

824 -

CITY OF PORTLAND

**ORDINANCE No. 184571**

\*Pay claim of Thomas Winters involving Bureau of Technology Services. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Thomas Winters has filed an employment discrimination lawsuit against the City after being discharged from his job with the Bureau of Technology Services on October 20, 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 lawsuit at this time.
3. Risk Management Services recommends the lawsuit be compromised for the total sum of \$17,501, 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 payroll check in the amount of \$2,500 less the usual payroll deductions made payable to Thomas Winters; and one check in the amount of \$15,001.00 made payable to Thomas Winters and Dolan Griggs LLP.
- b. Risk Management Services will execute a payment authorization in the amounts 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 lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **MAY 11 2011**

Mayor Sam Adams  
Prepared by Becky Chiao  
Date prepared: April 19, 2011

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

By *Emily Matasar*

Deputy

Agenda No.  
**ORDINANCE NO. 184571**  
Title

✓ \* Pay Claim of Thomas Winters, involving Bureau of Technology Services (Ordinance)

<p align="center"><b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Sam Adams</p>	<p>CLERK USE: DATE FILED _____</p>
<p align="center"><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Adams</p>	<p align="center">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: _____ Deputy</p>
<p>Position 1/Utilities - Fritz</p>	
<p>Position 2/Works - Fish</p>	
<p>Position 3/Affairs - Saltzman</p>	
<p>Position 4/Safety - Leonard</p>	
<p align="center"><b>BUREAU APPROVAL</b></p> <p>Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director <i>KW</i> Kate Wood, Risk Mgr</p>	<p><b>ACTION TAKEN:</b></p>
<p>Prepared by: Becky Chiao Date Prepared:</p>	
<p>Financial Impact Statement <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required</p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>Council Meeting Date May 11, 2011</p>	
<p><b>City Attorney Approval</b></p>	

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

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	✓	