

**IMPACT STATEMENT**

**Legislation title:** \*Pay claim of Janos Bodnar in the sum of \$40,000 involving the Bureau of Transportation. (Ordinance)

**Contact name:** John W. Buehler

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**Presenter name:** John W. Buehler, Sr. Claims Analyst (as needed)

**Purpose of proposed legislation and background information:**

This Ordinance settles a bodily injury lawsuit brought by Janos Bodnar through his attorney, J. Clay McCaslin, for an injury suffered in a fall at a sidewalk corner. The sidewalk corner is an area of City maintenance responsibility, and was raised approximately 2" above the adjoining sidewalk. The settlement calls for the City to pay \$40,000, and the insurer for the adjoining property owner to pay \$20,000, for a \$60,000 total settlement.

**Financial and budgetary impacts:**

This legislation will have no impact on City revenue.

Total cost to the City to settle the claim is \$40,000. 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 tort claim resulting from an injury to a pedestrian. 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 claim 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