



CITY OF  
**PORTLAND, OREGON**  
OFFICE OF THE CITY ATTORNEY

**Tracy Reeve, City Attorney**  
1221 S.W. 4<sup>th</sup> Avenue, Suite 430  
Portland, Oregon 97204  
Telephone: (503) 823-4047  
Fax: (503) 823-3089

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March 7, 2016

MEMORANDUM

**AMENDMENT**  
**Item 228**

To: Mayor Charlie Hales  
Commissioner Amanda Fritz  
Commissioner Nick Fish  
Commissioner Steve Novick  
Commissioner Dan Saltzman

From: David Landrum, Senior Deputy City Attorney

Subject: **Amend Item 228 to correct ordinance amount**  
Council Agenda March 9, 2016

This memorandum is a request to amend the ordinance in item 228 due to further negotiation with plaintiff's attorney concerning payment of the medical lien associated with this case. The City will now pay the medical lien directly rather than through the plaintiff and his attorney. This means that the ordinance should authorize issuance of two checks rather than one (in the same aggregate amount as before), with the following revised language for paragraph "a" of the Ordinance:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$4,011.98 payable to Subrogation Services, Inc.; and a check in the amount of \$22,503.71 made payable to Jason Skelton, P.C., and Trelane Hunter.

The remainder of the ordinance language is correct, and should remain the same.

**IMPACT STATEMENT**

**Legislation title:** \*Pay settlement of lawsuit by Trelane Hunter in the sum of \$26,515.69, involving the Portland Police Bureau. (Ordinance)

**Contact name:** David Landrum

**Contact phone:** 503-823-4047

**Presenter name:** David Landrum

- **Purpose of proposed legislation and background information:**  
This Ordinance settles a bodily injury lawsuit brought by Trelane Hunter.
  
- **Financial and budgetary impacts:**  
This legislation will have no impact on City revenue.  
Total cost to the City to settle the claim is \$26,515.69. The source of funding is the City’s Insurance and Claims Fund. All cost of the settlement is in the current fiscal year. This Ordinance does not amend the budget.
  
- **Community impacts and community involvement:**  
This Ordinance settles a lawsuit against the City brought under the Oregon Tort Claims Act. No public involvement or input was sought regarding this Ordinance. The City Attorney’s Office and Risk Management have concluded that it is not appropriate to have public involvement in settlement negotiations regarding tort claims or lawsuits against the City. No future public involvement is anticipated or necessary. Approval by City Council of this Ordinance will fully settle a tort lawsuit against the City of Portland.

**Budgetary Impact Worksheet**

**Does this action change appropriations?**

- YES:** Please complete the information below.  
 **NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount