

ORDINANCE No. 187 279

*Pay claim of Glitz, LLC dba Dante's in the sum of \$12,398 involving Water Bureau.
(Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Glitz, LLC dba Dante's has filed a property damage claim against the City for damages suffered on April 17, 2015 in a sewage backup from water line construction work, involving the Water Bureau.
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 \$12,397.57, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. City Risk has advanced \$5,000 of this amount to the claimant, so the balance due under this Ordinance is \$7,397.57.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$7,397.57 made payable to Glitz, LLC dba Dante's. (Total settlement payment is \$12,397.57.)
- 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, **AUG 05 2015**

Mayor Charlie Hales
Prepared by John W. Buehler
Date prepared: July 16, 2015

MARY HULL CABALLERO
Auditor of the City of Portland

By *Gayla Jennings*
Deputy

Agenda No.
ORDINANCE NO. 187 279
 Title

*Pay claim of Glitz, LLC dba Dante's in the sum of \$12,398 involving Water Bureau. (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p> <p>COMMISSIONER APPROVAL</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>BUREAU APPROVAL</p> <p>Bureau: OMF Bureau of Internal Business Services</p> <p>CAO: Fred Miller <i>[Signature]</i></p> <p>Bureau Head: Bryant M. Engle <i>[Signature]</i></p> <p>Risk Manager: Kate Wood <i>[Signature]</i></p> <p>Prepared by: John W. Buehler</p> <p>Date Prepared: July 16, 2015</p> <p>Financial Impact & Public Involvement Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document</p> <p>If "Yes" requires City Policy paragraph stated in document.</p> <p>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 TBD <i>Aug 5, 2015</i></p>	<p>CLERK USE: DATE FILED <u>JUL 31 2015</u></p> <p style="text-align: right;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> 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	<i>[Signature]</i>	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	