Fabrication LLC. (The total settlement amount is \$12,574.85, less \$5,000 previously advanced by Risk Management.)
- b. Risk Management Services will execute 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, OCT 30 2013

Mayor Charlie Hales  
Prepared by John Buehler  
Date prepared: October 1, 2013

LaVONNE GRIFFIN-VALDE  
Auditor of the City of Portland  
By

  
Deputy

1030

Agenda No.  
**ORDINANCE NO.**  
 Title

186310

\*Pay claim of Western Systems & Fabrication LLC in the sum of \$12,575 involving the Bureau of Transportation.

<p><b>INTRODUCED BY</b>          Commissioner/Auditor:          Mayor Charlie Hales</p> <p><b>COMMISSIONER APPROVAL</b>            Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p> <p><b>BUREAU APPROVAL</b>          Bureau: OMF Bureau of Internal Business Services          OMF CAO: Jack D. Graham          Bureau Head: Bryant M. Engle          Risk Manager: Kate Wood      </p> <p>Prepared by: John Buehler          Date Prepared: October 1, 2013</p> <p>Financial Impact &amp; Public Involvement Statement          Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document          If "Yes" requires City Policy paragraph stated in document.          Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p><b>City Auditor Office Approval:</b>          required for Code Ordinances</p> <p><b>City Attorney Approval:</b>          required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date <b>October 30, 2013</b></p>	<p>CLERK USE: DATE FILED <u>OCT 25 2013</u></p> <p style="text-align: right;">LaVonne Griffin-Valade          Auditor of the City of Portland</p> <p>By:           Deputy</p> <p><b>ACTION TAKEN:</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p><b>Start time:</b></p> <p><b>Total amount of time needed:</b>          (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input checked="" type="checkbox"/></p>
<p><b>REGULAR</b> <input type="checkbox"/></p> <p><b>Total amount of time needed:</b>          (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. Novick	4. Novick	✓	
Hales	Hales	_____	