

ORDINANCE No. 188915

\*Pay property damage and bodily injury claims of Channarong Ngamphaiboon in the sum of \$29,365 resulting from a motor vehicle collision involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Channarong Ngamphaiboon, through attorney Keith Shepherd has filed property damage and bodily injury claims against the City for damages suffered in a motor vehicle collision involving the Portland Bureau of Transportation on June 28, 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 \$29,365.40 with the amount of \$26,495.40 still due, 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 \$10,000 made payable to Attorney Keith Shepherd in trust for Channarong Ngamphaiboon.
- b. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$16,495.40 made payable to Allied Property and Casualty Insurance Company.
- c. 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 these property damage and bodily injury claims; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, MAY 02 2018

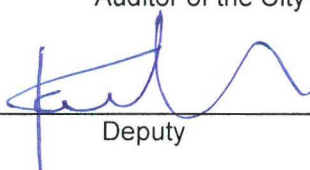
Mayor Ted Wheeler  
Prepared by Jessica Bird  
Date prepared: March 20, 2018

MARY HULL CABALLERO  
Auditor of the City of Portland

By   
Deputy

Agenda No.  
**ORDINANCE NO. 188915**  
 Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Ted Wheeler	CLERK USE: DATE FILED <u>APR 24 2018</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Wheeler <i>kc</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></u> Deputy  ACTION TAKEN:
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau of Internal Business Services <i>cm</i> CAO: Tom Rinehart Bureau Head: Bryant M. Enge <i>mm</i> Risk Manager: Kate Wood <i>kw</i>	
Prepared by: Jessica Bird Date Prepared: March 20, 2018	
<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 <i>sb</i>	
<b>Council Meeting Date:</b> May 2, 2018	

<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. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	