

## ORDINANCE No. 185173

\* Authorize an Agreement and Memorandum of Understanding with the Department of the Treasury, Internal Revenue Service, Criminal Investigation to allow for reimbursement of City expenses (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Police Bureau has for the last several years been an active member of the Oregon and Southwest Washington Financial Crimes Task Force, which is managed by the Internal Revenue Service (IRS).
2. The mission of the task force is to develop criminal investigations and forfeit assets with ties to illegal activities in Oregon and Southwest Washington.
3. The task force has been successful in pursuing cases through the federal system by working closely with local agencies, the IRS and the U S Attorney's Office.
4. These cases, which directly impact members of the community, would not have been investigated had Portland Police not been an active member of the task force due to the limited resources available to the IRS.
5. Council passed Ordinance No. 184837 on August 24, 2011 which authorized the task force memorandum of understanding to allow Portland Police Bureau to participate in the taskforce.
6. This agreement will authorize a new task force memorandum of understanding which will supersede that authorized by Ordinance 184837 and shall be valid for a period of one year from the date signed.
7. Ordinance No. 184837 also authorized an agreement allowing the IRS to reimburse the City for Police Bureau overtime, equipment and training expenses committed towards the task force for federal fiscal year 2011.
8. The new agreement for reimbursement of expenses will be effective from October 1, 2011 through September 30, 2012 and must be renewed each following federal fiscal year.
9. Equitable sharing with participating agencies of assets seized and forfeited during the course of task force investigations is within the discretionary authority of the Department of the Treasury, as provided by 18 U.S.C. 981 (e)(2), and the Secretary of the Treasury's Guidelines on Seized and Forfeited Property.

NOW, THEREFORE, the Council directs:

- a. The Mayor and Auditor are hereby authorized to enter into an agreement substantially in accordance with the attached Exhibit A.

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Section 2. The Council declares that an emergency exists because a delay would deprive the City and the Internal Revenue Service, Criminal Investigation of the benefits of the agreement. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council:

**FEB 29 2012**

Mayor Sam Adams

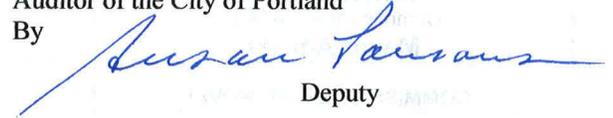
Prepared by: Elizabeth Gardiner

Date Prepared: December 16, 2011

**LaVonne Griffin-Valade**

Auditor of the City of Portland

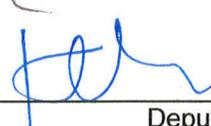
By



Deputy

Agenda No.  
**ORDINANCE NO. 185173**  
Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Adams</b>	CLERK USE: DATE FILED <u>JAN 27 2012</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By:  Deputy
<b>BUREAU APPROVAL</b> Bureau: Police Bureau Head: Chief Michael Reese 	<b>ACTION TAKEN:</b>  FEB 01 2012 REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION  FEB 15 2012 RESCHEDULED TO FEB 22 2012 9:30 A.M.  FEB 22 2012 CONTINUED TO FEB 29 2012 9:30 A.M.
Prepared by: Elizabeth Gardiner Date Prepared: December 16, 2011	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date <del>January 4, 2012</del> <b>FEBRUARY 1</b>	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____  Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/> <i>Pulled</i>
<b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Leonard	4. Leonard <input checked="" type="checkbox"/>	
Adams	Adams <input checked="" type="checkbox"/>	