

ORDINANCE No. 189440

* Pay property damage and bodily injury claims of Lori Peterson in the sum of \$21,752 resulting from a motor vehicle collision involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Lori Peterson, through attorney Matthew Philbrook, has filed a property damage and bodily injury claims against the City for damages suffered in a motor vehicle collision involving the Portland Bureau of Transportation on April 18, 2018.
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 the risk of an adverse jury award, we feel it is prudent to compromise these claims at this time.
3. Risk Management Services recommends the claims be compromised for the total sum of \$21,752.01, 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 \$9,000 made payable to Law Office of Matthew Philbrook in trust for Lori Peterson and a second check in the amount of \$12,252.01 made payable to State Farm 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 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, APR 03 2019

Mayor Ted Wheeler
Prepared by Karren Bond
Date prepared: February 27, 2019

MARY HULL CABALLERO
Auditor of the City of Portland
By

Deputy



Agenda No. 282

Item Type: Ordinance No. 189440

Council Meeting Date: April 3, 2019

Title: * Pay property damage and bodily injury claims of Lori Peterson in the sum of \$21,752 resulting from a motor vehicle collision involving the Portland Bureau of Transportation (Ordinance)

AGENDA TYPE

☒ **CONSENT** ☐ **REGULAR** ☐ **TIME CERTAIN** Start Time: Item ¹ of ¹

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain)

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Administration - Wheeler _____
 Position 1/ Utilities - Fritz _____
 Position 2/ Works - Fish _____
 Position 3/ Affairs - Hardesty _____
 Position 4/ Safety - Eudaly _____
 City Auditor - Hull Caballero _____

Michelle
Plambeck
Digitally signed by Michelle
Plambeck
Date: 2019.03.26 10:40:09
+0700

BUREAU APPROVALS

Bureau: OMF/CAO
 OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
 Date: 2019.03.01 15:02:11 -08'00'
 Bureau Approval: Jennifer Cooperman Digitally signed by Jennifer
 Cooperman
 Date: 2019.03.01 08:12:22 -08'00'

Prepared By: Karren Bond

Date Prepared: February 27, 2019

1) Is a completed Impact Statement attached? Yes ☒

2) Does the item amend the budget? Yes ☐ No ☒
 If yes, **Budget Office** Approval

3) Is the item a Code ordinance? Yes ☐ No ☒
 If yes, **Auditor Office** Approval

4) Is this item a contract, code, easement, franchise, comp plan or
 Charter? Yes ☐ No ☒
 If yes, **Attorney Office** Approval

5a) Is item a Portland Policy Document or Administrative Rule?
 Yes ☐ No ☒

5b) If yes, is the City Policy/Admin Rule directive in the ordinance
 or resolution? Yes ☐

ACTION TAKEN:

CLERK USE: DATE FILED MAR 26 2019

Mary Hull Caballero
Auditor of the City of Portland

By: [Signature]
Deputy

FOUR-FIFTHS AGENDA

1. Fritz
 2. Fish
 3. Hardesty
 4. Eudaly
 Wheeler

COMMISSIONERS VOTED AS FOLLOWS:

	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Fish	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Hardesty	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Eudaly	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wheeler	<input checked="" type="checkbox"/>	<input type="checkbox"/>