

ORDINANCE No. 185831

* Authorize an Intergovernmental Agreement with Multnomah County to provide one full-time Deputy District Attorney to prosecute drug possession cases in an amount not to exceed \$129,445 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Improving the livability of the residential and commercial environment in areas of Portland that have been degraded by regular and persistent open-air drug-related crimes is a critical priority.
2. Active arrest, prosecution and court supervision of drug possession cases with a focus on treatment alternatives has an immediate and lasting impact on drug activity.
3. The District Attorney's Office and Police Bureau had not been able to consistently focus on drug possession cases due to budget constraints. This had resulted in fewer arrests, or reduced sentences given by paying a fine with no treatment alternatives provided.
4. Council adopted Resolution No. 36858 on April 20, 2011 in support of the addition of a Deputy District Attorney and re-establishment of the Walking Beat Program for arrest and prosecution of drug crimes in Illegal Drug Impact Areas.
5. Council appropriated one-time funding and directed the Police Bureau to re-establish the Walking Beat Patrol Program and negotiate with Multnomah County to fund one Deputy District Attorney to be assigned to prosecute drug possession cases.
6. Intergovernmental Agreement No. 30002363 provided that the City reimburse Multnomah County for one full-time Deputy District Attorney in an amount not to exceed \$129,335 from June 1, 2011 through May 31, 2012. Amendment 1 to this agreement extended the term of the contract to June 30, 2012 with no additional funding.
7. The term of this successor agreement shall be from July 1, 2012 through June 30, 2013 and shall be in an amount not to exceed \$129,445.
8. One-time funding for this agreement was appropriated in the FY 2012-13 Police Bureau budget on June 21, 2012.
9. Due to the immediate need for a successor intergovernmental agreement to prevent a lapse in this program, it serves a vital public safety interest for this ordinance to be in full force and effect immediately upon passage by Council.

NOW, THEREFORE, the Council directs:

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

Section 2. The Council declares an emergency exists because delay in proceeding with this agreement will deprive the City and Multnomah County of the mutual benefits of this agreement. The agreement is time-sensitive to the fiscal year and as such cannot afford the longer processing time of a non-emergency ordinance. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council:

DEC 19 2012

LaVonne Griffin-Valade

Auditor of the City of Portland

By



Deputy

Mayor Sam Adams

Prepared by: Elizabeth Gardiner

Date Prepared: June 21, 2012

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Agenda No.
ORDINANCE NO. 185831
 Title

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to prosecute drug possession cases

INTRODUCED BY Commissioner/Auditor: Mayor Adams	CLERK USE: DATE FILED <u>DEC 14 2012</u>
COMMISSIONER APPROVAL 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: <u><i>[Signature]</i></u> Deputy
BUREAU APPROVAL Bureau: Police Bureau Head: Michael Reese <i>[Signature]</i>	ACTION TAKEN:
Prepared by: Elizabeth Gardiner <i>Oct 31, 2012</i> Date Prepared: June 21, 2012 <i>Oct 31, 2012</i>	
Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <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 July 11, 2012 <i>Dec. 19, 2012</i>	
City Attorney Approval <i>[Signature]</i>	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 15 min (for presentation, testimony and discussion)

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