

**ORDINANCE No. 188110**

\*Pay claim of Tinca Stoica in the sum of \$18,000 involving the Portland Police Bureau.  
(Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Tinca Stoica, through her attorney, Jennie L. Clark, has filed a bodily injury lawsuit against the City for damages suffered in an incident occurring on August 5, 2014. In the lawsuit, Ms. Stoica claims civil rights violations and injury during an arrest at her home by the Portland Police Bureau.
2. The claim has been investigated by Risk Management Services and the City Attorney's Office. 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 and the City Attorney's Office recommend the lawsuit be compromised for the total sum of \$18,000.00, 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 \$18,000.00 made payable to Clark Law and Associates Client Trust Account.
- 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 lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

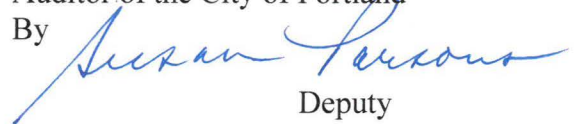
NOV 23 2016

Mayor Charlie Hales  
Prepared by John Buehler  
Date prepared: October 17, 2016

**MARY HULL CABALLERO**

Auditor of the City of Portland

By



Deputy

1310

Agenda No.  
**ORDINANCE NO.**  
Title

188110

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<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>NOV 15 2016</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller Bureau Head: Bryant M. Engle Risk Manager: Kate Wood Prepared by: John Buehler Date Prepared: October 17, 2016	By: <u>[Signature]</u> Deputy
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	<b>ACTION TAKEN:</b> NOV 23 2016 <b>CONTINUED TO</b> NOV 23 2016 <b>2 P.M</b>
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>City Auditor Office Approval:</b> required for Code Ordinances	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date November 23, 2016	

<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 type="checkbox"/>
<b>REGULAR</b> <input checked="" type="checkbox"/> Total amount of time needed: <u>10 minutes</u> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Novick	—	
Hales	✓	