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190530

Emergency Ordinance

***Pay property damage claim of Charlie's Produce in the sum of \$10,285 involving the Portland Bureau of Transportation and Portland Parks & Recreation**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. Charlie's Produce has filed a claim against the City for damages to their refrigerated vehicle involving the Portland Bureau of Transportation and Portland Parks & Recreation on November 5, 2020.
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 \$10,285, 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 \$10,285 made payable to Charlie's Produce.
- 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 claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Introduced by

[Mayor Ted Wheeler](#)

Bureau

[Management and Finance](#)

[Revenue and Financial Services](#)

[Risk Management](#)

Prepared by

Jessica Bird

Date Prepared

July 28, 2021

Requested Agenda Type

Consent

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
August 18, 2021

Auditor of the City of Portland
Mary Hull Caballero

Impact Statement

 [Impact Statement](#) (127.89 Kb)

Budget Office Financial Impact Analysis

Total cost to the City to settle the claim is \$10,285. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement is in the current fiscal year. This Ordinance does not amend the budget.

Agenda Items

631 Consent Agenda in [August 18, 2021 Council Agenda](#)

Passed

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

General information

 cityinfo@portlandoregon.gov

 [503-823-4000](tel:503-823-4000)

 [711](#) Oregon Relay Service

City of Portland, Oregon

