

ORDINANCE No. 18 6721

*Pay claim of David McAllister in the sum of \$37,500 involving the Parks Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. David McAllister has filed a lawsuit against the City related to his prior employment with Portland Parks and Recreation.
2. The claim has been investigated by Risk Management Services and the City Attorney's office. 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 \$37,500.00, 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 \$37,500.00 made payable to David McAllister and Kevin Keaney LLP.
- 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.

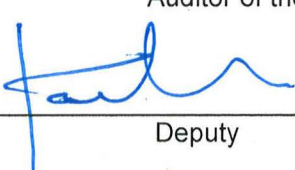
Passed by the Council, **JUL 23 2014**

Mayor Charlie Hales
Prepared by Becky Chiao
Date prepared: June 26, 2014

LaVONNE GRIFFIN-VALDE
Auditor of the City of Portland

By *Gayla Jennings*
Deputy

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<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>JUL 17 2014</u></p>
<p>COMMISSIONER APPROVAL</p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p style="text-align: center;">By:  Deputy</p> <p>ACTION TAKEN:</p>
<p>Mayor—Finance and Administration - Hales</p>	
<p>Position 1/Utilities - Fritz</p>	
<p>Position 2/Works - Fish</p>	
<p>Position 3/Affairs - Saltzman</p>	
<p>Position 4/Safety - Novick</p>	
<p>BUREAU APPROVAL</p>	
<p>Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller Bureau Head: Bryant M. Engle Risk Manager: Kate Wood</p>	
<p>Prepared by: Becky Chiao Date Prepared: June 27, 2014</p>	
<p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></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>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p>	
<p>Council Meeting Date <u>July 23, 2014</u></p>	

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