

ORDINANCE No. 189668

* Pay bodily injury claim of Marie Baker in the sum of \$41,209 resulting from a motor vehicle collision involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Marie Baker, through her attorney Todd Newlin, has filed a claim against the City for injuries suffered in a motor vehicle collision involving the Portland Bureau of Transportation on April 10, 2018.
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 \$41,209, 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 \$28,500 made payable to Newlin Law Offices in Trust for Marie Baker and a second check in the amount of \$12,709 mad payable to Liberty Mutual.
- 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, AUG 28 2019

Mayor Ted Wheeler
Prepared by Karren Bond
Date prepared: July 19, 2019

MARY HULL CABALLERO
Auditor of the City of Portland
By 
Deputy

Agenda No. 804
 Item Type: Ordinance No. 189668
 Council Meeting Date: August 28, 2019

Title: * Pay bodily injury claim of Marie Baker in the sum of \$41,209 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 Only): N/A (Consent)

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Admin. - Wheeler *[Signature]*
 Position 1/ Utilities - Fritz
 Position 2/ Works - Fish
 Position 3/ Affairs - Hardesty
 Position 4/ Safety - Eudaly
 City Auditor - Hull Caballero

BUREAU APPROVALS

Bureau: OMF/CAO
 OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
Date: 2019.07.31 15:48:34 -0700
 Bureau Approval: Jennifer Cooperman Digitally signed by Jennifer Cooperman
Date: 2019.07.30 10:09:59 -0700

Prepared By: Karren Bond
 Date Prepared: July 19, 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

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

If yes, **Auditor 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 No

ACTION TAKEN:

CLERK USE: DATE FILED AUG 20 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	✓	
2. Fish	✓	
3. Hardesty	✓	
4. Eudaly	✓	
Wheeler	✓	