

ORDINANCE No. **186491**

*Pay claim of Aaron Elliott in the sum of \$25,000 involving the Bureau of Transportation.
(Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Aaron Elliott has filed a bodily injury claim against the City for damages suffered in a automobile collision involving the Bureau of Transportation on April 13, 2012.
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 claim at this time.
3. Risk Management Services recommends the claim be compromised for the total sum of \$25,000, 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 the Auditor are hereby authorized to draw and deliver a check in the amount of \$25,000 made payable to Aaron Elliott and his attorney Wiener & Lambka, P.S.
- 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 claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **MAR 19 2014**

Mayor Charlie Hales
Prepared by John Buehler
Date prepared: February 20, 2014

LaVONNE GRIFFIN-VALDE
Auditor of the City of Portland
By


Deputy

255 ==

✓ 148

Agenda No. **186491**
ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>MAR 14 2014</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales <i>WA</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: <u><i>[Signature]</i></u> Deputy
BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services Interim OMF CAO: Fred Miller <i>FM</i> Bureau Head: Bryant M. Enge <i>BE</i> Risk Manager: Kate Wood <i>KW</i> Prepared by: John Buehler Date Prepared: February 20, 2014 Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> City Auditor Office Approval: required for Code Ordinances City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter Council Meeting Date March 19, 2014	ACTION TAKEN:

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: Total amount of time needed: (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: (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. Novick	4. Novick	✓	
Hales	Hales	✓	