

3861

**ORDINANCE No. 184202**

\*Pay claim of Jesse Porter. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Jesse Porter, a former BTS employee, has filed an employment discrimination lawsuit against the City.
2. The claim has 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 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 \$32,000.00, subject to the claimant providing the City with a release in a form to be approved by the City Attorney and signed by Mayor Sam Adams.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver one check in the amount of \$5,000.00 less the usual payroll withholding and deductions made payable to Jesse E. Porter Sr. and one check in the amount of \$27,000.00 made payable to Jesse E. Porter Sr. and Elizabeth Oberlin, attorney.
- b. Risk Management Services will execute payment authorizations in the amounts 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, NOV 03 2010

Mayor Sam Adams  
Prepared by Becky Chiao  
Date prepared: October 13, 2009

**LaVONNE GRIFFIN-VALDE**

Auditor of the City of Portland

By



Deputy

Agenda No. **184202**  
**ORDINANCE NO.**  
 Title

\* Pay claim of Jesse Porter (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>OCT 29 2010</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration—Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u></u> Deputy
<b>BUREAU APPROVAL</b> Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director BIBS Kate Wood, Risk Mgr	<b>ACTION TAKEN:</b>
Prepared by: Becky Chiao Date Prepared: October 13, 2010	
Financial Impact Statement <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Council Meeting Date November 3, 2010	
<b>City Attorney Approval</b>	

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

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	✓	