

188637

**ORDINANCE No.**

\*Pay claim of Christina Pennie in the sum of \$85,000 involving Bureau of Emergency Communications (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Christina Pennie, through Attorney Nelson Hall, has filed a claim against the City for damages suffered in a Workers' Compensation Claim involving the Bureau of Emergency Communications on March 1, 2015.
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 \$85,000.00, subject to the claimant providing the City with a release in a form to be approved by 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 \$73,000.00 made payable to Bennett, Hartman, Morris and Kaplan, LLP.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.
- c. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$12,000.00 made payable to Bennett, Hartman, Morris and Kaplan, LLP.
- d. The Bureau of Emergency Communications will execute a payment authorization in the amount set forth in sub paragraph ( c ) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this Medical Only claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.


Passed by the Council,

OCT 11 2017

Mayor Ted Wheeler  
Prepared by Debbie Lytle  
Date prepared: September 7, 2017

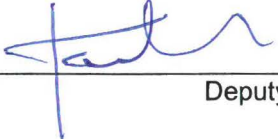
**MARY HULL CABALLERO**  
Auditor of the City of Portland

By

  
Deputy

Agenda No. 188637  
**ORDINANCE NO.**  
 Title

\*Pay claim of Christina Pennie in the sum of \$85,000.00 involving the Bureau Of Emergency Communications. (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Ted Wheeler	CLERK USE: DATE FILED <u>OCT 03 2017</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Wheeler <i>KC</i>	Mary Hull Caballero Auditor of the City of Portland  By:  Deputy  <b>ACTION TAKEN:</b>
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Eudaly	
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart <i>TR</i> Bureau Head: Bryant M. Enge <i>BE</i> Risk Manager: Kate Wood <i>KW</i>	
Prepared by: Debbie Lytle Date Prepared: September 7, 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>  Wednesday, October 11, 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	✓	