

ORDINANCE No. 186927

\*Pay claim of CenturyLink in the sum of \$56,677 involving the Bureau of Environmental Services. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. CenturyLink has filed a property damage claim against the City for damages suffered in a sewer backup involving the the Bureau of Environmental Services on March 28, 2014.
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 \$56,677.15 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 \$56,677.15 made payable to CenturyLink.
- 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.

DEC 17 2014

Passed by the Council,


Mayor Charlie Hales

Prepared by Randy Stenquist

Date prepared: November 20, 2014

LaVONNE GRIFFIN-VALADE  
Auditor of the City of Portland

By

  
Deputy

Agenda No.  
**ORDINANCE NO. 186927**  
Title

\*Pay claim of CenturyLink in the sum of \$56,677 involving the Bureau of Environmental Services.  
(Ordinance)

<p style="text-align: center;"><b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>DEC 12 2014</u></p>
<p style="text-align: center;"><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Hales <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 - Novick</p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p style="text-align: center;"><b>BUREAU APPROVAL</b></p> <p>Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller <i>[Signature]</i> Bureau Head: Bryant M. Enge <i>[Signature]</i> Risk Manager: Kate Wood <i>[Signature]</i></p> <p>Prepared by: Randy Stenquist Date Prepared: November 20, 2014</p>	<p><b>ACTION TAKEN:</b></p>
<p><b>Financial Impact &amp; Public Involvement Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p><b>Portland Policy Document</b> 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>December 17, 2014</b></p>	

<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time:</p> <p>Total amount of time needed: (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input checked="" type="checkbox"/></p>
<p><b>REGULAR</b> <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	✓		
2. Fish	✓		
3. Saltzman	✓		
4. Novick	✓		
Hales	✓		