

ORDINANCE NO. 157972

An Ordinance authorizing a compromise structured settlement to be paid to Susanna Stevenson, personal representative of the estate of Lloyd D. Stevenson and Guardian ad litem for Maurice Stevenson, Sarah Stevenson, Mary Stevenson, Lloyd Stevenson, Jr. and her daughter, Denise Stevenson, minor children, and also authorizing a compromise settlement to Mary Harvey, Mother of Lloyd Stevenson, for the incident occurring April 20, 1985 at 310 N. E. Weidler, Portland, Oregon resulting in the death of Lloyd Stevenson, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Susanna Stevenson through her attorney, Tom Steenson, has made a claim in excess of 15 Million Dollars for wrongful death and violation of civil rights of her husband, Lloyd D. Stevenson, in the incident that occurred on April 20, 1985 at 310 N. E. Weidler, Portland, Oregon.
2. The claim has been investigated by the Bureau of Risk Management, the City Attorney's Office, and the attorneys for the named defendant police officers. It appears that there is a risk that the City and certain of its employees might be found liable. It is prudent to settle the claim.
3. The Bureau of Risk Management recommends that the claim be settled as follows:
 - a) A warrant payable to Susanna Stevenson and her Attorney, Tom Steenson, in the amount of \$248,463.
 - b) A warrant payable to Mary Harvey and her Attorney, Tom Steenson in the amount of \$50,000.
 - c) A warrant payable to Trans America Annuity Service Corporation in the amount of \$326,824 to purchase an annuity to provide future benefits to Susanna Stevenson and her five minor children, subject to the claimants providing the City with a release in a form to be approved by the City Attorney.

ORDINANCE No.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are authorized to deliver three warrants totalling \$625,287 chargeable to the Insurance and Claims Fund, BUC# 57500855, Line Item 271 and made payable as indicated in Section 1, Item 3(a),(b) and (c) above, as settlement in full of all claims for damages upon receipt of a release approved by the City Attorney.
- b. The Bureau of Risk Management will execute the payment authorizations in the amounts set forth in Section 1, paragraph 3, subparagraphs (a), (b) and (c) above.

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

Passed by the Council, **NOV 13 1985**

Commissioner Mike Lindberg
November 4, 1985
BUC # 57200855
Kenneth D. Ross

Jewel Lansing
Auditor of the City of Portland
By

Edna Cervera Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
BOGLE	✓	
LINDBERG	✓	
SCHWAB	✓	
STRACHAN	✓	
CLARK		✓

FOUR-FIFTHS CALENDAR	
BOGLE	
LINDBERG	
SCHWAB	
STRACHAN	
CLARK	

Calendar No. 2278

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Title

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Filed NOV 07 1985

JEWEL LANSING
Auditor of the CITY OF PORTLAND

By Dennis Nels
Deputy

INTRODUCED BY
Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER
Affairs <u>MDL</u> <u>ESP</u>
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL
Bureau: Risk Management
Prepared By: <u>Th</u> Date: <u>11/4/85</u>
Kenneth D. Ross
Budget Impact Review:
<input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head:
David C. Fleming <u>DFleming</u>

CALENDAR
Consent Regular

NOTED BY
City Attorney
City Auditor
City Engineer