

ORDINANCE No. 189177

* Pay property damage and bodily injury claims of Tara Karki in the sum of \$30,210 involving Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Tara Karki, through attorney Willard Merkel, has filed property damage and bodily injury claims against the City for damages suffered in a Streetcar collision involving the Portland Bureau of Transportation on Sunday, October 29, 2017.
2. The claims have been investigated by Risk Management Services. The investigation indicates there is risk the City may be found liable. Therefore, in order to avoid litigation expenses and the risk of an adverse jury award, we feel it is prudent to compromise these claims at this time.
3. Risk Management Services recommends these claims be compromised for the total sum of \$30,210.42, 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 two checks as follows:
 - 1) one check in the amount of \$12,500 made payable to Tara Karki and Merkel & Associates, and
 - 2) one check in the amount of \$17,710.42 made payable to GEICO Casualty Insurance Co.
- b. Risk Management Services will execute payment authorizations in the amounts 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, SEP 26 2018

Mayor Ted Wheeler
Prepared by Becky Chiao
Date prepared: August 27, 2018

MARY HULL CABALLERO
Auditor of the City of Portland

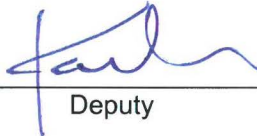
By


Deputy

Agenda No.
ORDINANCE NO.
Title

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INTRODUCED BY Commissioner/Auditor: Mayor Ted Wheeler	CLERK USE: DATE FILED <u>SEP 18 2018</u>
COMMISSIONER APPROVAL Mayor—Finance & 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
BUREAU APPROVAL Bureau: OMF CAO: Tom Rinehart Bureau Head: Jennifer Cooperman Interim Manager: Debora Leopold-Hutchins Prepared by: Becky Chiao Date Prepared: August 27, 2018	ACTION TAKEN:
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	
Council Meeting Date: Wednesday, September 26, 2018	

AGENDA		FOUR-FIFTHS AGENDA		COMMISSIONERS VOTED AS FOLLOWS:	
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)					
CONSENT <input checked="" type="checkbox"/>				YEAS	NAYS
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)		1. Fritz 2. Fish 3. Saltzman 4. Eudaly Wheeler		1. Fritz 2. Fish 3. Saltzman 4. Eudaly Wheeler	