

ORDINANCE No.

* Pay settlement of Ethiopia Amdino bodily injury claim for the sum of \$125,000 involving the Portland Police Bureau (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Ethiopia Amdino, through attorney Phillip C. Gilbert, has filed a claim against the City for injuries sustained in a motor vehicle collision involving the Portland Police Bureau on April 19, 2018.
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 \$125,000, 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 \$125,0000 made payable to Phillip C. Gilbert & Associates P.C. in trust for Ethiopia Amdino
- 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 claim; 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 Jessica Bird
Date prepared: May 4, 2020

MARY HULL CABALLERO
Auditor of the City of Portland
By

Deputy

Agenda No. 398
Item Type: Ordinance No.
Council Meeting Date: May 27, 2020

Title: * Pay settlement of Ethiopia Amdino bodily injury claim for the sum of \$125,000 involving the Portland Police Bureau (Ordinance)

AGENDA TYPE

Consent

Regular

Time Certain Start Time

Item 1 of 1

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): N/A (Consent)

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Admin. - Wheeler Digitally signed by Mustafa Washington
Date: 2020.05.15 12:43:17 -0700'
 Position 1/ Utilities - Fritz
 Position 2/ Works - Vacant
 Position 3/ Affairs - Hardesty
 Position 4/ Safety - Eudaly
 City Auditor - Hull Caballero

BUREAU APPROVALS

Bureau: OMF/CAO
 OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
Date: 2020.05.07 15:57:55 -0700'
 Bureau Approval: Michelle Kirby Digitally signed by Michelle Kirby
Date: 2020.05.06 13:46:18 -0700'

Prepared By: Jessica Bird
 Date Prepared: May 4, 2020

1) Is a completed Impact Statement attached? Yes

2) Does the item amend the budget? Yes No
 If yes, **Budget Office** Approval

3) Is the item a Code ordinance? Yes No
 If yes, **Auditor Office** Approval

4) Is this item a contract (current or future), code, easement, franchise, comp plan or Charter? Yes No
 If yes, **Attorney Office** Approval

5a) Is item a Portland Policy Document or Administrative Rule? Yes No

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? Yes No

ACTION TAKEN:

CLERK USE: DATE FILED 5/19/20

Mary Hull Caballero
Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont
Date: 2020.05.19 12:24:59 -0700'
Deputy

FOUR-FIFTHS AGENDA

| |
|-------------|
| 1. Fritz |
| 2. Vacant |
| 3. Hardesty |
| 4. Eudaly |
| Wheeler |

COMMISSIONERS VOTED AS FOLLOWS:

| | YEAS | NAYS |
|-------------|------|------|
| 1. Fritz | | |
| 2. Vacant | | |
| 3. Hardesty | | |
| 4. Eudaly | | |
| Wheeler | | |

IMPACT STATEMENT

Legislation title: * Pay settlement of Ethiopia Amdino bodily injury claim for the sum of \$125,000 involving the Portland Police Bureau (Ordinance)

Contact name: Jessica Bird
Contact phone: 503-823-5256
Presenter name: Jessica Bird

Purpose of proposed legislation and background information:

This Ordinance settles a bodily injury claim brought by Ethiopia Amdino, resulting from a motor vehicle collision in northeast Portland.

Financial and budgetary impacts:

This legislation will have no impact on City revenue.

Total cost to the City to settle the claim is \$125,000. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement is in the current fiscal year. This Ordinance does not amend the budget.

Community impacts and community involvement:

This Ordinance settles a tort claim resulting from a motor vehicle collision involving the Portland Police Bureau. No public involvement or input was sought regarding this Ordinance. The City Attorney's Office and Risk Management have concluded that it is not appropriate to have public involvement in settlement negotiations regarding tort claims or lawsuits against the City.

No future public involvement is anticipated or necessary. Approval by City Council of this Ordinance will fully settle a tort claim against the City of Portland.

100% Renewable Goal:

This legislation will have no impact on City energy use.

Budgetary Impact Worksheet

Does this action change appropriations?

- YES:** Please complete the information below.
- NO:** Skip this section

| Fund | Fund Center | Commitment Item | Functional Area | Funded Program | Grant | Sponsored Program | Amount |
|------|-------------|-----------------|-----------------|----------------|-------|-------------------|--------|
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