

ORDINANCE No. **186509**

*Pay claim of Envoy Condominiums Home Owners Association in the sum of \$9,477 involving the Water Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Envoy Condominiums HOA has filed a property damage claim against the City for damages suffered in a sewer backup involving the Water Bureau on September 23, 2013.
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 \$9,476.88, 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 \$9,476.88 made payable to Envoy Condominiums HOA.
- 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,

MAR 26 2014

Mayor Charlie Hales
Prepared by John W. Buehler
Date prepared: February 26, 2014

LaVONNE GRIFFIN-VALDE
Auditor of the City of Portland

By *Gayla Jennings*
Deputy

Agenda No. **186509**
ORDINANCE NO.
 Title

*Pay claim of Envoy Condominiums Home Owners Association in the sum of \$9,477 involving the Water Bureau. (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>MAR 21 2014</u></p>
<p>COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales <i>CH</i></p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p style="text-align: center;"><i>LD</i> Deputy</p> <p>ACTION TAKEN:</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>BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services Interim CAO: Fred Miller <i>FM</i> Bureau Head: Bryant M. Enger <i>BE</i> Risk Manager: Kate Wood <i>KW</i></p>	
<p>Prepared by: John W. Buehler Date Prepared: March 3, 2014</p>	
<p>Financial Impact & 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>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p>	
<p>Council Meeting Date March 26, 2014</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/> 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"/> 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. Novick	4. Novick	✓	
Hales	Hales	✓	