

ORDINANCE No. 187233

*Pay claim of Diem Chi Huynh in the sum of \$6,441 involving Bureau of Human Resources.
(Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Liberty Mutual Insurance, as subrogee of Diem Chi Huynh, has filed a claim against the City for reimbursement of medical payments it made for the benefit of Diem Chi Huynh resulting from injury incurred in an automobile collision on September 19, 2014, involving the Bureau of Human Resources.
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 claims of Diem Chi Huynh and her insurer, Liberty Mutual Insurance, be compromised for the total sum of \$6,440.99, subject to the claimants providing the City with a release in a form to be approved by the City Attorney. Risk Management has previously paid \$3,500.00 to Diem Chi Huynh for noneconomic damages. The total additional sum to be paid pursuant to this Ordinance is therefore \$2,940.99, payable to Liberty Mutual Insurance.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$2,940.99 made payable to Liberty Mutual Insurance. (Total claim settlement is \$6,440.99.)
- 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, JUL 01 2015

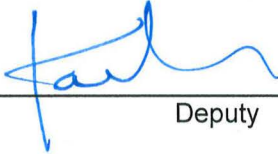
Mayor Charlie Hales
Prepared by John Buehler
Date prepared: May 19, 2015

MARY HULL CABALLERO
Auditor of the City of Portland

By *Gayla Jennings*
Deputy

Agenda No. **187233**
ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>JUN 26 2015</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland By:  Deputy
BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services OMF CAO: Jack D. Graham Bureau Head: Bryant M. Enge Risk Manager: Kate Wood	ACTION TAKEN:
Prepared by: John Buehler Date Prepared: May 20, 2015	
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 July 1, 2015	

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	✓	