

Mayor Ted Wheeler	mayorwheeler@portlandoregon.gov
Commissioner Chloe Eudaly	Chloe@PortlandOregon.gov
Commissioner Amanda Fritz	Amanda@portlandoregon.gov
Commissioner Dan Saltzman	dan@portlandoregon.gov
Commissioner Nick Fish	nick@portlandoregon.gov
Portland City Attorney	Tracy.Reeve@portlandoregon.gov

On 1-20-2017, I E-mailed to your office the **Oregon State Statue ORS 830.035 Reporting and Enforcement Law**. As of today, I have not received a reply from your office. If you would like to have further decision with me regarding the City of Portland Police Department in violation of the State's Statue, I would be pleased to come down to your office and provide more information if needed. If you don't care to reply to my question, I will take the position that your answer is

X Yes: to my question.

Reporting and Enforcement

ORS 830.035 (1) provides:

The sheriff of each county and all other peace officers shall be responsible for
The enforcement of this chapter and any regulations made by the State
Marine Board pursuant thereto.

Emphasis added. "Peace officer" includes "a member of the Oregon State Police, a sheriff or deputy sheriff and a **city police officer**." ORS 830.005(11). Thus, for the "Hit & Run", Unsafe Operation and Reckless Operation crimes and violations discussed above, the State Police, the Multnomah County Sheriff's Office and the **City of Portland Police Department all are responsible for their enforcement**, if within their jurisdiction. However, the Marine Board website provides s "Report A Crime" form as well as a "Boating Accident Report" form:

My question again is:

I testified at a City council meeting on 11-2-2016. The Mayor and council receive a copy of ORS 830.035 from me regarding the reporting and enforcement responsibility. The City of Portland Police Department violated their responsibility by not investigation my "Hit & Run" complaint regarding damage to my building located on the Willamette River at 1300 N River Street Portland Oregon 97227. I would like to know if the Mayor and council has read the Oregon State statute ORS 830.035 and evaluated the information as to the City of Portland responsibility?

Please answer my questions below. I will try and make this as simple as possible, please just reply with a X with your answer to the following questions and return to Oregonbike@aol.com

____ Yes: ORS 830.035 means The City of Portland Police Department is responsible and should have launch an investigation regarding Mr. Herman's reported Hit and Run to his building located at 1300 N. River Street.

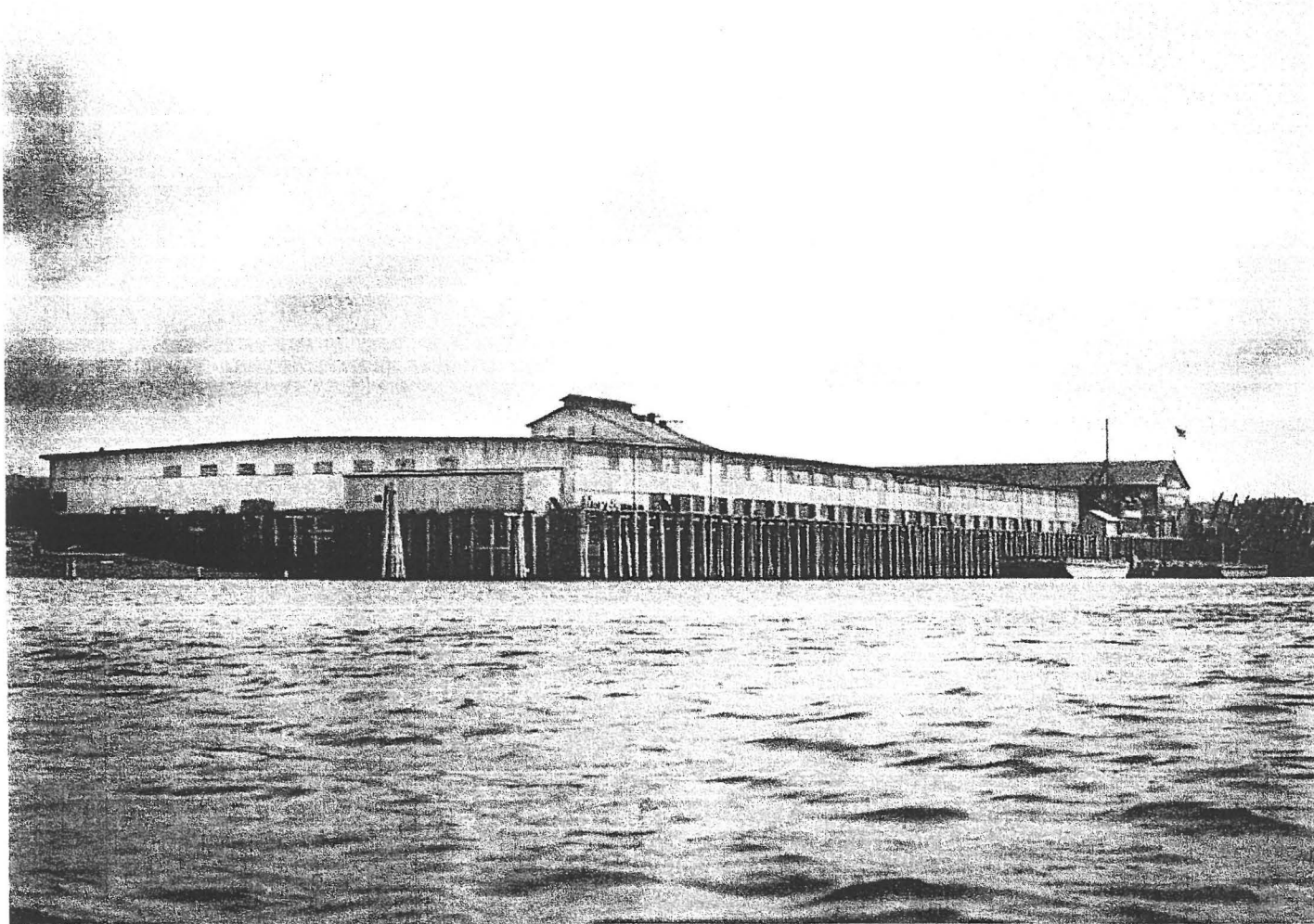
____ NO: ORS 830.035 035 means The City of Portland Police Department has no responsibility to enforce and launch an investigation regarding Mr. Herman's reported Hit and Run to his building located at 1300 N. River Street.

