

ORDINANCE No.

172754

***Pay claim of Ralph and Elba Shaw. (Ordinance)**

The City of Portland ordains:

Section 1. The Council finds:

1. Farmers Insurance Group on behalf of their named insured, Ralph Shaw, has filed a property damage Lawsuit against the City for damages suffered in an incident involving a City driver on February 24, 1997.
2. The claim has been investigated by the Bureau of Risk Management. Investigation indicates there is risk the City may be found liable. Therefore, in order to avoid the risk of a large jury award, we feel it is prudent to compromise the Lawsuit at this time.
3. The Bureau of Risk Management recommends the Lawsuit be compromised for \$20,000.00, subject to the claimants providing the City with their 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 \$20,000.00 made payable to Farmers Insurance Group of Oregon as subrogee for Ralph and Elba Shaw and their attorney Craig West.
- b. The Bureau of Risk Management 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 Lawsuit; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **OCT 07 1998**
Mayor Vera Katz
Mark M. Stairiker:gh
September 25, 1998

BARBARA CLARK
Auditor of the City of Portland
By

Britta Olson Deputy

1484

Agenda No.
ORDINANCE NO.

172754

Title

*Pay claim of Ralph and Elba Shaw. (Ordinance)

INTRODUCED BY	DATE FILED: OCT 2 1998
Mayor Vera Katz	Barbara Clark Auditor of the City of Portland
NOTED BY COMMISSIONER	
Affairs	By: <u>Gay Kershner</u> Deputy
Finance & Administration <u>VK</u>	For Meeting of: _____
Safety	ACTION TAKEN:
Utilities	<u>Stahl</u>
Works	
BUREAU APPROVAL	
Bureau: Risk Management	
Prepared by _____ Date 9/25/98	
Mark M. Stairiker, CPCU <u>Mark</u>	
Budget Impact Review:	
<input checked="" type="checkbox"/> Completed <input type="checkbox"/> Not Required	
Bureau Head: Fred Cuthbertson <u>F.C.</u>	
(Initials) Tim Grewe <u>Tim</u>	

AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
				YEAS	NAYS
Consent <input checked="" type="checkbox"/>	Regular	Francesconi	Francesconi	S	
NOTED BY		Hales	Hales		
City Attorney		Kafoury	Kafoury		
City Auditor		Sten	Sten		
City Engineer		Katz	Katz		