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## CITY OF BELLEVUE, WASHINGTON

## ORDINANCE NO. 2695

AN ORDINANCE relating to claims against the City not covered by insurance; prescribing procedures and authorization for payment of such claims; amending Sections 4.36.010, 4.36.030 and 4.40.050, and adding new Sections 4.36.035 and 4.36.038 to the Bellevue City Code.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 4.36.010 of the Bellevue City Code is hereby amended to read as follows:

4.36.010 Place for filing claims.

Claims for damages against the city shall be filed with the city clerk. The city clerk shall immediately forward copies of such claims to the city attorney and to the city's self insurance claims adjuster (hereafter the claims adjuster) or the city's insurance company, whichever is applicable.

Section 2. Section 4.36.030 of the Bellevue City Code is hereby amended to read as follows:

4.36.030 City procedure.

If a damage claim is determined not to be covered by insurance, the claim shall be investigated by the claims adjuster.

Settlement and authorization for payment of such claims shall be as follows:

A. Settlements for \$2,000.00 or less may be paid by the city upon written authorization of the claims adjuster to the Finance Department.

B. Settlements for \$3,000.00 or less, but more than \$2,000.00, may be paid by the city upon authorization of the city manager, or his designee, after receiving a written report and recommendation from the claims adjuster;

C. Settlements for \$10,000.00 or less but more than \$3,000.00 may be paid upon authorization of the council audit committee after receiving a report and recommendation from the claims adjuster;

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D. Settlements exceeding \$10,000.00 may be paid upon authorization of the city council after receiving a report of the claims adjuster and a recommendation of the council audit committee.

The council auditor shall audit settlements paid under A and B above, and shall report bimonthly to the council audit committee on said settlements.

Section 3. A new section 4.36.035 is hereby added to Chapter 4.36 of the Bellevue City Code to read as follows:

4.36.035 Request for Information.

The audit committee of the city council may request information from any city department to determine whether to reject, pay or recommend rejection or payment of damage claims.

Section 4. A new Section 4.36.038 is hereby added to Chapter 4.36 of the Bellevue City Code to read as follows:

4.36.038 Legal Representation.

The city attorney is hereby authorized to hire and retain private attorneys for representation of the city regarding any evaluation of or litigation involving damage claims not covered by insurance; fees for such services shall be paid from Fund 524, the insurance liability fund.

Section 5. Section 4.40.050 of the Bellevue City Code is hereby amended to read as follows:

4.40.050 Damage Claims.

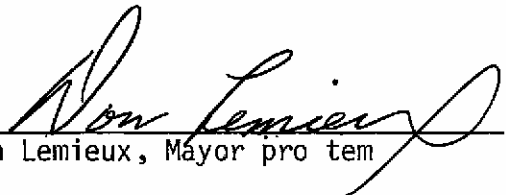
This chapter does not apply to claims for damages covered by Chapter 4.36 of this code.

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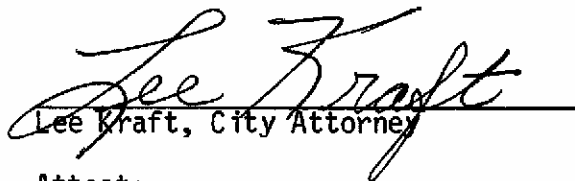
Section 6. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 2nd day of April, 1979, and signed in authentication of its passage this 2nd day of April, 1979.

(SEAL)

  
Don Lemieux, Mayor pro tem

Approved as to form:

  
Lee Kraft, City Attorney

Attest:

  
Sharon S. Stewart, Deputy City Clerk

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