

**ORDINANCE No. 184028**

\*Pay claim of the Estate of James Chasse. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Estate of James Chasse, through his attorney, Tom Steenson, has filed a wrongful death lawsuit against the City for damages suffered in an incident occurring on September 17, 2006. In the lawsuit, the Estate asserts a claim for fatal injuries caused by the Portland Police Bureau.
2. The claim has been investigated by the City Attorney and Risk Management Services. The investigation indicates there is risk and 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 \$766,667, subject to the plaintiffs 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 \$766,667 made payable to the Estate of James Chasse and his attorney Tom Steenson.
- 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 lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: JUL 28 2010

Mayor Sam Adams  
Prepared by: Mark Stairiker  
Date Prepared: May 25, 2010

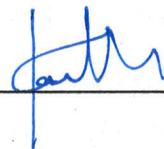

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By

  
Deputy

Agenda No.  
**ORDINANCE NO. 184028**  
Title

\* Pay claim of James Chasse Estate (Ordinance)

<p><b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Sam Adams</p>	<p>CLERK USE: DATE FILED <u>JUL 23 2010</u></p>
<p><b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams</p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By:  Deputy</p> <p><b>ACTION TAKEN:</b></p>
<p>Position 1/Utilities - Fritz</p>	
<p>Position 2/Works - Fish</p>	
<p>Position 3/Affairs - Saltzman</p>	
<p>Position 4/Safety - Leonard</p>	
<p><b>BUREAU APPROVAL</b> Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director BIBS <i>KW</i> Kate Wood, Risk Mgr</p>	
<p>Prepared by: James G. Rice Date Prepared: July 22, 2010</p>	
<p>Financial Impact Statement <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required</p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. . . Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>Council Meeting Date July 28, 2010</p>	
<p><b>City Attorney Approval</b> </p>	

<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/> Start time:</p>
<p><b>Total amount of time needed:</b> (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input type="checkbox"/></p>
<p><b>REGULAR</b> <input checked="" type="checkbox"/> <b>Total amount of time needed: 15 minutes</b> (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	—	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	