

ORDINANCE No. 187 484

*Pay claim of Joyce Nidal Andrews in the sum of \$39,689 involving Police Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Joyce Nidal Andrews, through her attorney, Kafoury & McDougal, has filed a bodily injury claim against the City for damages suffered in a motor vehicle accident with a Portland Police officer on October 22, 2013 at 10225 E. Burnside.
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 \$39,689.74, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. This amount represents \$35,000 to be paid to Joyce Nidal Andrews and her attorney, along with the previous payment of \$4,689.74 made to State Farm 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 \$35,000.00 made payable to Kafoury & McDougal Client Trust Account. Total value of the claim settlement is \$39,689.74.
- 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.

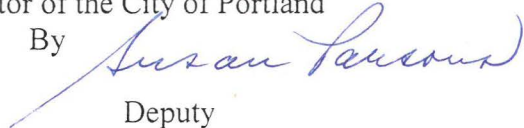
Passed by the Council, DEC 09 2015

Mayor Charlie Hales
Prepared by Randy Stenquist
Date prepared:

MARY HULL CABALLERO

Auditor of the City of Portland

By


Deputy

1271 -

Agenda No.
ORDINANCE NO.
 Title

187 484

2/4

*Pay claim of Joyce Nidal Andrews in the sum of \$39,689 involving Police Bureau. (Ordinance)

INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>DEC 01 2015</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales <i>[Signature]</i>	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy ACTION TAKEN:
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
BUREAU APPROVAL Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller <i>[Signature]</i> Bureau Head: Bryant M. Engle <i>[Signature]</i> Risk Manager: Kate Wood <i>[Signature]</i>	
Prepared by: Randy Stenquist Date Prepared: November 18, 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: December 9, 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: 15 minutes (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
		YEAS NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>
2. Fish	2. Fish	<input type="checkbox"/>
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>
4. Novick	4. Novick	<input checked="" type="checkbox"/>
Hales	Hales	<input checked="" type="checkbox"/>