

# FINANCIAL IMPACT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator John Buehler		2. Telephone Number 503-823-5256	3. Bureau/Office/Department OMF/Risk Management
4a. To be filed (date) December 9, 2010	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/>		5. Date Submitted to FPD Budget Analyst December 1, 2010

1) **Legislation Title:** Pay Claim of Mitchell Johnson.

2) **Purpose of the Proposed Legislation:** This ordinance will close the bodily injury claim portion of OMF Risk Management File No. F2010-5060-01 for a total of \$7,482.08.

3) **Revenue:**

Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If new revenue is generated please identify the source.

This legislation will have no impact on City revenue.

4) **Expense:**

What are the costs to the City as a result of this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years) (If the action is related to a grant or contract please include the local contribution or match required)

Cost to the City is \$7,482.08. The source of funding is the City's Insurance and Claims Fund. All cost is in the current fiscal year.

**Staffing Requirements:**

5) Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? (If new positions are created please include whether they will be part-time, full-time, limited term or permanent positions. If the position is limited term please indicate the end of the term.)

No.

6) Will positions be created or eliminated in future years as a result of this legislation?

No.

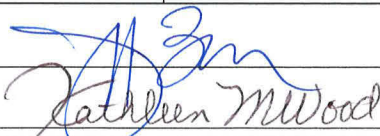
Complete the following section only if an amendment to the budget is proposed.

7) **Change in Appropriations** (If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Center Code column if new center needs to be created. Use additional space if needed.)

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Amount

Jeff Baer, Director, BIBS

Kate Wood, Risk Manager



APPROPRIATION UNIT HEAD (Typed name and signature)



184309

**CITY OF PORTLAND, OREGON****Office of Management and Finance  
Risk Management Services**

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**DATE:** November 29, 2010**TO:** Mayor Sam Adams**FROM:** John Buehler  
503-823-5256**FOR MAYOR'S OFFICE USE ONLY**

Reviewed by Bureau Liaison \_\_\_\_\_

**RE:** Pay Claim of Mitchell Johnson (emergency)

1. **INTENDED THURSDAY FILING DATE:** December 9, 2010
2. **REQUESTED COUNCIL AGENDA DATE:** December 15, 2010
3. **CONTACT NAME & NUMBER:** John Buehler, 503-823-5256
4. **PLACE ON:** ☒ **CONSENT** ☐ **REGULAR**
5. **BUDGET IMPACT STATEMENT ATTACHED:** ☒ **Y** ☐ **N** ☐ **N/A**
6. **(3) ORIGINAL COPIES OF CONTRACTS APPROVED AS TO FORM BY CITY ATTORNEY ATTACHED:** ☐ **Yes** ☐ **No** ☒ **N/A**

**7. BACKGROUND/ANALYSIS**

This Ordinance settles a fleet bodily injury claim for a total of \$7,482.08. The automobile accident that led to the claim occurred on November 28, 2009. A Portland Police Officer driving a bureau patrol car had stopped claimant on I-5 southbound for a speeding violation. After she returned to her patrol car she saw another vehicle go by her position at a high rate of speed, and intended to follow it. She looked behind her to be sure she had a clear space to merge, and proceeded forward. She had assumed the claimant had already left, but unfortunately, the claimant had remained stopped in front of her so that he could make a cell phone call. The officer rear-ended the claimant's stopped car, causing property damage and bodily injury.

Risk Management has previously settled Mr. Johnson's noneconomic damages claim in the sum of \$3,000. This Ordinance is to settle the subrogation claim by the claimant's no-fault auto insurance company for \$4,482.08, for amounts the insurer paid for claimant's medical treatment. The property damage portion of the claim was also previously settled.

**8. FINANCIAL IMPACT**

Approval of the settlement would result in a total payment of \$7,482.08 from the liability fund (\$3,000 paid previously; \$4,482.08 to be paid upon approval of this ordinance).

**9. RECOMMENDATION/ACTION REQUESTED**

Approve settlement of Mitchell Johnson's bodily injury claim, in the total sum \$7,482.08.