

## **ORDINANCE No. 184900 As Amended**

\*Authorize Portland Parks Foundation to participate in the City's 2012 annual Combined Charitable Campaign with a 1-year exemption from umbrella organization requirement and 1-year exemption from fund raising and administrative expense ratio requirement.  
(Ordinance)

The City of Portland ordains:

### Section 1. The Council finds:

1. City Code Chapter 5.10 defines the eligibility requirements for charitable umbrella organizations applying to participate in the City's annual charitable campaign.
2. Section 5.10.010B defines umbrella organizations as entities that serve as the agent of a group of member organizations or that grant funds or products to charitable organizations. The eligibility requirement in 5.10.050 states that umbrella organizations must disburse or grant funds or products to at least nine charitable organizations.
3. The Portland Parks Foundation has participated in past City annual charitable campaigns but does not disburse funds or products to nine other charitable organizations and thus does not conform with Sections 5.10.010B. This ordinance seeks a 1-year exemption to this requirement.
4. Section 5.10.050C states that an umbrella's fund raising and administrative expenses shall not exceed 25 percent of its unrestricted income.
5. The Portland Parks Foundation fund raising and administrative expenses exceeded 25 percent of its unrestricted income in the year ending December 31, 2010. The Portland Parks Foundation has had unusual occurrences in its recent past which have led them to exceed 25 percent. A majority of the Foundation's revenue is generated by fundraising for capital projects. As these projects do not occur every year, spikes in revenues and expenses can result. In 2010, major projects were in the research and development stage. In addition, the Foundation's director stepped down after eight years and the new leadership resigned within eight months. The Foundation has provided information regarding their four-year and five-year functional expense ratios. Over these longer time periods, the Foundation does meet the 25 percent requirement. Due to these factors, this ordinance seeks a 1-year exemption in 2012 from the 25 percent requirement.

6. The Portland Parks Foundation has a long and commendable history of providing charitable works for the citizens of the City of Portland and has participated in the annual charitable campaign for a number of years. City of Portland employees have donated a total of \$19,633.56 to Portland Parks Foundation in the last two campaigns.
7. The City's Charitable Campaign Committee recommends to the City Council that the Portland Parks Foundation be allowed to continue to participate in the City's annual charitable campaign, notwithstanding the requirements of City Code Sections 5.10.010B, 5.10.050A, and 5.10.050C.

NOW, THEREFORE, The Council directs:

- a. For the reasons set forth above, the Portland Parks Foundation shall not be required to disburse or grant funds or products to nine other charitable organizations to qualify as an umbrella organization as set forth in sections 5.10.010B and 5.10.050A in order to be eligible to participate in the City's annual charitable campaign. This exemption shall expire after completion of the City's 2012 charitable campaign.
- b. For the reasons set forth above, the Portland Parks Foundation shall have a one-year exemption for 2012 from the requirement that an organization's fund raising and administrative expenses shall not exceed 25 percent of its unrestricted income as demonstrated by its annual financial reports, as set forth in section 5.10.050C in order to be eligible to participate in the City's 2012 annual charitable campaign. This exemption shall expire after completion of the City's 2012 charitable campaign.
- c. The Portland Parks Foundation will be required to demonstrate that it does satisfy all other requirements of City Code Chapter 5.10.

Section 2. The Council declares that an emergency exists in order that there be no delay in authorizing this organization to participate in the City's 2012 Combined Charitable Campaign; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: SEP 28 2011

Mayor Sam Adams  
Jack Graham/klw  
September 14, 2011

**LAVONNE GRIFFIN-VALADE**  
Auditor of the City of Portland

By

  
Deputy

1031

Agenda No. 184900 As Amended  
**ORDINANCE NO.**  
 Title

\* Authorize Portland Parks Foundation to participate in the City's 2012 annual Combined Charitable Campaign with a 1-year exemption from umbrella organization requirement and 1-year exemption from fund raising and administrative expense ratio requirement. (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Adams</b>	CLERK USE: DATE FILED <u>SEP 23 2011</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams <i>Clay Neil</i> 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: <i>Susan Parsons</i> Deputy
<b>BUREAU APPROVAL</b> Bureau: OMF Bureau Head: Jack Graham <i>Jack Graham</i> Prepared by: Jack Graham Date Prepared: August 15, 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 <b>September 28, 2011</b> <b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter	<b>ACTION TAKEN:</b>

<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 type="checkbox"/> <b>REGULAR</b> <input checked="" type="checkbox"/> <i>2 of 3</i> Total amount of time needed: <b>5 minutes</b> (for presentation, testimony and discussion)
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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"/>	