

ORDINANCE No. 189143

* Authorize an Intergovernmental Agreement with Oregon State Police to provide the Portland Police Bureau access to Oregon State Police's Automated Biometric Identification System not to exceed \$102,480 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Western Identification Network, Inc. (WIN) is a non-profit corporation created by the member states to provide services related to the reading, digitizing, matching, storing, and retrieval of fingerprint and palm print images, data records, and respective minutiae data, now known as Automated Biometric Identification System (ABIS).
2. Oregon State Police (OSP) is required under ORS 181.066(2)(a) to install and maintain systems for filing and retrieving fingerprint data and supplemental information submitted by criminal justice agencies for the identification of criminal offenders as the Superintendent of State Police deems necessary.
3. OSP contracts with WIN for access to WIN ABIS for itself and for Oregon law enforcement agencies. Local law enforcement agency access is authorized through direct contracts with the principal state law enforcement agency which, in Oregon, is OSP. OSP is authorized by WIN to subcontract WIN ABIS access.
4. The Police Bureau wishes to enter into an intergovernmental agreement with OSP for WIN ABIS access.
5. The average annual user fee cost to OSP for remote access to ABIS fingerprint and palm print services is \$20,496, for a total of \$102,480 for the 5-year intergovernmental agreement.
6. Sufficient funding resides in Police Bureau appropriation to support this operational cost.
7. It is beneficial to the City and community that this intergovernmental agreement may be authorized as quickly as possible to ensure ABIS access.

NOW THEREFORE, The Council directs:

- a. That the Commissioner-in-charge is authorized to execute an intergovernmental agreement between the City and Oregon State Police, as outlined above, in a form to be negotiated and approved by the City Attorney's Office, draft attached as Exhibit A, at a cost not to exceed \$102,480.
- b. The Commissioner-in-charge and the Chief of Police are authorized to execute amendments to the scope of services or the terms and conditions of this

intergovernmental agreement, provided the changes do not increase the amount of annual compensation or increase the City's financial risk.

- c. That the Commissioner-in-charge and the Chief of Police is authorized to execute intergovernmental agreement renewals to ensure continuous criminal justice operations.
- d. All law enforcement operational intergovernmental agreements will be subject to review by the City Attorney's Office. Any amendment over 25% from the original amount will also include a financial impact review by the City Budget Office.

Section 2. The Council declares that an emergency exists because ABIS access should not be delayed. Therefore this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: AUG 29 2018

Commissioner: Mayor Ted Wheeler

Prepared by: Ethel Gallares

Date Prepared: July 26, 2018

Mary Hull Caballero
Auditor of the City of Portland
By

Deputy

Agenda No. **189143**
ORDINANCE NO.
 Title

* Authorize an Intergovernmental Agreement with Oregon State Police to provide Portland Police Bureau access to Oregon State Police's Automated Biometric Identification System (ABIS).
 (Ordinance) not to exceed \$102,480

INTRODUCED BY Commissioner/Auditor: Wheeler	CLERK USE: DATE FILED <u>AUG 21 2018</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler <i>NTR</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Police Bureau Head: Danielle Outlaw <i>[Signature]</i>	ACTION TAKEN:
Prepared by: Ethel Gallares Date Prepared: 7/26/18	
Impact 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"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i>	
Council Meeting Date <u>8-29-18</u>	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
CONSENT <input type="checkbox"/> REGULAR <input checked="" type="checkbox"/> Total amount of time needed: <u>15</u> (for presentation, testimony and discussion)		YEAS	NAYS
	1. Fritz	<input checked="" type="checkbox"/>	
	2. Fish	<input type="checkbox"/>	
	3. Saltzman	<input checked="" type="checkbox"/>	
	4. Eudaly	<input checked="" type="checkbox"/>	
	Wheeler	<input checked="" type="checkbox"/>	