

ORDINANCE No.

* Pay bodily injury lawsuit of Diana Chappell in the sum of \$50,000 involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

- 1. Diana Chappell, through attorney George Curtis, has filed a lawsuit against the City for bodily injury involving the Portland Bureau of Transportation on February 11, 2016.
- 2. The lawsuit has been investigated by Risk Management Services and the City Attorney’s Office. 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 \$50,000, 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 \$50,000 made payable to Zbinden & Curtis 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 bodily injury lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,
 Mayor Ted Wheeler
 Prepared by Karren Bond
 Date prepared: November 20, 2018

MARY HULL CABALLERO
 Auditor of the City of Portland
 By
 Deputy

