

**ORDINANCE No. 187896**

\* Pay claims of Kyle Aukland and Meghan Graham for the total sum of \$43,227 involving the Police Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Kyle Aukland and Meghan Graham have filed bodily injury claims against the City for damages suffered in a motor vehicle accident with the Portland Police Bureau on September 7, 2014.
2. The claims has been investigated by Risk Management Services and the City Attorney's Office. 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 and the City Attorney's Office recommend the claims be compromised for the total sum of \$43,226.71, subject to the claimants providing the City with a release in a form to be approved by the City Attorney. Risk Management has already paid \$3,000 of this total to Mr. Aukland, and \$3,149.25 of this total to a medical provider for Ms. Graham.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver two checks: the first, in the amount of \$17,077.46 made payable to Geico Indemnity Insurance (for medical expenses of Kyle Aukland); and a second check in the amount of \$20,000 made payable to Hillsboro Law Group (for Meghan Graham's damages). Combined with amounts already paid on these two claims (see above), the total value of these two injury claim settlements is \$43,226.71.
- b. Risk Management Services will execute payment authorizations in the amounts set forth in sub-paragraph (a) above.

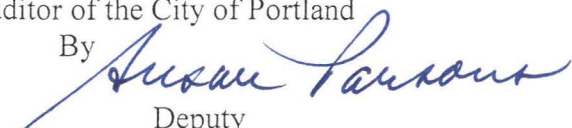
Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **JUL 20 2016**

Mayor Charlie Hales  
Prepared by Randy Stenquist  
Date prepared:

**MARY HULL CABALLERO**  
Auditor of the City of Portland

By

  
Deputy

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<p style="text-align: center;"><b>INTRODUCED BY</b> Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>JUL 12 2016</u></p>
<p style="text-align: center;"><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Hales <i>[Signature]</i></p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p>
<p>Position 1/Utilities - Fritz</p>	<p>By: <u><i>[Signature]</i></u> Deputy</p>
<p>Position 2/Works - Fish</p>	
<p>Position 3/Affairs - Saltzman</p>	
<p>Position 4/Safety - Novick</p>	
<p style="text-align: center;"><b>BUREAU APPROVAL</b></p> <p>Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller <i>[Signature]</i> Bureau Head: Bryant M. Enge <i>[Signature]</i> Risk Manager: Kate Wood <i>[Signature]</i></p>	<p><b>ACTION TAKEN:</b></p>
<p>Prepared by: Randy Stenquist Date Prepared: June 24, 2016</p>	
<p>Financial Impact &amp; 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><b>City Auditor Office Approval:</b> required for Code Ordinances</p>	
<p><b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter</p>	
<p>Council Meeting Date <b>July 20, 2016</b></p>	

<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time:</p> <p><b>Total amount of time needed:</b> (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input checked="" type="checkbox"/></p>
<p><b>REGULAR</b> <input type="checkbox"/></p> <p><b>Total amount of time needed: 15 minutes</b> (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<u>                    </u>	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	