

ORDINANCE No. 186944

*Pay claims of Luis Rico and Daniel Rico in the sum of \$24,493 involving the Bureau of Parks and Recreation. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Bodily Injury claims have been made against the City, involving the Bureau of Parks and Recreation, for damages suffered in an auto accident on February 15, 2013. The claimants and settlement amounts are:

Luis Rico
Settlement Amount: \$11,954.34

Daniel Rico
Settlement Amount: \$12,539.36
2. The claims have 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 claims at this time.
3. Risk Management Services recommends the claim be compromised for the total sum of \$24,493.70, subject to the claimants providing the City with signed releases 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 \$7,500 made payable to Zbinden & Curtis Trust Account. A second check in the amount of \$7,500 will be made payable to the Estate of Daniel Rico and Zbinden & Curtis.
- b. A third check will be made to Progressive Insurance Company in the amount of \$9,493.70.
- c. Risk Management Services will execute payment authorizations in the amounts set forth in sub-paragraph (a) above.

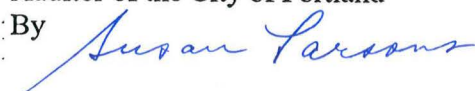
Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **JAN 07 2015**

Mayor Charlie Hales
Prepared by Mark Stairiker
Date prepared: December 2, 2014

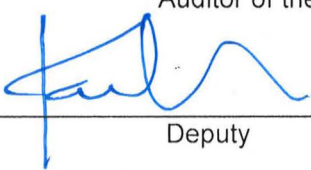



Mary Hull Caballero
Auditor of the City of Portland

By



Deputy

*Pay claims of Luis Rico and Daniel Rico in the sum of \$24,493 involving the Bureau of Parks and Recreation.

<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>JAN 02 2015</u></p>
<p>COMMISSIONER APPROVAL</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>Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: OMF Bureau of Internal Business Services</p> <p>OMF CAO: Fred Miller </p> <p>Bureau Head: Bryant M. Engle </p> <p>Risk Manager: Kate Wood </p> <p>Prepared by: Mark Stairiker Date Prepared: December 1, 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 January 7, 2015</p>	<p>ACTION TAKEN:</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	✓	