

ORDINANCE No. 185687

*Pay claim of Scott Sirginson involving Portland Bureau of Transportation, Bureau of Environmental Services, and Parks Bureau. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Scott Sirginson has filed a bodily injury lawsuit against the City for damages suffered in a bicycle accident involving the Portland Bureau of Transportation, Bureau of Environmental Services, Parks Bureau on October 23, 2009.
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 Lawsuit at this time.
3. Risk Management Services recommends the Lawsuit be compromised for the total sum of \$32,500, 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 \$32,500 made payable to Swanson, Lathen, Alexander, McCann & Prestwich, P.C in trust for Scott Sirginson.
- 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 Lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, OCT 24 2012

Mayor Sam Adams
Prepared by Becky Chiao
Date prepared: 9/26/2012

LaVONNE GRIFFIN-VALDE
Auditor of the City of Portland

By


Deputy

Agenda No.
ORDINANCE NO. 185687
 Title

* Pay claim of Scott Sirginson involving Portland Bureau of Transportation, Bureau of Environmental Services and Parks Bureau (Ordinance)

<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams</p>	<p>CLERK USE: DATE FILED <u>OCT 19 2012</u></p>
<p style="text-align: center;">COMMISSIONER APPROVAL</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 style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: OMF/Bureau of Internal Business Services/Risk Management OMF CAO: Jack D. Graham Bureau Head: Bryant M. Engle Risk Manager: Kate Wood </p> <p>Prepared by: Becky Chiao Date Prepared: 9/26/2012</p> <p>Financial Impact & 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 10/24/2012</p> <p>City Attorney Approval Required for contract, code, easement, franchise, comp plan, charter</p>	<p>ACTION TAKEN:</p>

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

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