

**ORDINANCE No. 187852**

\*Pay claim of CenturyLink in the sum of \$12,476 involving Water Bureau. (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 on June 3, 2014, by Water Bureau excavation work damaging underground telephone lines owned by CenturyLink.
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 \$12,475.59, 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 \$12,475.59 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.

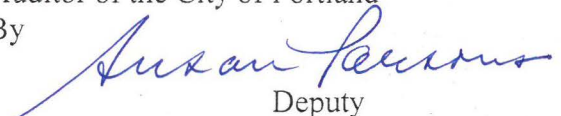
Passed by the Council, **JUN 29 2016**

Mayor Charlie Hales  
Prepared by John Buehler  
Date prepared: May 25, 2016

**MARY HULL CABALLERO**

Auditor of the City of Portland

By

  
Deputy

742

Agenda No. **187852**  
**ORDINANCE NO.**  
 Title

✓140

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<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>JUN 21 2016</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland  By: <u>Susan Hansen</u> Deputy
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller <i>Fred Miller</i> Bureau Head: Bryant M. Engle <i>Bryant M. Engle</i> Risk Manager: Kate Wood <i>Kate Wood</i>  Prepared by: John Buehler Date Prepared: May 25, 2016  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"/>  <b>City Auditor Office Approval:</b> required for Code Ordinances  <b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter  Council Meeting Date <b>June 29, 2016</b>	<b>ACTION TAKEN:</b>

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