



CITY OF PORTLAND

OCT 2013

**DRAFTING MANUAL
ORDINANCES
RESOLUTIONS
REPORTS**

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1. INTRODUCTION

This manual has been prepared by the Council/Contracts Division of the City Auditor's Office to help in the preparation of ordinances, resolutions and reports for submission to the City Council. It is based primarily on Charter and Code provisions, but also includes procedures based on City Hall custom and Council preferences. It is general in nature and does not attempt to cover all the exceptions, unusual circumstances and variations that occur. If you have any questions, please contact the Council Clerk at 503-823-4086.

Please note that the Council Agendas from January, 1997 to the present are available on the Internet at portlandoregon.gov/auditor/councilclerk.

The City Code and Charter are on the Internet at portlandoregon.gov/auditor/code.

2. PROCEDURES

A. The Portland City Council

The Council is responsible for making administrative, legislative and quasi-judicial decisions under the City of Portland's commission form of government. The specific powers of the Council granted by the City Charter Section 2-110 through 2-127, as well as provisions regarding Council organization and procedures, are further delineated in the City Code, Chapter 3.02. See portlandoregon.gov/auditor/code

Council meetings are held on Wednesday at 9:30 am. If there is sufficient business, recessed meetings are held Wednesday and Thursday at 2:00 pm or 6:00 pm.

B. Definitions

There are four types of Council documents:

1. **Ordinance:** A formal document by which the Council conducts its legislative, quasi-judicial and most administrative business. An ordinance carries the binding force of law. It is passed by the Council in accordance with rules of procedure set forth by the Charter. The number of affirmative votes required for passage varies from three to five, depending upon the type of ordinance. See Part III H., Emergency v. Non-Emergency Ordinances.

NOTE: Any action to be taken by City Council that is intended to have the binding force of law must be in the form of an ordinance, NOT a resolution

NOTE: City Attorney approval is required for contracts, amendments to contracts, easements, franchises, Code changes, Charter amendments and Comprehensive Plan amendments.

NOTE: Code ordinances must be filed two weeks before the Council date. See Appendix F, Preparing Code Amendment Ordinances.

2. **Resolution:** A formal document by which the Council declares City policy or directs officers or subdivisions of the City to take specific action. The adoption of a resolution requires three affirmative votes. Resolutions take effect immediately. Proposed amendments to the City Charter to be referred to the voters are adopted as resolutions, with the revised Charter language included as an attachment to the resolution.
3. **Report:** A formal communication from a Commissioner, select committee or an officer of the City to the City Council. A report may provide information, transmit documents or make recommendations. A report uses a standard memorandum format and is either received by the Council without vote (if it merely provides information/no action required) or acted on by the Council (if it contains recommendations). Adoption requires three affirmative votes.
4. **Documents from outside City government:** Refer to the Council Clerk. Examples are Communications, Presentations, Proclamations.

C. Council Agenda

The Council Agenda is the official weekly list of items to come before the Council. It is prepared weekly by the Council Clerk in the Auditor's Office from submitted documents. All documents must be submitted in paper and electronic form (See Section VI. Submission of Documents).

The Agenda acts as the official notice to the public and media of each Council meeting as required under Oregon's Public Meetings Law. It must be available no later than 24 hours prior to the meeting. The Council Agenda is posted online Friday afternoon and printed in full in the Wednesday edition of the "Daily Journal of Commerce" newspaper that provides for general public notice.

The Agenda with associated documents are available directly from the City home page portlandoregon.gov → I Want To...→View City Council Agenda, or at portlandoregon.gov/auditor/councilclerk.

1. Consent Agenda

The Consent Agenda was adopted as a means of expediting business and speeding up Council sessions. Items placed on the Consent Agenda are not read aloud during the session and only one vote is taken by the Council for approval of the entire Consent Agenda. Almost any item can be placed on the Consent Agenda; exceptions are appeals, budget adjustments and hearings. Non-emergency ordinances on Consent Agenda pass to second reading.

NOTE: Passage of items on the Consent Agenda requires the unanimous vote of all members present and no less than four members present.

If **anyone** wishes to have an item removed from the Consent Agenda, he or she simply asks the Council Clerk that it be removed and considered as a regular item. In other words, any employee or citizen can request removal of an item from the Consent Agenda verbally or in writing, prior to the Council vote on the Consent Agenda (Code Section 3.02.036 D.)

Items removed from the Consent Agenda are considered by the Council before the Regular Agenda.

2. Regular Agenda

When public discussion is expected or media coverage is desirable, the item should be placed on the Regular Agenda. Items include Reports, Resolutions and Ordinances (emergency and non-emergency). Hearings, appeals and ordinances that increase the budget are also placed on Regular Agenda. Regular Agenda items are read and voted on individually.

NOTE: On the backing sheet, indicate Time Certain, Consent or Regular Agenda and total time needed including presentation, testimony and discussion.

3. Four-Fifths Agenda

The **Four-Fifths Agenda** is a supplemental Agenda for items that were not submitted by the filing deadline but have to be heard on the current week's agenda. To get an item on the Four-Fifths Agenda, you must obtain, on the document backing sheet, the initials of at least four City Council members **who will be present** at the meeting (initials of authorized Council staff are acceptable in place of Council initials). Once the initials are obtained, **the document must be filed with the Council Clerk no later than Tuesday at 5:00 p.m.** to be considered at either the Wednesday meetings or recessed Thursday session. The Four-Fifths Agenda is taken as the last item of business at its Wednesday or Thursday meeting.

4. Suspension of the Rules

Council can "suspend the rules" if at least four members of the Council vote to do so (Code Section 3.02.040). If a matter is deemed to be of such importance or urgency that this action is required, it becomes the responsibility of the Commissioner-In-Charge of the bureau making the request to ask for Suspension of the Rules during the Council meeting.

This is the least preferred manner of bringing an item before Council because it does not allow for prior Council review or for public notice. If at all possible, an effort should be made to inform other Council members of the item so that issues of concern can be discussed prior to the meeting. It is also advisable to inform concerned parties, if known, of the action so they may attend if they wish. Once an item is before Council under Suspension of the Rules, they may act on it as they would any other Agenda item.

D. Filing and Deadlines

The deadline for filing documents with the Council Clerk for Council consideration is 5:00 p.m. on Thursday, unless an earlier deadline is announced due to a holiday. The Mayor and Commissioners' offices may have additional filing protocols. Contact your Commissioner's office for these requirements. Financial Impact and Public Involvement Statement (see Appendix H) and a copy of the ordinance or resolution should be submitted to a Financial Planning Division analyst at the time they are submitted to the Commissioner-in-charge. This will allow review of documents and correction of any problems before the item is placed on the Agenda. However, items with major fiscal impact (e.g. rate ordinances etc.) should be submitted two weeks prior to filing.

All documents filed with the Council Clerk must be signed and initialed by the approving authorities and accompanied by supporting materials. All Council documents must be submitted in paper and electronic form (See Section VI. Submission of Documents).

Code deadlines: Any Code change, with the exception of Title 33 Planning and Zoning, must be approved by the Council Clerk and City Attorney's Office before it is placed on the Agenda. Allow two weeks for the review process. (If the two-week process will create a difficulty, notify and make arrangements with the Council Clerk.) Do not make distribution copies until you have received approval. Code changes to Title 33 Planning and Zoning must be signed off by City Attorney's Office only.

Note for Commissioners: City Code 3.02.040 E (5) Matters being placed on the Agenda shall be: a. Signed by a Commissioner or the City Auditor or a designee for whom an authorization has been filed with the City Auditor. When the matter is not signed by the Commissioner in Charge or the Auditor, then notice of such action shall be given to all members of Council at least one week prior to the hearing of the matter.

E. Scheduling

Certain items require special attention. Placement of a major or controversial item on the Agenda should be coordinated with the Council Clerk and the Commissioner's Office. Times and dates for confirmed major items are posted on the City's web page at portlandoregon.gov/auditor/councilclerk. Click on Upcoming Agenda Items. The Council Clerk keeps a calendar on Outlook listing scheduled absences by Council members. Go to Outlook→All Public Folders→City Public Folders→Auditor→Council Absence.

F. Time Certain

A Time Certain may be requested for important or controversial Agenda items where considerable public testimony is expected. It indicates that an item will not be heard by Council **prior** to the time specified and thus limits the time spent waiting for an item to come before Council (Code Section 3.02.037). **Time Certain scheduling should be used only for exceptional situations.** Normally, no more than one Time Certain item is scheduled for each session.

To schedule a Time Certain item, contact the Council Clerk for an available date and time. In addition, a written request from the Commissioner-In-Charge must be submitted to the Clerk no later than four days prior to the filing deadline. Please include an estimate of how long the time certain will last.

G. Amended and Substitute Ordinances and Resolutions

Corrections may be made to documents after they are filed either by amendment or substitution. A final electronic version of the amended or substituted document must be filed with the Council Clerk through the office of the Commissioner-In-Charge after passage by Council.

If the substitute or amendment is presented at the second reading of an ordinance, the item is continued to the following week.

Amendment

If the correction involves just a few words, numbers, etc., it can be made by having Council amend the document during deliberations. The Commissioner-In-Charge and the Clerk of the Council need to be informed of the amendment **prior** to the Council session. Include 10 copies of proposed amendments for distribution to Council members and staff. A new backing sheet is not necessary.

Substitution

If the correction is more complicated or substantive, then a substitute should be filed. A substitute is the **replacement** of one document by another. The substitute must be signed by the Commissioner-In-Charge and **the filing process is the same as an original submission**; an original with a backing sheet and 10 copies. Again, the Commissioner-In-Charge and the Clerk of the Council need to be informed of the nature of the substitution. A substitute should be filed **prior** to the Council meeting and have the City Attorney's approval if necessary.

Include a few extra copies of proposed amendments/substitutions to be presented at the Council meeting for interested members of the Council audience.

Changes involving minor typographical (scrivener's) errors can be corrected by the Council Clerk and need not be circulated.

H. Council Action (Votes)

Three Council members constitute a quorum. The required number of votes needed to take action on an item is as follows:

1. Ordinances
 - a. Non-Emergency - Three votes
 - b. Emergency - The unanimous vote of all members present and no less than four members present
2. Resolutions - three votes
3. Reports - three votes

NOTE: Passage of items on the Consent Agenda requires the unanimous vote of all members present and no less than four members present.

III. ORDINANCE FORMAT (See Appendices A and B)

Per City Charter, an ordinance is an official act of the City and should pertain to one general subject. (See City Charter Sections 2-117 through 2-125) An ordinance must contain certain sections to make it an official document. An electronic ordinance form is available at portlandoregon.gov/auditor/councilclerk→ Employee Resources→Forms. Please use Times New Roman or Arial 12 point font and one-inch margins. Number pages in the footer (ex. Page 1 of 2).

A. Number

This is a space for the Auditor to enter the ordinance number after it has been passed by the Council. The ordinance backing sheet has this preprinted at the top. If the ordinance is more than one page, type in the words "ORDINANCE No." at the top of the first page only.

B. Title (See Appendix E)

The title of a document submitted for Council action is listed in the Agenda and is used to inform the public of the proposed action. Citizens should be able to understand the major subject of the ordinance just by reading the title. Include as much information as needed to meet that purpose, but try to be as brief and specific as possible.

Example:

*Authorize contract with 3M Corporation for installation of red tape at \$140,000 (Ordinance)

NOTE: Use an asterisk (*) to indicate an emergency ordinance.

NOTE: See Appendix E for complete instructions and examples.

C. Enactment Clause

Charter Section 2-119 states that every ordinance shall contain the clause, "The City of Portland ordains: . . ." Therefore, you must include that clause in every ordinance between the title and the findings.

D. Section 1. Findings

This section follows the enactment clause and begins with, "Section 1. The Council Finds: . . ." In this section, explain the need for the action being taken, list other ordinances, resolutions or reports which may have led to this action, and present other pertinent information necessary to understand the action to be taken. Each major point is listed numerically. When referring to previous ordinances or resolutions, list the number and date of passage/adoption as follows: "Ordinance No. 155555, passed by the Council on June 30, 1982, authorized"

E. Directive Section

This section begins with "NOW, THEREFORE, the Council directs: ..." and specifically outlines what action is to be taken.

Each specific action, stating a directive for someone to do something, should be listed separately. If an intended action is not listed here, it will not happen. The actions are listed alphabetically ("a.", "b.", etc.), unlike the "findings" section, which lists each major point numerically.

- **Contract Directives**

When preparing ordinances approving contracts/agreements, be sure that the **people** authorized in the ordinance to sign the contract for the City are the **same people** whose names appear on the signature block of the contract. The Commissioner-in-Charge is usually the official who signs.

If there is a possibility that minor changes will be made to the contract (after passage by Council), state in the Directives paragraph (a) "in a form similar to the contract attached as Exhibit A."

Example:

NOW, THEREFORE, the Council directs:

a. The Commissioner-in-Charge is hereby authorized to enter into an contract with Company XYZ **in a form similar to the agreement attached as Exhibit A.** (Emphasis added.)

- **Section 2. Emergency Clause Directive**

Every emergency ordinance must have an emergency clause as the last section of the ordinance. The clause begins with the statement: "**The Council declares an emergency exists because . . .**" and is followed by the statement, "**Therefore this ordinance shall be in full force and effect from and after its passage by the Council.**" (Or, after a specified date.) (Emphasis added.) See page 9 Emergency Ordinances.

- **Portland Policy Document Directive**

If the ordinance outlines binding city policy, non-binding city policy or administrative rule, it must state so as a separate directive as follows: "**This ordinance is binding city policy [non-binding city policy or administrative rule].**" (Emphasis added.) See Appendix I, Portland Policy Documents.

Portland Policy Documents (PPD) are policies that affect future decision making, all citizens, or all City employees. Examples are City Investment Policy (future decisions), Tacoma Main Street Plan (all citizens) and HR Admin Rules (all City employees). Examples of items that are not PPD are Code, Comp Plan and Bureau Policies.

PPDs are tracked by the Auditor's office and posted on the web at:

City home page → City Web Sites → **Portland Policy Documents.**

When filing a PPD ordinance (1) include a separate directive described above, and (2) Check "yes" in the Portland Policy Document box on the backing sheet.

F. The Lower Left Hand Corner and Signature Block

In the lower left hand corner, the words "Passed by the Council" are printed. Below these words, type in the name of the elected official introducing the ordinance, the name of the preparer, initials of the typist, and the date prepared.

The Auditor's signature block should be in the lower right hand corner.

G. Exhibits

Documents specifically listed in the directive section are labeled and attached as exhibits to the ordinance. For example, an ordinance authorizing the Commissioner-in-Charge and the Auditor to sign a contract with XYZ Company should have a copy of the contract attached as an exhibit. If a document is attached as an exhibit, it becomes a part of the ordinance and is just as binding as if the words had been typed into the ordinance.

Only essential information should be referenced as an exhibit. Background information should be presented in a cover memo or distributed to the Council members in a separate document if it does not need to be part of the record.

For large electronic files, supply:

- Web link to the posting on your Bureau's web site (Clerk uses for online Agenda). Submit the link in the transmittal email with your electronic files.
- A cd of your files (for Clerk use). It may be appropriate at times to submit 10 cd's with your filing, instead of 10 paper copies of the exhibit. Note that 1 paper version is always required with your original ordinance, resolution or report.
- When possible, submit exhibits 100 pages or larger in PDF/A (archival) format.
For technical information on PDF/A, contact Brian Brown, Portland Archives and Records Center.

H. Emergency vs. Non-Emergency Ordinances

There are two types of ordinances acted on by the Council: Emergency and Non-Emergency. The primary difference is the time required for the ordinance to take effect and the number of votes required for passage.

1. **Emergency Ordinance (Appendix A):** This type of ordinance becomes effective immediately upon passage by the Council unless a date is specifically stated in the ordinance which is less than 30 days after passage. The unanimous vote of all members present and no less than four members present are required to pass an emergency ordinance.

Every emergency ordinance must have an emergency clause as the last section of the ordinance. The clause begins with the statement: **"The Council declares an emergency exists because . . ."** and is followed by the statement, **"Therefore this ordinance shall be in full force and effect from and after its passage by the Council."** (Or, after a specified date.)

The reasons for declaring an emergency vary widely. It is not sufficient to state there is an emergency. The Charter requires that the facts or reasons constituting the emergency must be stated specifically and distinctly.

An emergency ordinance is designated by an asterisk (*) preceding the title on the ordinance form and preceding the Agenda number on the Agenda. If Section 2 is used for additional directives in the directive section, number the emergency clause accordingly, such as Section 3 or Section 4, as appropriate.

2. **Non-Emergency Ordinance (Appendix B):** This type of ordinance becomes effective 30 days after final passage by the Council. The ordinance must be read on two separate occasions at least five days apart in Council (City Charter Section 2-120). It requires only three affirmative votes for passage.

When a non-emergency ordinance is amended or substituted at a second reading, it is continued to the following week.

Chart of Non-Emergency/Emergency Ordinances and Consent/Regular Agendas

		<u>CONSENT AGENDA</u>	<u>REGULAR AGENDA</u>
Non-Emergency Ord	▪ Requires 3 votes min. to pass ▪ Passes to 2nd reading ▪ Effective in 30 days after 2nd reading	No Discussion	Discussion
Emergency Ord	▪ Requires 4 votes min. plus unanimous vote of all present to pass ▪ Effective immediately	No Discussion	Discussion

I. Budget Amendment Ordinances

Budget amendments occur in the Budget Monitoring Process (BuMP). However, there may be exceptions from time to time. In these rare cases follow these procedures:

- Have City Budget Office (CBO) review the ordinance, Financial Impact and Public Involvement Statement (FIPIS) and backing sheet before it is submitted to a Commissioner-in-charge.
- When approved as to form, CBO will sign off on the backing sheet FIPIS box.
- Ordinance title should read "Amend the FY ... budget".
Example: Amend the FY 2005-06 budget to accept a \$50,000 grant from Oregon Department of Transportation for highway Work Zone Enforcement safety program (Ordinance)
- State in the ordinance directive section that the City's appropriation schedule is being amended.

Grants. The new-grant acceptance ordinance is also the appropriating ordinance for grant projects scheduled during the current fiscal year. Per the OMF Grants Office, all new grant awards are to be appropriated through the ordinance process, and the BMPs should only be used to make necessary adjustments. Ordinance (and FIPIS) templates and examples are on the Grants webpage showing the required formats. (see <http://www.portlandoregon.gov/bfs/60349?>)

J. Backing Sheet (See Appendices A-1 and B-1)

The backing sheet for an ordinance is printed on the back of the last (or only) page of the original document. The last page of the ordinance is the page with the signature block. An electronic backing sheet form is available at portlandoregon.gov/auditor/councilclerk → Employee Resources→Forms. Make sure that all elements are retained. The backing sheet is used to show approvals and, eventually, Council action (votes).

On the backing sheet, in the space provided, the title of the ordinance is typed **exactly** as it appears on page 1 of the ordinance. A 12 point font is preferred for the title, never use less than an 11 point font. An asterisk (*) **must** precede the title if the ordinance has an emergency clause. Include parenthetical material such as: (Ordinance; amend Code Section 33.120) or (Ordinance; amend Contract No. 36966) to assist in tracking.

An example of a backing sheet for an emergency ordinance is included as Appendix A-1. An example backing sheet for a non-emergency ordinance is shown in Appendix B-1.

Type the name of the Mayor, Commissioner or Auditor introducing the ordinance in the section headed "INTRODUCED BY."

The Commissioner or an authorized representative must sign or initial the document on the appropriate line in the "COMMISSIONER APPROVAL" section.

In the section headed "BUREAU APPROVAL," type in the requested information and have it signed or initialed by the Bureau head. The Financial Impact and Public Involvement Statement is required and should be submitted with the ordinance. Also, if the budget is amended, check the box provided. (See Appendix H)

If the ordinance contains binding or non-binding city policy or administrative rule, indicate that it should be included in the Portland Policy Documents. (See Appendix I.)

City Auditor Office Approval is required for Code Ordinances. Contact Code staff at x34022 for official current Word version prior to making amendments. Submit amended code for review two weeks prior to intended Council meeting date.

City Attorney Approval box provides space for City Attorney signoff on certain documents. City Attorney approval is required for **contracts, contract amendments, easements, franchises, Charter amendments, Comprehensive Plan amendments and Code changes.** The Council Clerk will not place these items on the Agenda without City Attorney signoff. The City Attorney may approve contracts and contract amendments "as to form" on the signature page of the contract. In this case sign-off on the backing sheet is not necessary.

In the next box, list the expected date the item will come to Council.

In the section headed "AGENDA," check whether the ordinance should be placed on the Time Certain, Regular or Consent Agenda. Include the total amount of time needed including presentation, testimony and discussion. Ordinances that increase a bureau's budget or a hearing of any type must be on the Regular Agenda. All other ordinances may be on Consent if no discussion is expected.

The rest of the backing sheet should be left blank, as it will be filled in by the Auditor's Office at the time of filing, during the Council meeting, or after Council action.

Hint: Disable the template lock to edit line spacing.

If the ordinance title is long, the one page backing sheet may increase to two pages.

To edit line spacing in the backing sheet template:

- Go to View / Toolbars and select Forms.
- On the right side of the Forms toolbar is an icon of a lock. Click there to disable the lock and adjust the line spacing as needed.

4. RESOLUTION FORMAT (See Appendix C)

A resolution is a formal document and is required to contain certain sections. An electronic resolution form is available portlandoregon.gov/auditor/councilclerk → Employee Resources→Forms. Times New Roman or Arial 12 point font is preferred; never use a font less than 11 points. Number pages in the footer (example: Page 1 of 2).

A. Number

The words "RESOLUTION No." should appear at the top of the first page of the resolution. The Auditor's Office will fill in the number after the resolution has been adopted by the Council

B. Title

The next section on the resolution is the title. The title should be a brief statement of the purpose of the resolution and cover at least the major statement or directive. A major purpose of the title is to inform the public, so be brief and summarize what the resolution will do. It should always start with an action verb such as "declare," "create" or "commend."

C. Whereas Section

The next section on a resolution contains a list of paragraphs all starting with the word "WHEREAS." In this section list the reasons for this resolution and provide background and references that will help others understand the resolution and the reasons for its adoption. If references are made to other resolutions, refer to the date of adoption as well as the resolution number.

D. Resolved Section

The next section is the critical one. It should be one or more paragraphs stating exactly what the resolution is doing. It always starts with the words, "NOW, THEREFORE, BE IT RESOLVED," and states the primary or most important purpose first.

If necessary, this paragraph is followed by one or more paragraphs giving additional directives, statements of intent, etc. These paragraphs begin with the words, "BE IT FURTHER RESOLVED."

If the resolution outlines binding city policy, non-binding city policy or administrative rule, it must state so as a separate resolved section as follows: "BE IT FURTHER RESOLVED, This resolution is binding city policy [non-binding city policy or administrative rule]." See Appendix I, Portland Policy Documents.

E. The Lower Left Hand Corner and Signature Block

In the lower left hand corner, the words, "Adopted by the Council" are printed. Below those words, type in the name of the elected official introducing the resolution, the name of the preparer and initials of the typist, and the date prepared.

The Auditor's signature block should be in the lower right hand corner.

Do not use the footer for this section. Headers and footers do not show in our electronic filing system.

F. Exhibits

Documents to be adopted by the resolution, such as reports, etc., are labeled and attached as exhibits. When an exhibit is incorporated by reference, it becomes a part of the resolution.

