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## 191970

Emergency Ordinance

### **\*Pay uninsured/underinsured motorist lawsuit of Fred Wiechmann for \$25,000 involving the Portland Police Bureau**

Passed

The City of Portland ordains.

Section 1.The Council finds:

1. Fred Wiechmann, through attorney Nicholas A. Thede, has filed an uninsured/underinsured motorist state lawsuit against the City for injuries resulting from being runover by an uninsured motor vehicle while working for the Portland Police Bureau on July 24, 2022.
2. The state lawsuit has been investigated by Risk Management Services. The investigation indicates uninsured motorist benefits apply. Therefore, in order to avoid the expense of litigation, it is prudent to settle the state lawsuit at this time.
3. City Attorney, Risk Management Services and the Portland Police Bureau recommend the state lawsuit be settled for the total sum of \$25,000, 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 \$25,000 made payable to Foreman Sturm & Thede LLP Trust Account FBO Fred Wiechmann.
- B. Risk Management Services will execute a payment authorization in the amount 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 uninsured/underinsured motorist state lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Introduced by

[Mayor Ted Wheeler](#)

City department

[Risk Management](#)

Contact

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Requested Agenda Type

Consent

Date and Time Information

Requested Council Date

November 20, 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  
November 20, 2024

Auditor of the City of Portland  
Simone Rede

## **Impact Statement**

### **Purpose of Proposed Legislation and Background Information**

This Ordinance settles an uninsured/underinsured motorist state lawsuit brought by Fred Wiechmann, resulting from being run over by an uninsured motorist in southeast Portland.

### **Financial and Budgetary Impacts**

This legislation will have no impact on City revenue.

Total cost to the City to settle the claim is \$25,000. 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

### **Economic and Real Estate Development Impacts**

Not applicable

### **Community Impacts and Community Involvement**

This Ordinance settles an uninsured/underinsured motorist state lawsuit resulting from a stolen motor vehicle driving over a Portland Police Bureau officer. 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.

### **100% Renewable Goal**

This legislation will have no impact on City energy use.

Financial and Budget Analysis

Claim regarding injuries resulting from being run over by an uninsured motor vehicle while working for the Portland Police Bureau on July 24, 2022. Total cost to the City to settle the claim is \$25,000.00. The source of funding is the City's Insurance and Claims Fund. All costs of the settlement are in the current fiscal year.

Document History

Agenda	Council action
<a href="#">November 20, 2024</a> Consent Agenda <div>City Council</div>	Passed  <b>Aye (5):</b> Mingus Mapps, Carmen Rubio, Dan Ryan, Rene Gonzalez, Ted Wheeler