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191699

Emergency Ordinance

***Pay workers compensation claim of Ruth Makinster for \$10,000 involving Portland Parks and Recreation**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. Ruth Makinster, through her attorneys, Ransom Gilbertson Martin & Ratliff, LLP, has filed a workers' compensation claim against the City for damages suffered on September 16, 2021.
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 decision, 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 \$10,000, subject to the claimant providing the city with a release in a form to be approved by the City Attorney.

NOW, THEREFORE, the Council directs:

- A. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$2,500.00 made payable to Makinster's attorneys: Ransom Gilbertson Martin & Ratliff, LLP.
- B. They Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$7,500.00 made payable to Ruth Makinster.
- C. Risk Management Services will execute payment authorizations in the amounts set forth in sub-paragraphs (A) and (B) above.

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

Introduced by

[Mayor Ted Wheeler](#)

Bureau

[Risk Management](#)

Contact

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Senior Workers Compensation Analyst

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Requested Agenda Type

Consent

Date and Time Information

Requested Council Date

May 8, 2024

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
May 8, 2024

Auditor of the City of Portland
Simone Rede

Impact Statement

Purpose of Proposed Legislation and Background Information

This Ordinance settles the Workers' Compensation claim brought by Ruth Makinster for injuries on September 16, 2021.

Financial and Budgetary Impacts

This legislation will have no impact on City revenue.

Total cost to the City to settle the claim is \$10,000. The source of funding is the City's Workers' Compensation 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 workers' compensation claim resulting from a claim filed by Ruth Makinster. No public involvement or input was sought regarding this Ordinance.

No future public involvement is anticipated or necessary. Approval by City Council of this Ordinance will fully settle a workers' compensation claim against the City of Portland.

100% Renewable Goal

This legislation will have no impact on City energy use.

Budget Office Financial Impact Analysis

Total cost to the City to settle the claim is \$10,000. The source of funding is the City's Workers' Compensation Claims Fund. All costs of the settlement are in the current fiscal year.

Agenda Items

354 Consent Agenda in [May 8, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/5/8)
(<https://www.portland.gov/council/agenda/2024/5/8>)

Passed

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea