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191338

Emergency Ordinance

*Pay Workers' Compensation Claims of Michael Thompson for \$25,039 involving Portland Parks & Recreation

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. Michael Thompson, through his attorneys, Welch, Bruun & Green, has filed workers' compensation claims against the City for damages suffered on February 17, 2021, and February 22, 2021.
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 decision, we feel it is prudent to compromise the claims at this time.
3. Risk Management Services recommends the claims be compromised for the total sum of \$25,039.09 with the amount of \$10,000.00 still due, 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 City Auditor are hereby authorized to draw and deliver a check in the amount of \$10,000.00 made payable to Thompson's attorneys: Welch Bruun & Green.
- B. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (A) above.
- C. Portland Parks shall waive collection of overpaid wages in the amount of \$15,039.09 as part of the consideration for the settlement of the workers' compensation claims.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling these workers' compensation claims;

Introduced by

[Mayor Ted Wheeler](#)

Bureau

[Management and Finance;](#)
[Revenue and Financial Services](#)

Contact

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Requested Agenda Type

Consent

Date and Time Information

Requested Council Date

June 28, 2023

therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
June 28, 2023

Auditor of the City of Portland
Simone Rede

Impact Statement

Purpose of Proposed Legislation and Background Information

This Ordinance settles Workers' Compensation claims brought by Michael Thompson for injuries on February 17, 2021 and February 22, 2021.

Financial and Budgetary Impacts

This legislation will have no impact on City revenue.

Total cost to the City to settle the claim is \$10,000 includes release of Bureau overpayment for total \$25,039.09. The source of funding is the City's Workers' Compensation Claims Fund. All cost of the settlement is in the current fiscal year. This Ordinance does not amend the budget.

Community Impacts and Community Involvement

This Ordinance settles a workers' compensation claim resulting from claims filed by Michael Thompson. No public involvement or input was sought regarding this Ordinance.

No future public involvement is anticipated or necessary. Approval by City Council of this Ordinance will fully settle a workers' compensation claim against the City of Portland.

100% Renewable Goal

This legislation will have no impact on City energy use.

Budget Office Financial Impact Analysis

Total cost to the City to settle the claim is \$10,000 from the City's Workers' Compensation Claims Fund. In addition, Portland Parks and Recreation shall waive collection of overpaid wages in the amount of \$15,039 as part of the consideration for the settlement of the Workers' Compensation claims. All costs of the settlement are in the current fiscal year.

Agenda Items

535 Consent Agenda in [June 28, 2023 Council Agenda](https://www.portland.gov/council/agenda/2023/6/28)
(<https://www.portland.gov/council/agenda/2023/6/28>)

Passed

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea