

ORDINANCE No. 188903

*Pay bodily injury claim of Alexis Paniagua-Reyes in the sum of \$36,588 resulting from a motor vehicle collision involving the Bureau of Environmental Services. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Alexis Paniagua-Reyes, through attorney Matthew Rizzo, has filed a bodily injury claim against the City for injuries suffered in a vehicle collision involving the Bureau of Environmental Services on February 16, 2017.
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 of \$36,588.52, 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 \$25,000 made payable to Law Office of Matthew Rizzo IOLTA and a second check in the amount of \$11,588.52 made payable to Liberty Mutual Insurance.
- 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 claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

APR 25 2018

Passed by the Council,

Mayor Ted Wheeler
Prepared by Karren Bond
Date prepared: March 16, 2018

MARY HULL CABALLERO
Auditor of the City of Portland

By


Deputy

Agenda No. **188903**
ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: Mayor Ted Wheeler	CLERK USE: DATE FILED <u>APR 17 2018</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Wheeler <i>KL</i> 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: <u><i>Mary Hull Caballero</i></u> Deputy
BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart <i>an</i> Bureau Head: Bryant M. Enge <i>ami</i> Risk Manager: Kate Wood <i>KW</i>	ACTION TAKEN:
Prepared by: Karren Bond Date Prepared: March 16, 2018	
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"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>JS</i>	
Council Meeting Date: April 25, 2018	

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