Only essential information should be referenced as an exhibit. Background information should be presented in a cover memo or distributed to the Council members in a separate document if it does not need to be part of the record.

G. Backing Sheet (See Appendix C-1)

The backing sheet for a resolution is the back of the last (or only) page of the original document. An electronic backing sheet form is available at portlandoregon.gov/auditor/councilclerk → Employee Resources→Forms. The backing sheet is used to show Council action.

The title of the resolution is typed in the space provided as shown and should **exactly** match the title on page 1 of the resolution. Use 12 point font for the title, never use a font less than 11 point.

Type the name of the Council member or Auditor introducing the resolution in the space titled, "INTRODUCED BY."

The Commissioner or an authorized representative should sign or initial the resolution on the appropriate line in the section headed, "COMMISSIONER APPROVAL."

In the section headed "BUREAU APPROVAL," type in the requested information and have it signed or initialed by the Bureau head. The Financial Impact and Public Involvement Statement is required and should be submitted with the resolution. (See Appendix H.)

If the ordinance contains binding or non-binding city policy or administrative rule, indicate that it should be included in the Portland Policy Documents. (See Appendix I.)

"City Attorney Approval" is required for certain resolutions. Example: Any resolution proposing a ballot measure to amend the Charter must be reviewed by the City Attorney. A City Attorney sign off in this box indicates the resolution has been approved.

In the next box, list the expected date the item will come to Council.

In the section headed "AGENDA," check whether the resolution should be placed on Time Certain, Regular or Consent. Resolutions may be on the Consent Agenda unless there are people who will be present to testify, a hearing is required, or other reasons dictate. Give the total amount of time needed including presentation, testimony and discussion.

5. REPORT FORMAT (See Appendix D)

A report is a formal communication to the Council, but is less formal than an ordinance or a resolution. Reports provide information, recommendations and present projects and project updates. They are also used to make appointments to boards or commissions, approve bids and accept completion of a project.

A. Report Sections

Reports may be prepared in two sections, (1) a cover memo and (2) exhibits.

1. The cover memo is prepared on the letterhead of the Bureau or Office submitting the report to Council. The memo gives enough information so members of the Council, the public and the press can understand the major issues of the report.

2. Documents that are an integral part of the report should be labeled and attached as exhibits.

B. Report Backing Sheet (See Appendix D-1)

The backing sheet for a report is the back of the last (or only) page of the report cover memo. An electronic backing sheet form is available at portlandoregon.gov/auditor/councilclerk →Employee Resources→Forms. The backing sheet is used to show Council action.

The title of the report is typed in the space provided and should briefly describe the nature of the report. Use 12 point font for the title, never use less than 11 point font. See Appendix E for Report title examples. The title should start with an action verb to indicate the recommended disposition:

Accept report of the Excellence in Government Task Force (Report)

Type the name of the Council member or Auditor introducing the report in the space titled "INTRODUCED BY".

The Commissioner or an authorized representative should sign or initial the report on the appropriate line in the section headed "COMMISSIONER APPROVAL."

In the section headed "BUREAU APPROVAL," type in the requested information and have it signed or initialed by the Bureau head. The Financial Impact and Public Involvement Statement is required. (See Appendix H). The next box to complete is the expected date the item will come to Council.

In the section headed "AGENDA", check whether the report should be placed on Time Certain, Regular or Consent. Give the total amount of time needed including presentation, testimony and discussion.

The rest of the backing sheet is completed by the Auditor's Office. Unlike ordinances and resolutions, reports do not receive numbers following Council action and are tracked by their Agenda item numbers.

C. Report Format for Citizen Appointments to Boards and Commissions (See Appendices D-2 and D-3)

As stated in City Charter "The Mayor shall appoint members of boards and commissions subject to Council confirmation" (Charter Section 2-601). As part of the appointment process, Bureaus prepare the Report using the Mayor's letterhead and submit it to the Mayor's office for filing with the Council Clerk. See Appendix D-2 and D-3 for a sample appointment Report and backing sheet. FIPIS is required. Do not include the ONI application form. A brief bio of the appointee may be included on a separate page.

Use the Report format for all appointments except Home Forward, IPR Citizen Review Committee and FPD&R Trustee. These are made in Resolution format per City Code and/or ORS.

D. Procurement Reports

The two classifications of Procurement Reports are Construction and Goods & Services. The Reports consist of the documents listed below:

<u>CONSTRUCTION</u>	<u>GOODS & SERVICES</u>
* Report to Council on Procurement Services letterhead Backing Sheet is backed to last (or only) page of this memo	* Report to Council on Procurement Services letterhead Backing Sheet is backed to last (or only) page of this memo
Bid Tabulation Sheet/RFP Scoring Summary	Bid Tabulation Sheet/RFP Scoring Summary
Bureau Recommendation of Award Letter - no backup documentation *Financial Impact & Public Involvement Statement from Bureau	Bureau Recommendation of Award Letter <i>(if available)</i> - no backup documentation *Financial Impact & Public Involvement Statement from Bureau
Good Faith Effort Compliance Form Checklist	
* Memo to Mayor	* Memo to Mayor
* Electronic files of these documents are required in addition to the backing sheet	

6. PRESENTATIONS

Agenda Time Certain items sponsored by a Commissioner on behalf of a community organization are identified on the Agenda as "Presentations." **Timbers Army, Steve Lowenstein Trust Award, Latino Family Day, Rose Festival Court, Travel Portland are examples of groups that give presentations to Council.** Presentations require a memo, but no backing sheet or FIPIS.

Presentation or Report?

Projects that receive City funding and have Bureau involvement with community groups should be put on the Agenda as **Reports** (submitted with memo, backing sheet and FIPIS). Examples: Regional Arts & Culture Council, Sunday Parkways, 1000 Garden.

Presentations: announce an event; highlight a group.

Reports: update on projects involving a Bureau of Commissioner's Office.

7. SUBMISSION OF DOCUMENTS

The Auditor's Office requires that both paper and electronic copies of documents be filed with the Council Clerk via the Commissioners' offices in order for an item to be placed on the Council Agenda.

A. Paper Copies

It is important that all paper originals are submitted on 8-1/2 x 11 paper and are clearly legible so they can be easily scanned.

Order of Documents

ORIGINAL

- **Single-side** Ordinance, Resolution or Report memo.
 - **Double-side** exhibits.
 - Do not 3-hole punch or staple.
 - Clip together 1-5 (below).
1. Backing sheet backed to last (or only) page of ordinance, resolution or report memo
 2. Original ordinance/resolution/report memo. (single-side)
 3. Exhibits (double-side)
If contract, attach a **COPY** of the contract
 4. Staff memo (if required by Bureau)
 5. Financial Impact and Public Involvement Statement

10 COPIES

- Double-side all documents.
 - 3-hole punch.
 - Staple 1-4 (below) for each set.
1. Ordinance, resolution or report memo.
[NO Backing Sheet.]
 2. Exhibits, including contracts
 3. Staff memo (if required by Bureau)
 4. Financial Impact and Public Involvement Statement

Original CONTRACTS

For contracts to be signed by a Council member, submit two originals of the **contract** approved by the City Attorney. These are the contracts that will be signed and returned to the originating bureau. City Attorney sign off on backing sheet in place of "Approved as to Form" sign off on contract is acceptable. See Section C below for more information on contract submission.

The Council Clerk distributes the copies as follows:

Original: City's permanent records. This document is taken to Council and the vote is recorded on it.

Copies:

- | | |
|-----------------------|-----------------------|
| 1. Auditor's Office | 6. Commissioner No. 4 |
| 2. Mayor | 7. City Attorney |
| 3. Commissioner No. 1 | 8. City Budget Office |
| 4. Commissioner No. 2 | 9. Press |
| 5. Commissioner No. 3 | 10. Public Copy |

B. Electronic Copies

An electronic copy of every Council document is required. Bureaus should e-mail electronic copies to the office of the Commissioner-In-Charge. The Commissioner's office will be responsible for verifying that the paper and electronic copies match before forwarding them to the Council Clerk. The Council Clerk will not accept electronic copies directly from bureaus.

Email Required elements:

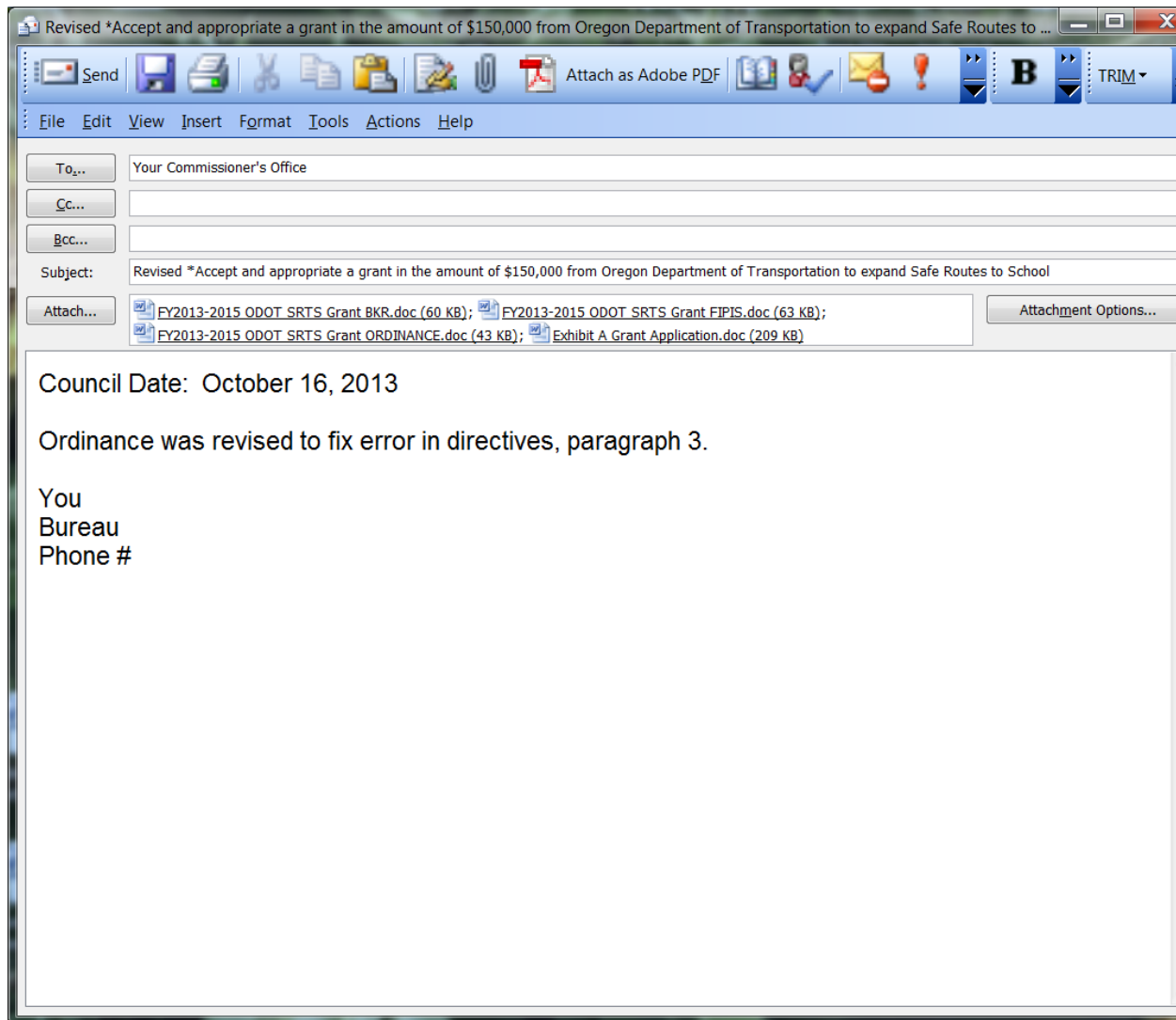
- ✓ Bureaus email only to Commissioner-In-Charge's office.
- ✓ Only one Ordinance, Resolution or Report per email.
- ✓ Subject line: Enter first line of the title of the ordinance/resolution/report.
- ✓ Council date you want item to be heard.
- ✓ Each document should be a separate electronic file. Example: Ordinance, backing sheet and contract should be sent as separate files. Please be sure to send the actual document and not a link to the document.
- ✓ Filename should identify whether the document is the ordinance, contract, report, etc.
- ✓ Please list documents not available in an electronic format.
- ✓ Most importantly if you revise a council document please resend all the documents and indicate in the regarding line that this is the revised version. Also, include a brief summary of what has changed from the original version.

Electronic Documents No No's

Do not:

- ❖ Use read only format.
- ❖ Use Auto dates. It changes every time you open the file and since the electronic is supposed to be as similar to the hardcopy as possible we can't have that.
- ❖ Have strikethroughs or underlining unless it's going to be in the final document. IE code changes. **If you tracked your changes when producing the document please accept all changes AND hit "Save" before sending it on.**
- ❖ Use form set-ups that do not allow us to correct the document.
- ❖ Send document in template format.
- ❖ Turn document into PDF if it is available in its original format such as Word.
- ❖ Combine documents. IE. Ordinance, Backing Sheet, Contract etc.
Note: By this we do not mean to break up documents like reports. For example, if you have a report and it has a cover sheet, table of contents, reference pages etc please keep this together as one document if at all possible.
- ❖ Use header for "Ordinance No." OR footer for the "Passed/Adopted by Council" and signature block at the bottom of the last page.

See sample email on next page.



C Contracts

NOTE: The City Attorney requires that ALL contracts and amendments to contracts going before Council be approved. The Ordinance backing sheet may be initialed, or the contract may be stamped "Approved as to Form" by City Attorney's office PRIOR to submission to the Auditor's Office.

The City Auditor's Office Contracts department can facilitate the execution of contracts by Council members after the ordinances have been passed by the Council. The original and 10 copies of the ordinance and the contract should be filed as above but assembled differently:

1. The original of the ordinance with a **copy** of the contract attached.
2. Ten copies of the ordinance with a copy of the contract attached to each one. Double-side all copies. Copies should also be three-hole punched.
3. If the contract requires a Commissioner's signature and the final contract is available, submit the **original final contract, approved as to form by City Attorney**. (Submit the number of originals needing signature.) Our Contracts department will assist with routing to the Commissioner for signature. Please attach a note to the contract to indicate it is an original. Contact Toni Anderson (x34022) if you have questions and to coordinate the routing. When executed, contracts will be returned to the originating bureau.

Amendments to contracts are treated the same as the original contracts and also require City Attorney approval as to form. When submitting an amendment it is not necessary to include a copy of the original contract or previous amendments.

A model PTE (Professional, Technical or Expert Services) agreement is available on the Purchasing website at portlandoregon.gov → Agencies Menu → Procurement Services → Procurement Resources for City Employees → Internal Procurement Forms.

Grant Agreements

Please see the Grants Office website for staff contacts and information on grants. <http://www.portlandoregon.gov/bfs/60349>

D. City Attorney Approval

Per City Code 3.02.040 E.5.b, the City Attorney must approve contracts, amendments to contracts, easements, Code changes, Charter amendments and Comprehensive Plan amendments.

E. Financial Impact and Public Involvement Statement (FIPIS) See Appendix H

The Financial Impact and Public Involvement Statement (FIPIS) is available online through

City Budget Office →Resources for Employees →Financial Impact and Public Involvement Statement.

The FIPIS is also available through the Council Clerk site:

portlandoregon.gov/auditor/councilclerk, Employee Resources→Forms.

All ordinances, resolutions and reports are **required** to be submitted to Council with a Financial Impact and Public Involvement Statement. It should be submitted to your Financial Planning Division analyst with the ordinance, resolution or report at the time they are submitted to the Commissioner-in-charge.

All major and complex actions, such as rate schedules, must be submitted two weeks prior to filing. All major appropriation adjustments to major object codes or contingency requests should be handled during the following Budget Monitoring Process (BuMP). Contact your budget analyst regarding such transfers. If you need to make a transfer immediately, your analyst can help with the appropriate format and accounting nomenclatures.

8. MAKING YOUR PRESENTATION

Council Chambers is equipped with an audio/visual system that can accommodate PowerPoint presentations, as well as video DVDs, audio CDs and Internet access. The system can project your presentation electronically to individual monitors at each Council member's desk. If you are making a presentation for the first time, check with others in your Bureau who have been before Council about what works best.

- **Everyone, including non-City personnel, must use the laptop provided in Council Chambers**
- **Notify the Council Clerk at least one day in advance of your presentation.**
- **Email PowerPoint presentations to the Council Clerk.**
- **If PowerPoint has small print or graphs, provide 7 paper copies for the Council and Clerk's record.**

Regular Council meetings are carried live over cable TV Channel 30 and on the Internet via the City's web page, portlandoregon.gov →View Council Agenda, Video. Audio MP3 files and closed captioned transcripts of the Council meetings are available from the Clerk's Office.

PowerPoint Pointers

All members of Council have their own monitors. For best results preparers should use LARGE fonts, high contrast colors and keep it simple.

9. EFILES DOCUMENT SEARCH

Use the Efiles link to find Ordinances and Resolutions. Current documents are uploaded 10-14 days after passage by Council.

Efiles searches all publically accessible records in the City's Electronic and Paper Records management system, TRIM. It is available to all City employees and the public via its own website at <http://efiles.portlandoregon.gov/>

Efiles is a useful tool to help you stay informed about City operations, activities and history. There are more than 641,000 entries covering 158 years of City operations; many of these entries include electronic documents.

We are committed to electronic archiving and during the past five years we've added more than 1.3 million electronic records to our database. Among these you will find photos, scanned pages, and Word documents which you can view, print or download to your computer.

This is a dynamic system; new records are entered every day. Easy access to Council records will help you research past city activities and policies and build upon previous projects.

FOR YOUR SEARCH BY COUNCIL DATE:

QUICK LINK DIRECTORY TO RECENT COUNCIL DOCUMENTS

Go to Council Clerk web page and click on the large red "Council Records" button. Agenda, Audio, video, agenda documents including ordinances/resolutions/reports are linked to Efiles in this directory organized by Council meeting date. Contact Sue Parsons if you have questions about the directory.

FOR YOUR EFILES SEARCH – BY ORDINANCE/RESOLUTION NUMBER:

- 1) Go to the Council Clerk's web page "Previous Agendas," click on the Agenda date and check the Disposition column located on the right for your document number.
- 2) Then, put this number in the "Search Term" box in E-Files.
- 3) "Search Type" box should read "Any Word."

If you do not have the Ordinance/Resolution number, you will need to search by key words. EFILES KEY WORD SEARCH:

- 1) Under "Search Term" box enter your key word(s) followed by "Ordinance" or "Resolution."
- 2) "Search Type" box should read "Any Word."
- 3) Under "Sort By", choose "Record Date." Click on "Descending."

Please contact Brian Brown, brian.brown@portlandoregon.gov, if you have any questions or would like help with searching Efiles.

10. DOCUMENT CHECKLISTS

A. ORDINANCES

- ☐ Staff Cover Memo if required by Bureau or Commissioner.

ALL DOCUMENTS:

- ☐ 1" margin. 12 pt font, Times New Roman or Arial. Number pages in footer.
- ☐ Paper Original plus 10 copies (DO NOT copy the backing sheet)
Print backing sheet on back of last (or only) page of the original ordinance.
Single side Original, double side copies. Paper clip original set; staple copy sets.
- ☐ Three-hole punch copies only, not original
- ☐ Electronic copy submitted to Council Clerk VIA Commissioner's Office
- ☐ Lower left-hand corner of final page of ordinance completed
(NOTE: ordinances are "Passed by Council:" at this location)
- ☐ Title on backing sheet *exactly* matches title on page 1 of document
- ☐ Commissioner's signature on backing sheet in appropriate box
- ☐ Bureau Head's signature on backing sheet in appropriate box
- ☐ Financial Impact and Public Involvement Statement box completed.
FIPIS is required with original ord & 10 copies. Sign off on backing sheet by City Budget Office if amends budget.
- ☐ Choice of consent or regular agenda marked on backing sheet

IF EMERGENCY:

- ☐ Emergency clause in directives
- ☐ An asterisk (*) next to the title on page one and on backing sheet

IF EXHIBITS:

- ☐ Double-side
- ☐ Original attached to ordinance
- ☐ Copy attached to each of the 10 ordinance copies
- ☐ Electronic copy submitted to Council Clerk via Commissioner's Office
If too large to email, submit on CD or email web link.

IF CONTRACT (or contract amendment):

- ☐ Approved by City Attorney
- ☐ copy of contract or amendment attached to original ordinance
- ☐ 10 copies of the contract or amendment attached to 10 copies of the ordinance
- ☐ If Commissioner signature is required, original(s) of contract or amendment to be signed

IF POLICY:

- ☐ Sentence in directives: This ordinance is [binding policy, non-binding policy or administrative rule].
- ☐ Portland Policy Document field marked on backing sheet

IF AMENDING CITY CODE:

- ☐ First obtain official current Word version from the Code staff –823-4022
- ☐ Submit for approval to Attorney's Office and Clerk/Code staff before filing paperwork. Allow 2 week review period prior to intended Council session.
- ☐ City Attorney's signature on backing sheet

IF COMPREHENSIVE PLAN, EASEMENTS OR FRANCHISES

- ☐ City Attorney's signature on backing sheet

B. RESOLUTIONS

- ☐ Staff Cover Memo if required by Bureau or Commissioner.

ALL DOCUMENTS:

- ☐ 1" margin. 12 pt font, Times New Roman or Arial. Number pages in footer.
- ☐ Paper Original plus 10 copies (DO NOT copy the backing sheet)
Print backing sheet on back of last (or only) page of the original resolution.
Single side Original, double side copies. Paper clip original; staple copy sets.
- ☐ Three-hole punch copies only, not original
- ☐ Electronic copy submitted to Council Clerk VIA Commissioner's Office
- ☐ Whereas *and* resolved sections included
- ☐ Lower left-hand corner of final page completed
(NOTE: resolutions are "Adopted by Council:" at this location)
- ☐ Title on backing sheet *exactly* matches title on page 1 of document
- ☐ Commissioner's signature on backing sheet in appropriate box
- ☐ Bureau Head's signature on backing sheet in appropriate box
- ☐ Financial Impact and Public Involvement Statement box completed.
FIPIS is required with original ord & 10 copies.
- ☐ Choice of consent or regular agenda marked on backing sheet

IF EXHIBITS:

- ☐ Double-side
- ☐ Original attached to resolution
- ☐ Copy attached to each of the 10 resolution copies
- ☐ Electronic copy submitted to Council Clerk VIA Commissioner's Office
If too large to email, submit on CD or email web link.

IF POLICY:

- ☐ Sentence in resolved section: This resolution is [binding policy, non-binding policy or administrative rule].
- ☐ Portland Policy Document field marked on backing sheet

C. REPORTS

- ☐ Staff Cover Memo if required by Bureau or Commissioner.

ALL DOCUMENTS:

- ☐ Paper Original plus 10 copies (DO NOT copy the backing sheet)
Print backing sheet on back of report memo original.
Single side Original, double side copies. Paper clip original; staple copy sets.
- ☐ Three-hole punch copies only, not original
- ☐ Electronic copy submitted to Council Clerk VIA Commissioner's Office
- ☐ First page of report on letterhead of originating bureau or office
- ☐ Commissioner's signature on backing sheet in appropriate box
- ☐ Bureau Head's signature on backing sheet in appropriate box
- ☐ Financial Impact and Public Involvement Statement box completed.
FIPIS is required. with original ord & 10 copies.
- ☐ Choice of consent or regular agenda marked on backing sheet

IF EXHIBITS:

- ☐ Double-side
- ☐ Original attached to report
- ☐ Copy attached to each of the 10 report copies
- ☐ Electronic copy submitted to Council Clerk VIA Commissioner's Office
If too large to email, submit on CD or email web link.

IF APPOINTMENT:

- Brief bio page (optional). Do not include ONI application.

PROCUREMENT REPORTS

IF PROCUREMENT REPORT - CONSTRUCTION:

- ☐ Procurement Report to Council*
Backing Sheet is backed to last (or only) page of this memo
- ☐ Bid Tabulation Sheet
- ☐ Bureau Recommendation of Award Letter– letter only no backup documentation
- ☐ Financial Impact and Public Involvement Statement from Bureau*
- ☐ Good Faith Effort Compliance Form Checklist
- ☐ Memo to Mayor*

IF PROCUREMENT REPORT – GOODS & SERVICES:

- ☐ Procurement Report to Council*
Backing Sheet is backed to last (or only) page of this memo
- ☐ RFP Scoring Summary
- ☐ Bureau Recommendation of Award Letter– *(if available)* letter only no backup documentation
- ☐ Financial Impact and Public Involvement Statement from Bureau*
- ☐ Memo to Mayor*

* Electronic files required from Purchasing in addition to backing sheet

ORDINANCE No. *[assigned by Clerk's office]*

* Authorize contract with ABC Housing Center, Inc. for \$200,000 for the homebuyer assistance and renter housing services (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The ABC Housing Center, Inc has been established to provide homebuyer assistance and rental housing services.
2. The City has been involved in the establishment of the Center and has committed to providing support for the Center in FY2005-2006.
3. The City Council has authorized \$100,000 in the Housing and Community Development Fund for the ABC Housing Center, Inc. for homebuyer and homeowner services, \$60,000 for rental housing coordination and access programs, \$12,000 for Moving Assistance and \$28,000 for the Income-to-Rent Security Fund.
4. The City and the Portland Housing Center, Inc. now desire to enter into a formal contract in the sum of \$200,000.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge is hereby authorized to enter into a contract with ABC Housing Center, Inc. in a form similar to the contract attached as Exhibit A.
- b. The Mayor and City Auditor are hereby authorized to pay for the contract from the Housing and Community Development CDBG and General Funds.

Section 2. The Council declares that an emergency exists because delay in funding would interrupt ABC Housing Center's ability to provide the homebuyer and rental housing services; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: *[dated by Clerk's office]*

Commissioner [Name]
Prepared by: [Your Name]
Date Prepared: [Date]

LaVonne Griffin-Valade
Auditor of the City of Portland
By *[signed by Clerk's office]*

Deputy

Agenda No. *[assigned by Clerk's office]*
ORDINANCE NO. *[assigned by Clerk's office]*
 Title

* Authorize contract with ABC Housing Center, Inc. for \$200,000 for the homebuyer assistance and renter housing services (Ordinance)

INTRODUCED BY Commissioner/Auditor: [Name]	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration – -Hales Position 1/Utilities - Fritz Position 2/Works – Fish <i>[signature]</i> Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: _____ Deputy ACTION TAKEN: Located online Auditor → Council Clerk/Contracts → Employee Resources → Forms Hint: Disable the template lock to edit line spacing. If the ordinance title is long, the one page backing sheet may increase to two pages. To edit the backing sheet template: - Go to View / Toolbars and select Forms. - On the right side of the Forms toolbar is an icon of a lock. Click there to disable the lock and adjust the line spacing as needed.
BUREAU APPROVAL Bureau: [Bureau] Bureau Head: [Director] [Director's signature or initials]	
Prepared by: [Your Name] Date Prepared: [date]	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date	

AGENDA
TIME CERTAIN ☐ Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT ☒
REGULAR ☐ Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz		
2. Fish	2. Fish		
3. Saltzman	3. Saltzman		
4. Novick	4. Novick		
Hales	Hales		

ORDINANCE No. *[assigned by Clerk's office]*

Amend an Intergovernmental Agreement with the University of Washington for additional services to enhance and provide maintenance and training for the Portland Water Bureau Supply and Transmission Model for an amount not to exceed \$29,200 (Ordinance; amend Contract No. 12345)

The City of Portland ordains:

Section 1. The Council finds:

1. The City entered into Contract No. 12345 on May 18, 2002 with the University of Washington (UW) to provide engineering consulting services to provide maintenance and training for the Portland Water Bureau's Supply and Transmission Model (STM).
2. The original Contract authorized the City to negotiate services with the UW for Phase 1 to enhance and provide maintenance and training for the Water Bureau's supply and Transmission (STM). Included in the original contract were provisions to retain UW for Phase 2 of the project. The City now requires additional services to complete tasks 9, 10, and 11 per original scope of work.
3. An amount not to exceed sum of \$29,200 as proposed by the UW for additional services is considered reasonable and proper compensation, bringing the total Contract Amount to \$64, 481.
4. Funding for this project is included in the Bureau's FY 2005-2006 budget.
5. Appropriations to enhance and provide maintenance and training for the Portland Water Bureau's Supply and Transmission Model (STM) are included in the Bureau's FY 2001-2002 budget and Capital Improvement Program.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge is authorized to execute an amendment to Contract No. 12345 between the City and the University of Washington (UW) as outlined in a form similar to the contract attached as Exhibit A, at a cost not to exceed \$29,200.
- b. The Mayor and the Auditor hereby are authorized to pay for the contract from the FY 2005-2006 Budget, Account 521000, Project No. 4567, Center Code 18089944.

Passed by the Council: *[dated by Clerk's office]*

Commissioner [Name]
Prepared by: [Your Name]
Date Prepared: [Date]

LaVonne Griffin-Valade
Auditor of the City of Portland
By *[signed by Clerk's office]*

Deputy

Agenda No. [assigned by Clerk's office]
ORDINANCE NO. [assigned by Clerk's office]
 Title

Amend an Intergovernmental Agreement with the University of Washington for additional services to enhance and provide maintenance and training for the Portland Water Bureau Supply and Transmission Model for an amount not to exceed \$29,200 (Ordinance; amend Contract No. 12345)

INTRODUCED BY Commissioner/Auditor: [Name]	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety – Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: _____ Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: [Bureau] Bureau Head: [Director] [Director's signature or initials]	
Prepared by: [your name] Date Prepared: [date]	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date	

AGENDA
TIME CERTAIN ☐ Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT ☒
REGULAR ☐ Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz		
2. Fish	2. Fish		
3. Saltzman	3. Saltzman		
4. Novick	4. Novick		
Hales	Hales		

RESOLUTION No. [assigned by Clerk's office]

Accept the Willamette Valley Resilience Compact and authorize joining other Willamette Valley jurisdictions to collaborate on climate change adaptation (Resolution)

WHEREAS, a number of Oregon cities, counties, and regional governments, including the City of Portland, have developed climate action plans as well as formed collaborations on economic development, natural hazards mitigation, and research on water quality and quantity; and

WHEREAS, The Resource Innovation Group's (TRIG) *Climate Future Forums* work throughout the region in 2008-2010 assembled over 250 regional experts to review down-scaled regional climate change scenarios, identify impacts to various systems, and propose strategies for building resilience; and

WHEREAS, across the Willamette Valley, similar impacts and recommendations for reducing climate change risks were proposed, and opportunities identified to scale up these efforts and work collaboratively on attracting technical and financial resources for the region; and

WHEREAS, TRIG is proposing a Willamette Valley Resilience Compact (Compact) among city and county governments to coordinate and enhance efforts to build the resilience of the Valley to anticipated impacts from a changing climate; and

WHEREAS, collectively, the Compact parties will have added leverage by developing joint policy positions on legislation at the federal and state level for priority interest areas, including food, energy, emergency management, climate mitigation and adaptation, public health, infrastructure investments, and environmental restoration, among others; and

WHEREAS, collaboration on projects at the regional level and issues of interest will reduce duplication of efforts, expand on best practices, and help leverage capacity and resources; and

WHEREAS, a regional initiative or project may be more attractive for federal or state agencies to engage due to efficiencies and effectiveness in providing technical support at a larger scale; and

WHEREAS, unique opportunities for funding from the state, federal government or foundations may emerge from a regional approach; and

WHEREAS, collaboration at this scale will set a model for climate adaptation and resiliency work across the Pacific Northwest and the country; and

WHEREAS, the Compact provides an opportunity for the Willamette Valley to come together around a shared understanding of climate change impact risks and develop a shared vision of future prosperity and resiliency for the region; and

WHEREAS, the first annual Compact Summit, held on December 12, 2011, brought together representatives and elected officials from across the Willamette Valley, along with state agencies and supporting organizations, to build momentum for the Compact adoption by local governments across the region; and

WHEREAS, the City, other Willamette Valley Resilience Compact signatories, and The Resource Innovation Group (TRIG) anticipate that the Compact will form the basis for regional collaboration and understand that the Compact is not intended to obligate any party to take any particular action and is not legally binding.

NOW, THEREFORE, BE IT RESOLVED that the proposed Willamette Valley Resilience Compact attached as Exhibit A is accepted by the City Council as a framework to further regional collaboration on climate adaptation; and

BE IT FURTHER RESOLVED that the Mayor may sign the Willamette Valley Resilience Compact in a form substantially in accordance with the agreement attached as Exhibit A to memorialize the City's intentions to work collaboratively with other Willamette Valley jurisdictions.

Adopted by the Council: *[dated by Clerk's office]*

Commissioner [Name]
Prepared by: [Your Name]
Date Prepared: [Date]

LaVonne Griffin-Valade
Auditor of the City of Portland
By *[signed by Clerk's office]*

Deputy

Agenda No. *[assigned by Clerk's office]*
RESOLUTION NO. *[assigned by Clerk's office]*
 Title

Accept the Willamette Valley Resilience Compact and authorize joining other Willamette Valley jurisdictions to collaborate on climate change adaptation (Resolution)

INTRODUCED BY Commissioner/Auditor: [Name]	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration – Hales Position 1/Utilities - Fritz Position 2/Works – Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: _____ Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: [Bureau] Bureau Head: [Director] [Director's signature or initials]	
Prepared by: [your name] Date Prepared: [date]	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☒ No ☐	
Council Meeting Date [date]	
City Attorney Approval: required for contracts, code. easement, franchise, charter, comp plan	

AGENDA
TIME CERTAIN ☐ Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT ☐
REGULAR ☒ Total amount of time needed: <u>estimated time</u> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz		
2. Fish	2. Fish		
3. Saltzman	3. Saltzman		
4. Novick	4. Novick		
Hales	Hales		



Bureau of Planning and Sustainability
Innovation. Collaboration. Practical Solutions.

REPORT TO COUNCIL

DATE: December 5, 2012

TO: Mayor Sam Adams and City Council

FROM: Susan Anderson, Director

SUBJECT: Accept Report on Year One of the New Curbside Collection Service.

I am pleased to submit for your consideration and acceptance the Year One Report of Portland's new curbside collection service. On October 31, 2011, the City of Portland launched a new curbside collection service that included weekly collection of all food scraps along with yard debris and shifted garbage collection to every other week.

Today, Portlanders in single family homes and small multiplexes have been using this new curbside collection service for over a year. This report presents outcomes from the first year of the new program and summarizes the steps the Bureau of Planning and Sustainability has taken to assist residents, provide ongoing customer service support, coordinate with garbage and recycling companies, and gather data to evaluate progress.

