

**ORDINANCE No. 188572**

\*Pay settlement of Armando Olivas bodily injury lawsuit in the sum of \$65,000 involving the Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Armando Olivas, through attorney Scott Kocher of the Forum Law Group, has filed a bodily injury lawsuit against the City for damages suffered in a bike accident involving the Bureau of Transportation on December 20, 2014.
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 \$65,000, 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 \$65,000 made payable to Forum Law Group LLC 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 bodily injury lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

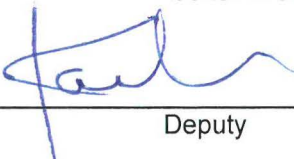



Passed by the Council, AUG 30 2017

Mayor Ted Wheeler  
Prepared by Becky Chiao  
Date prepared: August 8, 2017

**MARY HULL CABALLERO**  
Auditor of the City of Portland  
By *C Phillips*  
Deputy

Agenda No.  
**ORDINANCE NO. 188572**  
 Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Ted Wheeler	CLERK USE: DATE FILED <u>AUG 22 2017</u>
<b>COMMISSIONER APPROVAL</b> Mayor— <u>Finance</u> and Administration - Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland  By:  Deputy
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart  Bureau Head: Bryant M. Engle  Risk Manager: Kate Wood 	<b>ACTION TAKEN:</b>
Prepared by: Becky Chiao Date Prepared: August 8, 2017	
<b>Financial Impact &amp; Public Involvement Statement</b>  Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> 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	
<b>Council Meeting Date:</b> August 30, 2017	

<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	✓	
2. Fish	✓	
3. Saltzman	_____	
4. Eudaly	✓	
Wheeler	✓	