

152835

ORDINANCE NO.

An Ordinance authorizing a compromise settlement in the amount of \$64,748.58 to be paid to James H. Crockwell for personal injury resulting from a vehicle collision between the claimant and a City employee at the intersection of NE 82nd and Russell, Portland, Oregon, subject to the approval of the Multnomah County Circuit Court, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. James H. Crockwell, who resides at 2524 SW Orchard Hill Place, Lake Oswego, Oregon, has made a claim for personal injuries in excess of \$64,748.58 resulting from a vehicle collision between himself and a City employee at the intersection of NE 82nd and Russell, portland, Oregon.
2. The claim has been investigated by the City's Risk Management Division and it appears that there is substantial risk that the City might be found liable and that it is prudent to settle the claim in order to avoid full liability therefor and further costs of defense and litigation.
3. The Risk Management Bureau recommends that the claim be settled for \$64,748.58, subject to claimant providing the City with a release in a form to be approved by the City Attorney.
4. Pursuant to ORS 30.290, the settlement of this claim is subject to the approval of Multnomah County Circuit Court.

NOW, THEREFORE, the Council directs:

- a. Subject to the approval of the Multnomah County Circuit Court pursuant to ORS 30.290, the Mayor and Auditor are authorized to draw and deliver a warrant in the amount of \$64,748.58 made payable to James H. Crockwell and Alice Crockwell as settlement in full of all claims for damages upon receipt of a release approved by the City Attorney.
- b. The Bureau of Risk Management will execute a payment authorization in the amount set forth in subparagraph (a) above.

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

Passed by the Council, FEB 10 1982

Commissioner Charles Jordan
January 26, 1981
Mark Stairiker
BUC 57379804

Attest:


Auditor of the City of Portland

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Calendar No. **349**

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Title

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THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN	1	
LINDBERG	1	
SCHWAB	1	
STRACHAN	1	
IVANCIE		1

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

FEB 5 1982

Filed _____

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Frank Duffey* Deputy

INTRODUCED BY	
Commissioner Jordan	
NOTED BY THE COMMISSIONER	
Affairs	
Finance and Administration	
Safety	<i>Charles Jordan, JR</i>
Utilities	
Works	
BUREAU APPROVAL	
Bureau: Risk Management	
Prepared By: <i>MS</i>	Date: 1/26/82
Mark M. Stairiker	
Budget Impact Review:	
<input type="checkbox"/> Completed	<input type="checkbox"/> Not required
Bureau Head: <i>D Fleming</i>	
David C. Fleming	
CALENDAR	
Consent	Regular <input checked="" type="checkbox"/>
NOTED BY	
City Attorney	
City Auditor	
City Engineer	