

**FINANCIAL IMPACT STATEMENT
For Council Action Items**

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Randy Stenquist		2. Telephone Number 503-823-6000	3. Bureau/Office/Department OMF/Risk Management
4a. To be filed (date) August 12, 2010	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/>		5. Date Submitted to FPD Budget Analyst August 4, 2010

1) **Legislation Title:** *Pay Claim of Joshua Vasby.

2) **Purpose of the Proposed Legislation:** This ordinance will close OMF Risk Management File No. F2010-5121-01RS for a total of \$5,994.49. Please see memorandum for detail.

3) Revenue:

Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If new revenue is generated please identify the source.

This legislation will have no impact on City revenue.

4) Expense:

What are the costs to the City as a result of this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years) (If the action is related to a grant or contract please include the local contribution or match required)

Cost to the City is \$5,994.49. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement is in the current fiscal year.

Staffing Requirements:

5) Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? (If new positions are created please include whether they will be part-time, full-time, limited term or permanent positions. If the position is limited term please indicate the end of the term.)

No.

6) Will positions be created or eliminated in future years as a result of this legislation?

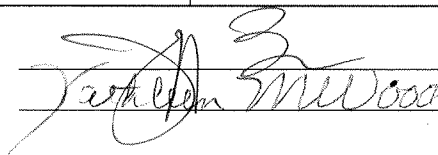
No.

Complete the following section only if an amendment to the budget is proposed.

7) Change in Appropriations (If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Center Code column if new center needs to be created. Use additional space if needed.)

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Amount

Jeff Baer, Director, BIBS
Kate Wood, Risk Manager



APPROPRIATION UNIT HEAD (Typed name and signature)



184063

CITY OF PORTLAND, OREGON**Office of Management and Finance
Risk Management Services**

Sam Adams, Mayor
Kate Wood, Risk Manager
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DATE: July 26, 2010**TO:** Mayor Sam Adams**FROM:** Randy Stenquist
503-823-6000**FOR MAYOR'S OFFICE USE ONLY**

Reviewed by Bureau Liaison _____

RE: *Pay Claim of Joshua Vasby (emergency)

1. **INTENDED THURSDAY FILING DATE:** August 12, 2010
2. **REQUESTED COUNCIL AGENDA DATE:** August 18, 2010
3. **CONTACT NAME & NUMBER:** Randy Stenquist, 503-823-6000
4. **PLACE ON:** CONSENT REGULAR
5. **BUDGET IMPACT STATEMENT ATTACHED:** Y N N/A
6. **(3) ORIGINAL COPIES OF CONTRACTS APPROVED AS TO FORM BY CITY ATTORNEY ATTACHED:** Yes No N/A

7. BACKGROUND/ANALYSIS

Joshua Vasby is the owner of a 2004 Honda Civic Hybrid, which was being driven by his partner, Leslie Nordella, on May 28, 2010 in SE Portland. Ms. Nordella was traveling northbound on SE 34th Avenue, moving through a controlled intersection on a green light. At the same time, a Portland Fire Bureau Battalion Chief was driving a 2007 Chevy Suburban eastbound on SE Hawthorne en route to a residential fire, using his emergency lights and, intermittently, the audible siren. The traffic light for the Fire Bureau vehicle was red as it approached the intersection of SE 34th Avenue. The Fire Bureau driver slowed to approximately 20 MPH, and then entered the intersection and collided with Nordella, who had the right of way. Oregon law allows an emergency vehicle to enter an intersection against a light, but only after bringing the vehicle to a complete stop to ensure the path is clear. The Fire Bureau driver reported that he did not stop first, and did not see the Honda Civic until he was in the center of the intersection. The Honda Civic had extensive front end damage, and was towed from the scene. Risk Management hired an independent auto appraiser to evaluate the damage to Mr. Vasby's vehicle, and the body shop has agreed to cap the repair costs at \$5,994.49. Risk Management has already issued a partial payment of \$5,000, the limit of our authority, to Mr. Vasby as a down payment for the repairs. The body shop has agreed to release the vehicle to Mr. Vasby when repairs are complete, with the City's promise to pay the remaining \$994.49 directly to the shop once City Council approval is obtained.

8. FINANCIAL IMPACT

Approval of the settlement would result in a payment of \$5,994.49 from the liability fund.

9. RECOMMENDATION/ACTION REQUESTED

Submit the attached Ordinance for approval by City Council as an emergency ordinance.

Please notify the City of Portland no less than five (5) business days prior to events for ADA accommodation at 503-823-5101, TTY at 503-823-6868, or by the Oregon Relay Service at 1-800-735-2900.