Stan Herman

Received and signed by: _____

Date: _____

A Piece Of Portland History



The Montgomery Dock No. 2 was built in 1890 by James Boyce Montgomery. The original building was 253,000 sq ft with 900 feet of available dock space. Used to house grain the original building could hold over 1 million bushels of grain at one time. This over 100 year old building was once the hub of agricultural commerce for Portland and the outlying rural farms. With its products being shipped all over the country and the world.

12/7/2016

Commissioner Steve Novick

I'm asking the Mayor and the City council to review ORS 830.035 and respond to my questions regarding the City of Portland being in violation of ORS 830.035.

Reporting and enforcement

ORS 830.035(1) provides

The sheriff of each county and all other peace officers shall be responsible for the enforcement of this chapter and any regulations made by the State Marine Board pursuant thereto.

Emphasis added. "Peace officers" includes "a member of the Oregon State Police, a sheriff or deputy sheriff and a city police officer." ORS 830.005 (11). Thus, the "Hit & Run", Unsafe operations and Reckless Operation crimes and violations discussed above, the State Police, the Multnomah County Sheriff's Office and the City of Portland Police Department all are responsible for their enforcement, if within their jurisdiction. However, the Marine Board website provides a 'Report A Crime' form as well as a "Boating Accident Report" form:

I will try and make this as simple as possible, please just reply with a X with your answer to the following Reporting and Enforcement questions and return to Oregonbike@aol.com.

 Yes The ORS 830.035 implies that an investigation should have been launched by the City of Portland police department when I reported damaged to my building at 1300 N River Street Portland Oregon.

 NO The ORS 830.035 implies that an investigation should not be launched by the City of Portland police department when I reported damaged to my building at 1300 N River Street Portland Oregon.

If your answer is no to my question, please give me a brief written response to why you believe the City of Portland police department has no authority to investigate my complaint.

Stan Herman

**PORTLAND CITY COUNCIL
COMMUNICATION REQUEST
Wednesday Council Meeting 9:30 AM**

Council Meeting Date: ~~12-11-17~~ ^{SR} 1-11-17

Today's Date 12-7-16

AUDITOR 12/07/16 AM 11:38

Name Stan Herman

Address 2335 N Clark

Telephone 503-799-6666 **Email** Oregonbike@aol.com

Reason for the request:

12/7/2016

I'm asking the Mayor and the City council to review ORS 830.035 and respond to my questions regarding the City of Portland being in violation of ORS 830.035.

Stan Herman


(signed)

- Give your request in writing to the Council Clerk's office to schedule a date for your Communication. Use this form or email the information to the Council Clerk at the email address below.
- You will be placed on the Wednesday official Council Agenda as a "Communication." Communications are the first item on the Agenda and are taken at 9:30 a.m. A total of five Communications may be scheduled. Individuals must schedule their own Communication.
- You will have 3 minutes to speak and may also submit written testimony before or at the meeting. Communications allow the Council to hear issues that interest our citizens, but do not allow an opportunity for dialogue.

Thank you for being an active participant in your City government.

Contact Information:

Karla Moore-Love, City Council Clerk
1221 SW 4th Ave, Room 130
Portland, OR 97204-1900
(503) 823-4086
email:
Karla.Moore-Love@portlandoregon.gov

Sue Parsons, Assistant Council Clerk
1221 SW 4th Ave., Room 130
Portland, OR 97204-1900
(503) 823-4085
email:
Susan.Parsons@portlandoregon.gov

Request of Stan Herman to address Council regarding the City being in
violation of ORS 830.035 (Communication)

FEB 08 2017

Filed JAN 31 2017

MARY HULL CABALLERO
Auditor of the City of Portland

By  Deputy

COMMISSIONERS VOTED AS FOLLOWS:		
	YEAS	NAYS
1. Fritz		
2. Fish		
3. Saltzman		
4. Eudaly		
Wheeler		