

ORDINANCE No. 187668

*Pay claims of Phaedra Dibala and Rebecca Dibala in the sum of \$32,669 involving the Bureau of Human Resources (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Phaedra Dibala and Rebecca Dibala have filed bodily injury claims against the City for injuries in an automobile collision on September 19, 2014 involving the Bureau of Human Resources.
2. The claims have 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 claims at this time.
3. Risk Management Services recommends the claims be compromised for the total sum of \$32,668.82, subject to the claimants providing the City with a release in a form to be approved by the City Attorney. (Risk Management has previously advanced \$5,000 of this amount to Phaedra Dibala.)

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver checks as follows:
 - (i) In the amount of \$5,000.00, made payable to Phaedra Dibala;
 - (ii) In the amount of \$10,000.00, made payable to "Rebecca Dibala under the Uniform Transfer to Minors Act";
 - (iii) In the amount of \$12,668.82, made payable Esurance Insurance.
- b. Risk Management Services will execute payment authorizations in the amounts set forth in sub-paragraph (a) above.

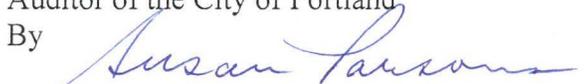
Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this claim; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

APR 13 2016

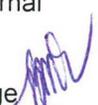
Mayor Charlie Hales
Prepared by John W. Buehler
Date prepared: March 21, 2016

MARY HULL CABALLERO
Auditor of the City of Portland
By


Deputy

Agenda No.
ORDINANCE NO. 187668
 Title

*Pay claims of Phaedra Dibala and Rebecca Dibala in the sum of \$32,669 involving Bureau of Human Resources (Ordinance)

<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>APR 05 2016</u></p>
<p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u></u> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: OMF Bureau of Internal Business Services CAO: Fred Miller Bureau Head: Bryant M. Enge <u></u> Risk Manager: Kate Wood <u>BY </u></p> <p>Prepared by: John W. Buehler Date Prepared: March 21, 2016</p> <p>Financial Impact & Public Involvement Statement 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>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date April 13, 2016</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	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	