

**ORDINANCE No. 185646**

\* Pay claim of Myna Somers involving the Portland Fire Bureau (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Myna Somers, through her attorney Eric McCormick, has filed a bodily injury claim against the City for damages suffered in a automobile collision involving the Portland Fire Bureau on May 5, 2011.
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 jury award, 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 \$85,588.87, 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 \$85,588.87 made payable to Eric McCormick Attorney Trust Account.
- 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 claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

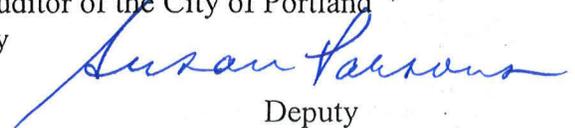
Passed by the Council,

SEP 26 2012

Mayor Sam Adams  
Prepared by John Buehler  
Date prepared: August 30, 2012

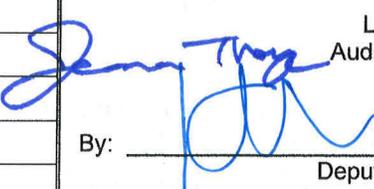
**LaVONNE GRIFFIN-VALDE**  
Auditor of the City of Portland

By

  
Deputy

Agenda No. **185646**  
**ORDINANCE NO.**  
 Title

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<p><b>INTRODUCED BY</b>                  Commissioner/Auditor:  <b>Mayor Sam Adams</b></p>	<p>CLERK USE: DATE FILED <u>SEP 21 2012</u></p>
<p><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration- Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p>	<p style="text-align: right;">LaVonne Griffin-Valade                  Auditor of the City of Portland</p> <p>By:  _____                  Deputy</p>
<p><b>BUREAU APPROVAL</b></p> <p>Bureau: OMF/Bureau of Internal Business Services</p> <p>OMF CAO: Jack D. Graham </p> <p>Bureau Head: Bryant M. Engle </p> <p>Risk Manager: Kate Wood </p>	<p><b>ACTION TAKEN:</b></p>
<p>Prepared by: John Buehler                  Date Prepared: September 12, 2012</p>	
<p>Financial Impact &amp; Public Involvement Statement</p> <p>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>Council Meeting Date                  September 26, 2012</p>	
<p><b>City Attorney Approval:</b>                  required for contract, code, easement, franchise, comp plan, charter</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:</b> _____                  (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	_____	_____
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	