

ORDINANCE NO. **165923**

*Pay claim of Albert L. Drokes. (Ordinance)

The City of Portland ordains:

Section 1. the Council finds:

1. Albert L. Drokes, through his attorney, has made a claim for personal injuries in excess of \$10,000, resulting from an incident with the Fire Bureau on December 25, 1990 at 7016 N.E. 22nd Street, Portland, Oregon.
2. The lawsuit has been investigated by the Risk Management Division and also the City Attorney's Office, and it appears that there is a risk that the City would be found liable; and that it is prudent to settle the lawsuit in order to avoid full liability therefore and further costs of defense and litigation.
3. Risk Management recommends that the lawsuit be settled for \$10,000, on behalf of the City, subject to the plaintiff 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 Auditor are authorized to draw and deliver a warrant in the amount of \$ 10,000 made payable to Albert L. Drokes, Dolores A. Herd and their attorney, Lynn Smith, as settlement in full of all claims for damages upon receipt of a Release approved by the City Attorney.
- b. Risk Management will execute a payment authorization in the amount set forth in subparagraph (a) above.

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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 force and effect from and after its passage by the Council.

Passed by the Council, **OCT 21 1992**
Mayor J. E. Bud Clark
Teresa Gooley:DM
October 13, 1992

BARBARA CLARK
Auditor of the City of Portland
By *D. Bowers* Deputy

1767

Agenda No.

ORDINANCE NO. 165923

Title

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INTRODUCED BY	Filed: OCT 16 1992
Mayor J. E. Bud Clark	Barbara Clark Auditor of the City of Portland
NOTED BY COMMISSIONER	
Affairs	
Finance and Administration	By: <u>Cory Kerchner</u> Deputy
Safety	
Utilities	For Meeting of:
Works	Action Taken:
BUREAU APPROVAL	<input type="checkbox"/> Amended
Bureau: Administrative Services	<input type="checkbox"/> Passed to Second Reading
Prepared by Date 10-13-92	<input type="checkbox"/> Continued to:
Teresa Gooley <u>Misa Hooley</u>	
Budget Impact Review:	
X Completed <input type="checkbox"/> Not Required	
Bureau Head: Stephen C. Bauer	
F.C. <u>R. B. Bell</u> R.B.	

AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
Consent	Regular		YEAS	NAYS
X		Blumenuer	✓	
NOTED BY		Bogle	✓	
City Attorney		Kafoury	✓	
City Auditor		Lindberg	✓	
City Engineer		Clark	✓	