

ORDINANCE No. 184169

*Pay claim of Cinder L. Hart. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Cinder L. Hart, through her attorney, John C. O'Brien, has filed a bodily injury claim against the City for damages suffered in an incident occurring on October 27, 2007. In the lawsuit, claimant makes claim for motor vehicle accident involving the Portland Police Bureau.
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 \$10,884.23, 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 \$6,000.00 made payable to Cinder L. Hart and John C. O'Brien. (A payment of \$4,884.23 has been made to State Farm Insurance on behalf of Cinder L. Hart.)
- 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,

OCT 20 2010

Mayor Sam Adams

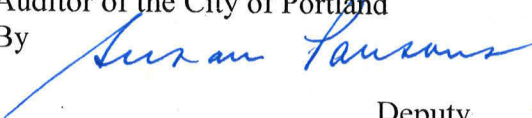
Prepared by John Buehler

Date prepared: October 5, 2010

LaVONNE GRIFFIN-VALADE

Auditor of the City of Portland

By



Deputy

Agenda No.
ORDINANCE NO.
 Title

184169

* Pay claim of Cinder L. Hart (Ordinance)

INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>OCT 15 2010</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration- Adams 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: <u>[Signature]</u> Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director BIBS Kate Wood, Risk Mgr	
Prepared by: John Buehler Date Prepared: October 4, 2010	
Financial Impact Statement <u>X</u> Completed ___ Amends Budget ___ Not Required	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. . Yes ___ No <u>X</u>	
Council Meeting Date October 20, 2010	
City Attorney Approval	

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

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	4. Leonard	<input checked="" type="checkbox"/>	
Adams	Adams	<input checked="" type="checkbox"/>	