

ORDINANCE No. 189616

* Pay bodily injury claim of Brenda Docken in the sum of \$12,000 involving the Portland Bureau of Environmental Services (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Brenda Docken, through attorney Robert Perkins, has filed a claim against the City for injuries suffered after stepping into a defective sidewalk grate involving the Portland Bureau of Environmental Services on February 4, 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 \$12,000, 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 \$12,000 made payable to Robert Perkins, Attorney at Law, Lawyer Trust Acct, FBO Brenda Docken.
- 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.

Passed by the Council, JUL 31 2019

Mayor Ted Wheeler
Prepared by Karren Bond
Date prepared: June 17, 2019

MARY HULL CABALLERO
Auditor of the City of Portland
By 
Deputy

Agenda No. 708
Item Type: Ordinance No. 189616
Council Meeting Date: July 31, 2019

Title: * Pay bodily injury claim of Brenda Docken in the sum of \$12,000 involving the Portland Bureau of Environmental Services (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 Only): N/A (Consent)

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Admin. - Wheeler Mustafa Washington

Position 1/ Utilities - Fritz

Position 2/ Works - Fish

Position 3/ Affairs - Hardesty

Position 4/ Safety - Eudaly

City Auditor - Hull Caballero

1) Is a completed Impact Statement attached? ☒ Yes

3) Is the item a Code ordinance? ☐ Yes ☒ No

If yes, **Auditor Office** Approval

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

BUREAU APPROVALS

Bureau: OMF/CAO

OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
Date: 2019 06 26 06 52 55 -0700

Bureau Approval: Jennifer Cooperman Digitally signed by Jennifer Cooperman
Date: 2019 06 25 09 53 45 -0700

Prepared By: Karren Bond

Date Prepared: June 17, 2019

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

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

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? ☐ Yes ☐ No

ACTION TAKEN:

CLERK USE: DATE FILED 7/23/19

Mary Hull Caballero
Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont
Date: 2019 07 23 16 32 25 -0700
 Deputy

FOUR-FIFTHS AGENDA

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

COMMISSIONERS VOTED AS FOLLOWS:

	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Hardesty	✓	
4. Eudaly	✓	
Wheeler	✓	