

**ORDINANCE No. 183811**

\*Pay claim of Ernest Henderson. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Ernest Henderson has filed a property damage claim against the City for damages suffered in a motor vehicle accident involving the Parks Bureau on September 13, 2009.
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 \$11,702.88, 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 one check in the amount of \$11,535.00 made payable to Nationwide Insurance, and a second check in the amount of \$167.88 made payable to Ernest Henderson. Total claim settlement is \$11,702.88.
- 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 claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

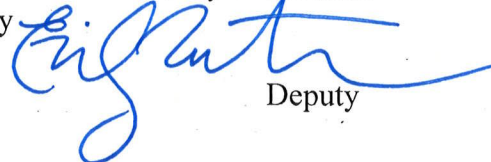
Passed by the Council,

**MAY 26 2010**

Mayor Sam Adams  
Prepared by Randy Stenquist  
Date prepared: May 5, 2010

**LaVONNE GRIFFIN-VALDE**  
Auditor of the City of Portland

By

  
Deputy

Agenda No.  
**ORDINANCE NO. 183811**  
 Title

\* Pay Claim of Ernest Henderson (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>MAY 21 2010</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams <i>Adams</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By: <i>[Signature]</i> Deputy
<b>BUREAU APPROVAL</b> Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director BBS <i>OMF/qb</i> <i>W</i> Kate Wood, Risk Mgr	ACTION TAKEN:
Prepared by: Randy Stenquist Date Prepared: May 5, 2010	
Financial Impact Statement <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Council Meeting Date May 26, 2010	
<b>City Attorney Approval</b>	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> <b>Start time:</b>  <b>Total amount of time needed:</b> (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> <b>Total amount of time needed:</b> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	_____	_____
Adams	Adams	✓	