

# ORDINANCE NO. 185139

\*Authorize settlement agreement with David Doran regarding wage claims (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. David Doran was the former caretaker of Pittock Mansion and lived in the apartment on the mansion grounds rent free in exchange for performing certain duties.
2. After the City of Portland terminated the relationship in September 2010, Mr. Doran filed a wage claim with the State of Oregon Bureau of Labor and Industries.
3. The City disputed Mr. Doran's wage claim because Mr. Doran was not an "employee."
4. As part of the proposed settlement, the City will pay Mr. Doran \$15,000.
5. Also, as part of the proposed settlement, Mr. Doran will release all wage claims under state and federal law.
6. Portland Parks & Recreation and the City Attorney's Office recommend acceptance of the proposed settlement.


NOW, THEREFORE, the Council directs:

- a. The Parks Director or his designee is authorized to negotiate all documents to settle Mr. Doran's wage claim, including a settlement agreement in substantially the same form as the agreement attached as Exhibit A.
- b. After the effective date of the settlement agreement, Portland Parks & Recreation is authorized pay Mr. Doran \$15,000.00.

Section 2. The Council declares that an emergency exists 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.


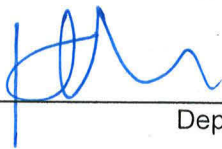

Passed by the Council:  
Commissioner Fish  
Prepared by: Lory Kraut  
February 2, 2012

FEB 08 2012

**LaVonne Griffin-Valade**  
Auditor of the City of Portland  
By   
Deputy

Agenda No. **185139**  
**ORDINANCE NO.**  
 Title

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INTRODUCED BY Commissioner/Auditor: <b>Fish</b>	CLERK USE: DATE FILED <u>FEB 03 2012</u>
<b>COMMISSIONER APPROVAL</b> 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:  Deputy
<b>BUREAU APPROVAL</b> Bureau: Parks Bureau Head: Mike Abbate  Prepared by: Lory Kraut Date Prepared: Feb 2, 2012	ACTION TAKEN:
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Council Meeting Date <b>Feb 8, 2012</b>	
City Attorney Approval	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____  Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <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	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	_____	_____
Adams	Adams	✓	