

**Agenda No. 106**

**ORDINANCE No. 190300**

\*Pay settlement of Martha Bleck bodily injury lawsuit in the sum of \$25,000 involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Martha Bleck, through attorney Samuel Pope, has filed a lawsuit against the City for injuries suffered in a trip and fall incident involving the Portland Bureau of Transportation on April 25, 2019.
2. The lawsuit 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 lawsuit at this time.
3. Risk Management Services recommends the lawsuit be compromised for the total sum of \$25,000, 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 \$25,000 made payable to Rizk Law IOLTA.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.

**Introduced by**

Mayor Ted Wheeler

**Bureau**

Management and  
Finance  
Revenue and Financial  
Services  
Risk Management

**Prepared by**

Karren Bond

**Date Prepared**

January 28, 2021

**Requested Council  
Date**

February 24, 2021

**Requested Agenda  
Type**

Consent

**Date Filed with Clerk**

February 16, 2021

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this bodily injury lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by Council: February 24, 2021

**MARY HULL CABALLERO**

Auditor of the City of Portland

By *Megan Lehman*

Deputy

Action taken:

Four Fifths Agenda	Commissioners voted as follows:		
		YEAS	NAYS
1. Rubio	1. Rubio	✓	
2. Ryan	2. Ryan	✓	
3. Hardesty	3. Hardesty	✓	
4. Mapps	4. Mapps	✓	
Wheeler	Wheeler	✓	