RESOLUTION NO. 6748

AUTHORIZING SETTLEMENT OF LITIGATION BETWEEN THE PORTLAND DEVELOPMENT COMMISSION AND A FORMER EMPLOYEE

WHEREAS, Chelsea Tillis (“Tillis”), a former employee, has made certain claims against the Portland Development Commission (“PDC”) arising from her employment, which PDC disputes (the “Dispute”);

WHEREAS, PDC’s insurance carrier, Zurich American Insurance Company (the “Insurance Company”), is aware of the Dispute;

WHEREAS, on October 8, 2009, PDC, the Insurance Company, and Tillis entered mediation in an attempt to settle the Dispute (the “Mediation”);

WHEREAS, as a result of the Mediation, PDC, the Insurance Company and Tillis arrived at a proposed settlement; and

WHEREAS, PDC desires to settle the Dispute in a manner consistent with the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED that the Executive Director is hereby authorized to enter into a settlement agreement with Tillis to settle the Dispute (the “Settlement Agreement”);

BE IT FURTHER RESOLVED that the Settlement Agreement may provide for monetary payment from PDC or the Insurance Company in an aggregate amount consistent with the proposed settlement reached in the Mediation, which shall not exceed the Oregon Tort Claims Act limits;

BE IT FURTHER RESOLVED that the Settlement Agreement may contain such other terms and conditions as the Executive Director considers necessary or desirable to implement the terms of the proposed settlement;

BE IT FURTHER RESOLVED that the Executive Director may execute and deliver such additional agreements, instruments or documents as he considers necessary or desirable to implement the terms of the proposed settlement; and

BE IT FURTHER RESOLVED that this resolution shall become effective immediately upon its adoption.

Adopted by the Portland Development Commission on October 14, 2009.

[Signature]
Resolution Number 6748

Title:

AUTHORIZING SETTLEMENT OF LITIGATION BETWEEN THE PORTLAND DEVELOPMENT COMMISSION AND A FORMER EMPLOYEE

Adopted by the Portland Development Commission on October 14, 2009.

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<td>✗</td>
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☐ Consent Agenda ☒ Regular Agenda

Certification

The undersigned hereby certifies that:

The attached resolution is a true and correct copy of the resolution as finally adopted at a Board Meeting of the Portland Development Commission and duly recorded in the official minutes of the meeting.

Date: October 16, 2009