

ORDINANCE No. 187523

*Pay claim of Patricia O'Donovan in the sum of \$27,505 involving Water Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Patricia O'Donovan has filed a bodily injury claim against the City for damages suffered in an automobile collision on Oct. 28, 2014 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 \$27,505.90, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. Of that total, \$5,505.90 will be paid to Travelers Insurance, and \$5,000 has already been advanced to Ms. O'Donovan, leaving a balance to be paid to Ms. O'Donovan of \$17,000.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver checks in the amount of \$5,505.90 made payable to Travelers Insurance, and \$17,000 payable to Patricia O'Donovan.
- 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, DEC 30 2015

Mayor Charlie Hales
Prepared by John W. Buehler
Date prepared: December 3, 2015

MARY HULL CABALLERO
Auditor of the City of Portland

By *Gayla Jennings*

Deputy

1344-

Agenda No. **187523**
ORDINANCE NO.
 Title

*Pay claim of Patricia O'Donovan in the sum of \$27,505 involving Water Bureau. (Ordinance)

INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>DEC 22 2015</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration Hales <i>[Signature]</i>	Mary Hull Caballero Auditor of the City of Portland
Position 1/Utilities - Fritz	By: <i>[Signature]</i>
Position 2/Works - Fish	Deputy
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller <i>[Signature]</i> Bureau Head: Bryant M. Engle <i>[Signature]</i> Risk Manager: Kate Wood <i>[Signature]</i>	ACTION TAKEN:
Prepared by: John W. Buehler Date Prepared: December 3, 2015	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date December 30, 2015	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: Total amount of time needed: (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: (for presentation, testimony and discussion)

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	✓	