Agenda No. [assigned by Clerk's office]

REPORT

Title

Accept new curbside collection service Year One Report (Report)

INTRODUCED BY Commissioner/Auditor: [Commissioner Name]	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety – Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: _____ Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: [Bureau] Bureau Head: [Director]	
Prepared by: [Your Name] Date Prepared:[date]	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date	

AGENDA
TIME CERTAIN ☐ Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT ☐
REGULAR ☒ Total amount of time needed: [estimated time] (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz		
2. Fish	2. Fish		
3. Saltzman	3. Saltzman		
4. Novick	4. Novick		
Hales	Hales		



Office of Mayor Charlie Hales
City of Portland

[Date prepared]

As Mayor and Commissioner of Finance & Administration, I request Council confirmation of the following appointment to the [Board or Commission]:

Appointment	Term	Replacing
[Name]	[Dates]	[Name]
[Name]	[Dates]	[Name]

Reappointment	
[Name]	[Dates]

Respectfully submitted,

Charlie Hales
Mayor

Note to Bureaus: The City Charter states “The Mayor shall appoint members of boards and commissions subject to Council confirmation.” Please prepare your Report as above using the Mayor’s letterhead and submit to the Mayor’s office for filing with the Council Clerk.

OPTIONAL: Attach a brief bio on the appointees. (Do not attach ONI application.)
REQUIRED: FINANCIAL IMPACT AND PUBLIC INVOLVEMENT STATEMENT (FIPIS)

Use the Report format for all appointments except Home Forward , IPR Citizen Review Committee and FPD&R Trustee. These are made in Resolution format per City Code and/or ORS.

Sample Appointment Report Backing Sheet

Agenda No. _____

APPOINTMENT REPORT

Title _____

SAMPLE #1, 4 or fewer appointees:

Appoint [Names] and reappoint [Names] to the [Board/Commission] for terms to expire [date] (Report)

SAMPLE #2, more than 4 appointees:

Appoint members to [Board/Commission] for terms to expire [date] (Report)

INTRODUCED BY Commissioner/Auditor: Mayor Hales	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: _____ Deputy
BUREAU APPROVAL Bureau: Office of the Mayor	ACTION TAKEN:
Prepared by: [your name] Date Prepared:[date]	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date	

AGENDA TIME CERTAIN ☐ Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT ☐
REGULAR ☐ Total amount of time needed: _____ (for presentation, testimony and discussion)

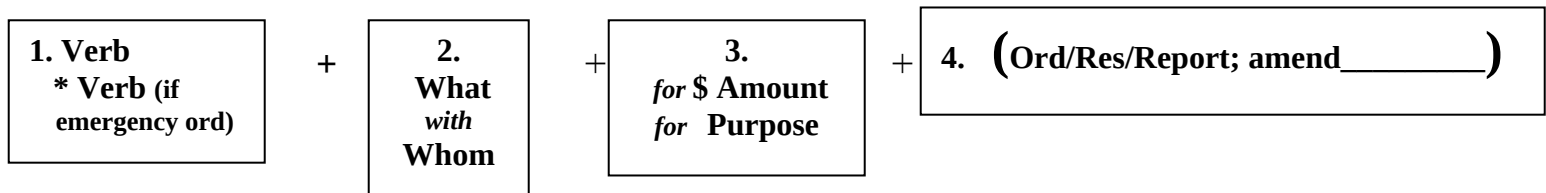
FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz		
2. Fish	2. Fish		
3. Saltzman	3. Saltzman		
4. Novick	4. Novick		
Hales	Hales		

TITLE DRAFTING INSTRUCTIONS

The Clerk's office has developed a Title style to promote an Agenda that is easy to read and uniform in appearance. Please follow these guidelines when writing your document titles.

Step #1. If your current ordinance/resolution is an update or amendment of an earlier document, go to the "Efiles" data base at www.portlandoregon.gov/efiles and look up the previous document. This document will have the title **AS EDITED** by the Clerk's office. Simply copy and update the title for your new ordinance.

Step #2. For new documents, use the formula for writing titles and follow the rules below.



- 1. Start with an active verb:** Authorize, Accept, Amend, Extend, Increase, Adopt, Appoint, Apply, etc.
- 2. What is it:** contract, bid, report, easement, etc.
with Whom: Name of citizen, corporation, or government entity.
- 3. How much will it cost and what is the purpose?**
- 4. Identification data in parentheses**
 (Ordinance, Resolution, Report or Presentation) If applicable add *“;[semi-colon] amend”* followed by “Contract No. xxxxx”, “Code Section xx.xx”, “Ordinance No. xxxxxx”, etc.

Rules

- No acronyms or abbreviations for companies, bureaus or programs. Use full business names (use of Inc., Co. and LLC are ok). Acronyms are fine to use within the document, but not in the title. Exceptions: use TriMet for Tri County Metropolitan Transportation District and FY for Fiscal Year.
- No Legal descriptions or Center Code numbers in the title. These are appropriate within the document.
- Use “City” instead of “City of Portland”
- No gerunds (amending, substituting, contracting, etc.)
- Use “St”, “Ave”, “Blvd” for “Street”, “Avenue”, “Boulevard”
- Avoid possessive nouns. For “City’s”, “Department’s”, “Great Program’s” use “City”, “Department”, “Great Program.”
- Do not capitalize every word. No underlining or bolding. No italics (except for court case names).
- Use an asterisk [*] to indicate an emergency ordinance.

See the following pages for sample titles.

AMEND BUDGET

Amend the FY 2010-11 budget to transfer funds and positions to the Office of Equity and Human Rights, establish the Office of Equity Director position and create new positions (Ordinance)

AMEND CODE (See CODE next page)

AMEND A CONTRACT

Amend contract for public information services with Talk of the Town, Inc. to extend term and increase compensation due to project extension in the amount of \$10,000 (Ordinance; amend Contract No. 1234)

*Extend contract with Wynotta Inc. for seismic inspection of bridges and increase compensation in the amount of \$50,000 (Ordinance; amend Contract No. 27877)

*Increase contract with OTAK, Inc. to raise the cost ceiling by \$4,613 for design of the NE Lombard Street Interceptor project (Ordinance; amend Contract No. 23679)

*Amend lease agreement with the Portland Development Commission for space in the Portland Building (Ordinance; amend Contract No. 45678)

Amend an Intergovernmental Agreement with the Water Utility Climate Alliance to financially collaborate on climate change issues (Ordinance; amend Contract No. 53143)

AMEND AN ORDINANCE

Revise the legal description to clarify the portion of SE Platt Ave to be vacated (Ordinance; amend Ordinance No. 174981)

APPOINTMENTS and REAPPOINTMENTS TO BOARDS OR COMMISSIONS

Appoint Amy White to the Planning and Sustainability Commission for a term to expire June 1, 2016 (Report)

Reappoint Joe Blow to the Noise Review Board for a term to expire January 31, 2015 (Report)

Appoint Linda Brown and reappoint Daniel Green to the Purchasing Board of Appeals for terms to expire March 14, 2015 (Report)

More than 4 appointees:

Appoint Private for Hire Transportation Board of Review Members and Alternates (Report)

CODE: AMEND, ADD and REPLACE

Require owners of rental dwelling units to provide garbage receptacles and garbage collection service (Ordinance; amend Code Chapter 29.30)

*Add the Black United Fund of Oregon and the International Service Agencies to the list of voluntary payroll deductions (Ordinance; amend Code Section 5.08.140)

Authorize changes to the City Code to require Protected Sick Time for employees of businesses working in the City (Ordinance; add Code Title 9)

Establish Wildfire Hazard zones to regulate types of roofing materials (Ordinance; add Code Chapter 24.51)

Update Public Utilities code policies and practices (Ordinance; replace Code Chapter 7.14)

CONTRACTS, INTERGOVERNMENTAL AGREEMENTS

For contract amendments – See **AMEND A CONTRACT**

For Contract Evaluation and Contract Complete Reports – See **REPORTS**

*Authorize contract with Technology Management Group, Inc. for mainframe computer capacity planning assistance at \$13,125 (Ordinance; Contract No. 30000123)
[Give SAP Contract No. if it is available.]

*Authorize contract with Dr. Nicholas Gray, Dr. Thomas White, and Richard H. Brown to conduct an expert review of the water quality monitoring program in the Bull Run Watershed in the amount of \$71,000 (Ordinance)

*Authorize an Intergovernmental Agreement with Portland State University in the amount of \$44,432 to implement the project Portland Residential Waste Sorts (Ordinance)

Authorize a contract for the construction of the SW Capitol Hwy and SW Vincent Place Sewer Replacement Project No. E10300 at an estimated cost of \$983,800 (Ordinance)

Authorize a contract with the lowest responsible bidder for the Mocks Bottom Pump Station Remodel Project No. 5375 (Ordinance)

Subrecipient Contract (grants)

Authorize subrecipient contract with Portland Housing Center for \$107,242 for homebuyer education and counseling services (Ordinance)

GRANT ORDINANCES

Accept a grant in the amount of \$4,013,000 from the Oregon Department of Transportation for the East Portland Access to Transit Project and authorize an Intergovernmental Agreement (Ordinance)

Grant funds for transitional foster youth programs, under City's Fostering Success Initiative, to New Avenues for Youth for \$117,000 (Ordinance)

LAND USE ORDINANCES

*Amend the Comprehensive Plan Map and change the zone of property at 3032 SE Belmont from R1, residential, to C2, commercial to allow expansion of existing grocery store (Ordinance; LU 06-012345 CP ZC)

PERSONNEL - UNION CONTRACTS

Authorize a letter of agreement with Laborers' Local Union 483 amending the July 1, 2010 to June 30, 2013 Recreation Labor Agreement between the parties (Ordinance)

Ratify an initial Labor Agreement between the City and the American Federation of State, County, and Municipal Employees Local 189-H relating to terms and conditions of employment of represented employees in the Portland Housing Bureau bargaining unit (Ordinance)

PRESENTATIONS AND CEREMONIES

Welcome new firefighter trainees and paramedics (Presentation)

Recognize Bill Smith, recipient of the 2010 Lowenstein Trust Award (Presentation)

PROPERTY CONVEYANCE

Authorize agreement for acquisition of 2.7 acres owned by William Howard and Jerry Gravett located in the Johnson Creek floodplain (Ordinance)

Declare surplus property south of SE Franklin St and authorize sale to Samuel G. Sauter (Ordinance)

PROCUREMENT SERVICES
PROCUREMENT – CONSTRUCTION

Accept bid of Triad Mechanical, Inc. for the Mocks Bottom Pump Station Remodel project for \$687,360 (Procurement Report - Bid No. 108140)

Adopt findings, authorize an exemption to the competitive bidding process to Procurement Services pursuant to ORS 279 and City Code 5.34 and provide payment for construction of the Council Crest Park Tower Replacement Design-Build Project (Ordinance)

Authorize contract with Oregon Iron Works, Inc. to manufacture, deliver and attach one boathouse, in the amount of \$1,690,100 (Procurement Report - RFP No. 114647)

PROCUREMENT - GOODS & SERVICES

Authorize price agreements with Fitz Enterprises, Inc., dba Star Oilco, and Bretthauer Oil Company to provide annual supply of fuel for a 5-year contractual total not to exceed \$20,000,000 and \$12,500,000, respectively (Procurement Report - RFP No. 113986)

REPEAL ORDINANCE/RESOLUTION

Repeal Ordinance No. 151741 in its entirety and remove any setback requirements established by the Ordinance on the eastside of SW Moody Ave from SW Sheridan St to SW Woods St (Ordinance)

Repeal the limit on the annual cumulative value of new projects that apply for tax exemption under the New Transit Supportive Residential or Mixed-Use Development program, creating new jobs to stimulate the Portland area economy (Resolution; repeal Resolution No. 36453)

REPORTS

Accept report and recommendations of the Excellence in Government Task Force (Report)

Certify abstract of votes cast, proclaim candidates elected and measures approved at the Municipal Non-Partisan General Election held in the City of Portland on November 6, 2012 (Report)

Contract Evaluation and Contract Complete Reports

Transmit evaluation report on contract with Walsh Construction Company for the addition and remodel of the Portland Communications Center Project (Report; Contract No. 33014)

Accept contract with Walsh Construction Company for the addition and remodel of the Portland Communications Center Project as complete, authorize final payment and release retainage (Report; Contract No. 33014)

RESOLUTIONS

Declare the purpose and intention of the City to construct Housing and Community Development street and storm sewer improvements in the SE Lafayette/78th Ave Local Improvement District (Resolution; C-9676)

Approve free speech policy for Pioneer Courthouse Square (Resolution)

Designate City Council as a Strategic Planning Committee and create criteria for evaluation of programs that affect City policy (Resolution)

REVOCABLE PERMITS

*Grant a temporary revocable permit to LightSpeed Networks Inc. for telecommunications services and establish terms and conditions (Ordinance)

STREET VACATIONS

Vacate a portion of SW Freeman St east of SW 19th Ave subject to certain conditions and reservations (Hearing; Ordinance; VAC 10021)

PREPARING CODE AMENDMENT ORDINANCES

NOTE: Please review the Form and Style Manual (Appendix G, which follows), before preparing Code amendment ordinances. Ordinances adding and amending sections of the Code must follow these guidelines and must obtain City Attorney and Auditor's approval prior to placement on the Council Agenda. Remember that Code ordinances must be filed two weeks before the Council date. (Do not make distribution copies until you have received approval).

The entire City Code is available on the Internet in a searchable format, accessible through portlandoregon.gov/auditor/code. As with all other Council documents, code amending ordinances must be submitted to the Council Clerk in electronic format through the office of your Commissioner-In-Charge. **Request a copy of the current Word version from the Code staff – 823-4022 – for drafting your code change.**

Code may be amended in the following ways: Changes / Repeals / Additions / Substitutions

1. **CHANGES:** The text is changed by deletions or by new wording.

As a general rule, changes should be handled as follows:

Existing text is deleted by using ~~strikeouts~~.

New text is underlined.

Do not use Microsoft Word “track changes” feature.

EXAMPLE:

NOW, THEREFORE, the Council directs:

Section 33.701.110(b), Planning and Zoning, is amended as follows:

(b) ~~Rotating and animated signs~~ Signs with rotating or moving parts are not permitted allowed.

NOTE: DO NOT use bold, highlights or brackets in lieu of strikeouts and underlining.

2. **REPEALS:** A subsection, section or chapter is removed from the code, not to be replaced. If an entire subsection, section or chapter is involved, indicate sections or subsections to be repealed by number or letter. One sentence will clearly indicate your intent.

EXAMPLE:

NOW, THEREFORE, The Council directs:

- a. Subsection 22.04.020 is hereby repealed.

- 3. **ADDITIONS:** A new subsection, section or chapter is added. Do not underline text of entire Chapters, sections and subsections when adding to the City Code. Instead, identify it as added text in your instructions. Identify the additions by number or letter.

EXAMPLE:

NOW, THEREFORE, the Council directs:

- a. City Code Chapter 3.02 is amended by **adding** a new section follows:

2.04.030 Pre-election Publication. No city voters' pamphlet shall be required for an election subject to this chapter unless:

- 4. **SUBSTITUTIONS:** An entire title or chapter is repealed and replaced with a new one. Express substitution in the instructions instead of using brackets or underlining.

EXAMPLE:

NOW, THEREFORE, the Council directs:

- a. Title 16 of the City Code, Vehicles and Traffic, is hereby amended by substituting the following chapter for existing Chapter 16.40:

Chapter 16.40, Parades and Processions

16.40.010 Purpose The purpose of this chapter is to provide regulation of special events requiring the use of City services and public streets.

16.40.020 Permit Required A permit is required

5. MISCELLANEOUS:

Indexes, etc.

Include section titles for the Chapter Index if new sections are being added/deleted. Example:

33.81.010 Purpose
33.81.020 Definitions
33.81.030 ~~Resident~~Occupancy
33.81.040 Density
33.81.050 Design

Renumbering: If text is deleted or added, which requires renumbering of subsequent text, it should be noted in the ordinance.

NOTE: When preparing a Code amendment ordinance, changes should be included in the body of the ordinance with the exception of major changes, i.e. entire rewrites of Code Chapters. These may be attached as a separate exhibit but must be referenced as an Exhibit in the ordinance itself.

**CODE OF THE CITY OF PORTLAND, OREGON
FORM AND STYLE MANUAL**

City Auditor's Office

INTRODUCTION

The purpose of this manual is to provide form and style guidelines that can be used to draft ordinances adding and amending sections of the Portland City Code.

This manual supplements the “United States Government Printing Office Style Manual,” 2008 Edition; the “Form and Style Manual for Legislative Measures of the Oregon Legislative Assembly,” 2010 Edition; and the “Merriam-Webster's Collegiate Dictionary” (for word spelling). These references should be consulted for questions not covered in this manual.

Drafters of ordinances proposing new sections and amendments to the Code of the City of Portland are expected to follow the guidelines in this manual. Ordinances that are materially deficient in this regard will be returned to the originating Bureau for correction prior to placement on the Council agenda.

This manual is intended primarily as a style and format guide for the City Code and Ordinances amending the Code. Some specific preparation details for ordinances proposing Code changes are included in this manual (i.e., submission of key word identifiers for index, treatment of charts and graphs, etc.).

The City Code is published on the Internet and is available via the Auditor's web page. Electronic copies of current Code titles are also available from the Auditor's Office to assist you in preparation of Code-amending ordinances. If you would like an electronic copy or have questions regarding Code format, please contact Code staff at 823-4022.

If you have questions about this manual or would like extra copies, contact the Auditor's Office Council Division at 823-4086 or 823-4085.

CODE LAYOUT

Major divisions of the Code: The Portland City Code is organized into Titles, Chapters and Sections. A Title generally encompasses one broad subject; for example, Title 5 covers Revenue and Finance. Major divisions within Titles are called Chapters, and divisions within Chapters are called Sections.

On the first page of a Title is a Table of Contents that lists all the Chapter headings in the Title. If a chapter has more than one Section, the Chapter also begins with a table of contents of all Sections within that particular Chapter. (There is no Chapter Table of Contents if there is only one Section in the Chapter.)

Numbering of Sections: The numbering system consists of three parts. The first part is the Title number, the second part is the Chapter number, and the third part is the Section number. For example, Section 33.11.010 is Section 010 of Chapter 11 of Title 33.

As a general rule, Section numbers are ten points apart (for example, 12.06.010, 12.06.020, etc.). New Sections added are generally sequenced where appropriate in between the ten-point sections in divisions of five (for example, 12.06.010, 12.06.015, 12.06.020, etc.). When Sections are already sequenced in groups of five, new Sections can be added as 12.06.011, 12.06.012, 12.06.013, etc. Sections in new Chapters should have a ten-point spread so there is room for new Sections in later amendments.

Numbering within Sections: The following standard outline sequence should be used when adding, amending, or replacing Code sections:

- A. subsection
 - 1. paragraph
 - a. sub-paragraph
 - (1) sub-sub-paragraph
 - (a) sub-sub-sub-paragraph
 - (i) sub-sub-sub-sub-paragraph

CODE ORDINANCE PREPARATION

Referring to Divisions in the Code: When referring to divisions in the Code, use the entire reference number. For example, "see Chapter 12.06" (Chapter 6 of Title 12). The entire Section number should be recited when referring to Code Sections (for example, "see Section 12.06.010").

Always refer to the specific paragraph, subsection, or Section. Do not use such terms as herein, above, foregoing, etc., in referring to any portion of the Code.

When referring to a division in the Code, make sure the division has not been repealed or altered.

Treatment of Maps, Charts, Graphs, Drawings, etc.: Graphics, such as maps, charts, graphs, illustrations or drawings may be included in the Code. They should be submitted "camera ready" as to size and reproduction quality and in electronic format. Their size must conform with the 8-1/2 by 11 inch limitation for Code inclusion.

City Attorney Review: All Ordinances proposing changes to the City Code must **first** be reviewed by the City Attorney's Office before submission to the Auditor's Office for placement on the City Council Agenda.

Code Review Deadline: See Filing/Deadlines. Code amending ordinances are due to the Auditor's Office two weeks prior to the intended Council session. Do not make distribution copies until you have received approval.

Definitions: Definitions should usually be placed in a separate Section at the beginning of each Chapter. Any phrase or word in the Code that is not self-evident should be clearly defined.

Masculine/Feminine Gender: City Ordinance No. 156680 requires that amendments to the City Code not include terms that are masculine or feminine, unless otherwise required in the context of the Code. Examples of terms that are neither masculine or feminine are "Chair" or "Chairperson, fire fighter," and "police officer." In addition, gender-specific pronouns, such as he, she, his, hers, should not be used, unless applicable to the context of the Code.

SENTENCE CONSTRUCTION

Use PLAIN ENGLISH. Use short, concise, grammatically correct sentences.

Avoid archaic vocabulary. Avoid the following words wherever possible.

aforesaid	thereabout
forthwith	thereafter
hereafter	thereby
herein	therefore
hereof	thereupon
heretofore	therewith
herewith	whereas (except in resolution)
thence	whereby

Avoid complex sentences. Make the subject-verb relationships clear by putting the subject and verb as close together as possible.

Use active verbs

Write sentences to show clearly who does what.

Original: A written report should be submitted by the committee.

Revised: The committee should submit a written report.

Watch for verbs disguised as nouns.

Original: The task force stated a request for immediate action.

Revised: The task force requested immediate action.

Use brief sentences in the text and only one sentence in the title.

Find ways to express one thought per sentence.

Original: Jones Co. is the contractor and the contract was signed on June 4.

Revised: Jones Co. is the contractor. The contract was signed on June 4.

SPELLING

Spelling Reference: Refer to “Webster's New Collegiate Dictionary” for the spelling, compounding and dividing of words.

Preferred Spelling List: The following is a preferred spelling list of commonly-used words:

accommodation
competitive
monies
secondhand
watercourses

acknowledgment
fire fighters
occurrence
stormwater
waterfront

center line
judgment
roof line
supersede
willful

Words With Similar Spelling: The meanings of certain words with similar spelling are frequently confused. For example:

Affect -verb -to influence; to stir emotions; to change.
The new ordinance will not affect the neighborhood.

Effect -noun -a result, an impression.
The effect of the new ordinance is unknown.

Effect -verb -To cause, to bring about.
The ordinance will effect many changes in the community.

Biennially -every two years.
Biannually -means twice a year.

Farther -increased distance.
Further -extension of time, quantity or degree.

Precede -to go before.
Proceed -to carry on.

Ensure -make certain.
Insure - protect against loss.
Assure - give someone confidence.

"Non" Words: As a general rule, all "non" words in the Code are spelled as one word, without a hyphen. Some examples are nonresidence, nonrefundable.

Percent: Percent is one word and is spelled. The percent sign, %, may be used in tables.

Degrees: Fahrenheit and Celsius should be written (except in footnotes and tables).
Example: 150 degrees Fahrenheit.

CAPITALIZATION

What to Capitalize:

Proper names.

Derivatives of proper names used with a proper meaning: Such as “the City” when referring to the City of Portland and the “Council” when referring to the Council of the City of Portland, Oregon.

The full official title of a bureau or administrative division:
Such as “Water Bureau,” “Treasury Division.”

The full official title of an officer: Such as “Commissioner of Public Works,” “City Engineer.” “Chief of Police.”

Specific references to particular sections of the City Code or other documents:
Such as “Title 33,” “Section 1.06.020.”

Months and days of the week.

The proper name of funds or accounts: Such as the “General Fund.”

The proper names of boards, commissions, committees or associations:
Such as “Civil Service Board,” “Planning Commission,” “Ash Creek Neighborhood Association.”

The name of a region or specific locality: Such as “State of Oregon” “East Portland,” “Columbia Gorge” or “West Burnside Street.”

Trade names: Such as “Foamite” or “Plexiglass.”

