

## ORDINANCE No.

\* Pay settlement of personal injury lawsuit of Randi Jones as guardian ad litem for Brandy Tuchscherer in the sum of \$40,000 involving Portland Fire & Rescue (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Randi Jones, guardian ad litem for Brandy Tuchscherer, through attorney Daniel Snyder, has filed a personal injury lawsuit against the City for damages related to interactions with Portland Fire & Rescue.
2. The lawsuit claims have been investigated by Risk Management. 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 and the City Attorney's Office recommend the lawsuit be compromised for the total sum of \$40,000, 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 \$40,000 made payable to the Law Offices of Daniel Snyder.
- 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 personal 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 Becky Chiao  
Date prepared: May 13, 2019

**MARY HULL CABALLERO**  
Auditor of the City of Portland  
By

Deputy

