

ORDINANCE No. 188636

*Pay claim of DeAun Nelson in the sum of \$16,271 involving the Water Bureau (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. DeAun Nelson, through State Farm Insurance, has filed a property damage and bodily injury claim against the City for damages suffered in a vehicle collision involving the Water Bureau on January 14, 2016.
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 \$16,271.74 with the amount of \$11,271.74 still due (\$5,000 advance payment has already been paid to DeAun Nelson), subject to the claimant providing the City with a release in a form to be approved by the City Attorney.

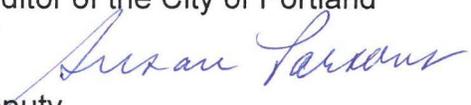
NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$11,271.74 made payable to State Farm Insurance.
- 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 property damage and bodily injury claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

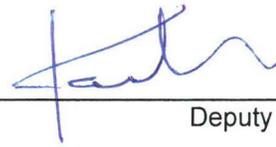
Passed by the Council, OCT 11 2017
Mayor Ted Wheeler
Prepared by Karren Bond
Date prepared: September 11, 2017

MARY HULL CABALLERO
Auditor of the City of Portland
By


Deputy

Agenda No. 188636
ORDINANCE NO.
 Title

*Pay claim of DeAun Nelson in the sum of \$16,271 involving the Water Bureau. (Ordinance)

INTRODUCED BY Commissioner/Auditor: Mayor Ted Wheeler	CLERK USE: DATE FILED <u>OCT 03 2017</u>
COMMISSIONER APPROVAL	Mary Hull Caballero Auditor of the City of Portland By:  Deputy ACTION TAKEN:
Mayor—Finance and Administration - Wheeler <i>K</i>	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Eudaly	
BUREAU APPROVAL	
Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart <i>TR</i> Bureau Head: Bryant M. Enge <i>BME</i> Risk Manager: Kate Wood <i>KW</i>	
Prepared by: Karren Bond Date Prepared: September 11, 2017	
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: October 11, 2017	

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	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Eudaly	_____	
Wheeler	✓	