

ORDINANCE No. 186928

*Pay claims of Cartmel, Fast, and Bulebar in the total sum of \$72,208 involving Bureau of Environmental Services. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Property damage claims have been made against the City, involving the Bureau of Environmental Services, for damages suffered in sewer backups on May 18, 2014. The claimants and settlement amounts are:
 - Phillip D. Bulebar and LeeAn M. Torres
Loss Location: 4520 NE Royal Ct.
Settlement Amount: \$18,695.75
 - Casey C. Fast and Elizabeth A. Heaney
Loss Location: 4519 NE Irving St.
Settlement Amount: \$29,834.00
 - Oliver B. Cartmel and Ashley E. Cartmel
Loss Location: 4621 NE Royal Ct.
Settlement Amount: \$23,677.79
2. The claims have been investigated by Risk Management Services and the Bureau of Environmental 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 claims at this time.
3. Risk Management Services recommends the claims be compromised for the total sum of \$72,207.54, subject to the claimants providing the City with signed releases 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 checks to the following payees in the specified amounts:
 - Phillip D. Bulebar and LeeAn M. Torres: \$18,695.75
 - Casey C. Fast and Elizabeth A. Heaney: \$29,834.00
 - Oliver B. Cartmel and Ashley E. Cartmel: \$23,677.79
- b. Risk Management Services will execute payment authorizations in the amounts set forth in sub-paragraph (a) above.

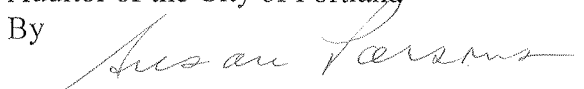
Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling these claims; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, DEC 17 2014

Mayor Charlie Hales
Prepared by John W. Buehler
Date prepared: November 21, 2014

LaVONNE GRIFFIN-VALADE
Auditor of the City of Portland

By


Deputy

Agenda No.
ORDINANCE NO. 186928
 Title

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p> <hr/> <p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>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> <hr/> <p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller <i>Joe D. Miller</i> Bureau Head: Bryant M. Enge <i>KW</i> Risk Manager: Kate Wood <i>rw BC</i></p> <p>Prepared by: John W. Buehler Date Prepared: November 21, 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: December 17, 2014</p>	<p>CLERK USE: DATE FILED <u>DEC 12 2014</u></p> <hr/> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p> <p>ACTION TAKEN:</p>
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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. Novick	4. Novick	✓	
Hales	Hales	✓	