Titles of all publications, maps, documents and papers: Such as “City Code,” “City Charter,” “Water Features Map” and “Comprehensive Plan.”

Names of specific land-use planning zones and goals: Such as “V Zone,” “RH Zone,” “Statewide Planning Goal 15,”

Names of historic events and titles of acts, laws, etc.:
Such as “Walsh-Healey Act.”

“City Charter” and “Comprehensive Plan.”

The first letter of each major word in a Code Title, Section or Chapter heading:
Such as “17.12.080 Payment of City's Share.”

What Not to Capitalize:

(Many people tend to overuse capitals so, when in doubt, probably should not.)

Common nouns indicating direction: Such as “continue east on Burnside Street.”

Titles of officials that are generic and not official titles: Such as “auditors,” “police officers,” “firefighters.”

Names of specific fees and permits: Such as “parking permit,” “building permit” and “permit fee.”

Names of generic zones: Such as “tow away zone,” “no parking zone.”

List of Commonly Capitalized Words: The following is a common list of words that are capitalized when referring to a **specific** City of Portland person, place or thing:

Auditor	Commissioner-in-Charge
Building Inspector	Council
Chairperson	Director
Chief of Police	Fire Bureau
Civil Service Board	Inspector
City Attorney	Mayor
Code	Title (group of Chapters in the Code)
Commissioner	Treasurer
	Vice-chairperson

PUNCTUATION

Use of Commas in a Series: It is usual practice to omit the comma before the conjunction within a series of three or more words, phrases, letters, or figures.

red, white and blue
Chapter 12.06, 12.07 or 12.08
neither a, b nor c

However, serial commas may be used for adding clarity in complex sentences.

Use of Semi-Colon at End of Subsections: Subsections which are interrelated should be separated by a semi-colon, with a period at the end. Example:

- (1);
- (2); and
- (3)

Use of Hyphens:

Two adjectives used together to describe a noun should be hyphenated.

last-known address
little-used guide

The exceptions are the adverb "very" and all adverbs ending in "ly"

very good grammar
commonly used word

Such words as "semi-annually" and "re-examination" should be hyphenated rather than appearing with two vowels in a row.

"Right-of-way" **should** be hyphenated.

ABBREVIATIONS

Use Standard and Uniform Abbreviations: Standard and easily understood forms of abbreviations are preferable and should be uniform, such as U.S.

Use of Non-Standard Abbreviations: Abbreviations not generally known should be explained in the text the first time they occur (such as "net developable acres (NDA)"). However, in the document **titles**, write the words out and **do not** show the abbreviation. When nonstandard abbreviations are used in tables, explanatory matter should be supplied.

Sectional Divisions of Cities: Sectional divisions of cities are indicated by NE, SE, etc.; but North, South, East and West should be spelled out.

"Square Feet" Not Abbreviated: Do not abbreviate "square feet" in the Code except in footnotes or tables.

NUMBERS AND FIGURES

Numbers Describing Units of Measurement, Time or Money are Expressed in Figures: Numbers are always expressed in figures when describing a unit of measurement, time or money in the Code. Examples of measurement units would be feet, inches, miles, gallons and centimeters. This generally means that there are few instances in which numbers are spelled in the Code.

Exception: Numerals should be spelled out at the beginning of a sentence or heading.

APPENDIX G

Numbers Not Describing Units of Measurement, Time or Money: Numbers not describing units of measurement, time or money should be expressed as follows: Single numbers of 10 or more should be in figures, and less than 10 should be spelled.

Numbers in a Series: When two or more numbers appear in a sentence and one of them is 10 or more, figures are used for each number.

Fractions: In general, fractions should always be expressed in figures with hyphens placed between the primary numbers and fractions: Such as “11-3/4” or “2-3/8.”

Exception: Fractions should be spelled when they modify a nearby noun: Such as one-half of the remainder.”

Monetary Sums: Monetary sums should be expressed in figures as follows:

0.5 cent	\$2,000 (use comma)
1 cent	\$160,000
10 cents	\$3 million
\$3 (no period)	\$3,504,282
\$3.65	\$115

DO NOT express monetary amounts in both words and figures.

RIGHT WAY: “The fee is \$100.”

WRONG WAY: “The fee is \$100 (one hundred dollars).”

Dates: Dates should be expressed as follows:

June 1999 (no comma)
June and July 1999 (no comma)
June 29 to July 6, 1999,
January 15 (**Not** the 15th day of January)
June 19, 1999, and - (commas)
Fiscal Year 1999-00
1995-99

Time: Time should be expressed as follows:

3 fiscal years
4:30 p.m.
10 p.m.
12 noon
12 midnight

Age: Age should be expressed in figures as follows:

6 years old
52 years 10 months 6 days

Portland, Oregon
**FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT
For Council Action Items**

(Deliver original to City Budget Office. Retain copy.)

For current FIPIS form go to CBO Website:

<http://www.portlandoregon.gov/cbo/54935>

or

**City Budget Office → Resources For Employees →
Financial Impact and Public Involvement Statement**

All ordinances, resolutions and reports are **required** to be submitted to Council with a Financial Impact and Public Involvement Statement. It should be submitted to your Financial Analyst with the ordinance, resolution or report at the time they are submitted to the Commissioner-in-charge.

All major and complex actions, such as rate schedules, must be submitted two weeks prior to filing. All major appropriation adjustments to major object codes or contingency requests should be handled during the following Budget Monitoring Process (BuMP). Contact your budget analyst regarding such transfers. If you need to make a transfer immediately, your analyst can help with the appropriate format and accounting nomenclatures.

Further guidance on filling out the Financial Impact and Public Involvement Statement sections is available at **City Budget Office → Resources For Employees →
Financial Impact and Public Involvement Statement.**

PORTLAND POLICY DOCUMENTS

Transmittal Sheet for Administrative Rules Adopted Pursuant to Rule-Making Authority

PORTLAND POLICY DOCUMENTS OVERVIEW & FILING PROCEDURES

I. OVERVIEW

A. What is the PPD?

The Portland Policy Documents (PPD) began as a joint initiative of the Mayor's Office & Auditor's Office to capture all City policies and administrative rules in one central location. Ordinance No. 175959, passed in October 2001, created the PPD and directed the Auditor to gather all City policies and rules and publish them on the Internet. PPDs are policies that affect future decision making and administrative rules that affect the general citizen population or all City employees. See City home page → Government → Charter, Code & Policy → **Portland Policy Documents**.

B. Timeline For Creation Of PPD

- **October 26, 2001** - authorizing Ordinance goes into effect
- **September 30, 2004** - all documents required to be in PPD must be filed with Auditor to remain in effect

C. What types of documents are included in the PPD?

The PPD will contain all binding city policies, non-binding city policies, and administrative rules. All existing policies and rules must be filed with the Auditor for inclusion in the PPD by September 2004 to remain in effect.

- **Binding City Policies.** Adopted by City Council ordinance or resolution, these policies are directed to future decision-making or procedure and have binding effect or serve as mandatory approval criteria. (Example: City Investment Policy)
- **Non-Binding City Policies.** Adopted by City Council ordinance or resolution, these policies express the Council's opinion but *do not* have a binding effect or serve as mandatory approval criteria for future decision making. (Example: Tacoma Main Street Plan)
- **Administrative Rules Adopted by City Council.** Adopted by City Council Ordinance or Resolution, these rules are binding requirements, regulations, or procedures which affect citizens or all City employees. (Example: HR Administrative Rules)

PORTLAND POLICY DOCUMENTS

Transmittal Sheet for Administrative Rules Adopted Pursuant to Rule-Making Authority

- **Administrative Rules Adopted by Bureaus Pursuant to Rule Making Authority.** Adopted by the Bureau pursuant to authority expressly delegated by City Council, these are binding requirements, regulations, or procedures which affect citizens or all City employees. (Example: Solid Waste & Recycling Rules adopted by BPS)

D. What types of documents are *not* included in the PPD?

- **City Code.** The City Code is maintained separately by the City Auditor. However, administrative rules currently contained in the City Code should eventually be moved to the PPD. (Example: Title 4 Personnel was repealed when HR Administrative Rules were enacted).
- **Comprehensive Plan Policy.** Comprehensive plan policies are organized and maintained within the framework of the City's Comprehensive Plan.
- **Bureau Policies or Work Rules.** Unlike Bureau adopted Administrative Rules, these policies do not have a binding effect on all City employees or the general citizen population. Bureau policies are maintained by the individual Bureau, Department or Office.

II. FILING PROCEDURES

City Code Section 1.07.060 requires all Bureaus that adopt or amend any of the documents required to be included in the PPD file a copy with the Auditor. These documents shall be submitted in both paper and electronic form. Electronic copies should be consistent with City Software standards (ex.: MS Word, Excel or Adobe PDF). PPD filing procedures vary depending on the type of document.

Each Bureau should have a designated PPD contact. Questions regarding the filing process may be directed to your bureau PPD contact or Auditor's Office PPD staff (823-4079 or policy@portlandoregon.gov). The Auditor's Office PPD staff is also available for individual or group orientation sessions on the PPD.

A. New or Amended Policies & Rules Adopted by City Council.

- These documents will be captured following the Council Document filing process outlined in the Section VI, Submission of Documents
- Bureau or Elected Official must indicate on backing sheet that document should be in PPD

PORTLAND POLICY DOCUMENTS

Transmittal Sheet for Administrative Rules Adopted Pursuant to Rule-Making Authority

- **The text of the document (in the directives for an Ordinance or the resolved section for a Resolution) must state that it is binding policy, non-binding policy, or administrative rule as follows: “This ordinance [resolution] is binding city policy [non-binding city policy or administrative rule].”**

B. Existing Policies & Rules Adopted by City Council.

- These documents do not need to be reauthorized by Council.
- Bureaus should research their policies & rules and transmit paper and electronic copies to Auditor's Office by September 2004 for them to remain in effect.
- Complete *PPD Existing Policy & Rule Transmittal Sheet* (Appendix I-2). An electronic copy of this form is available on the Auditor's Intranet site.
- Send paper copy of completed transmittal sheet and PPD document via interoffice mail to 131/140/Policy.
- Send electronic copy of completed transmittal sheet and PPD document via e-mail to the Auditor, Policy mailbox (policy@portlandoregon.gov).
- Paper and electronic copies of existing Council approved policies and rules may be filed with the Auditor's Office directly by the Bureau. They do not need to be filed through the Commissioner-In-Charge.

C. New and Amended Rules Adopted by Bureau.

- Bureau must have expressly delegated authority from Council to develop rules (In Code, Resolution or Ordinance).
- City Code Section 1.07.060 requires new or amended rules be filed with Auditor within two weeks of adoption.
- Complete *PPD Administrative Rule Transmittal Sheet* (Appendix I-1). An electronic copy of this form is available on the Auditor's Intranet site.
- Send paper copy of completed transmittal sheet and PPD document via interoffice mail to 131/140/Policy.

PORTLAND POLICY DOCUMENTS

Transmittal Sheet for Administrative Rules Adopted Pursuant to Rule-Making Authority

- Send electronic copy of completed transmittal sheet and PPD document via e-mail to the Auditor, Policy mailbox (policy@portlandoregon.gov).
- Paper and electronic copies of Bureau adopted rules may be filed with the Auditor's Office directly by the Bureau. They do not need to be filed through the Commissioner-In-Charge.
- Please remember that Bureau policies and work rules are not included in the PPD. Unlike Bureau approved administrative rules, Bureau policies are adopted without formally delegated authority and affect only the Bureau or Office. These documents are maintained by the Bureau.

D. Existing Rules Adopted by Bureau.

- Bureau must have expressly delegated authority from Council to develop rules (In Code, Resolution or Ordinance).
- Bureaus should research their existing rules and transmit paper and electronic copies to Auditor's Office by September 2004 for them to remain in effect.
- Complete *PPD Existing Policy & Rule Transmittal Sheet* (Appendix I-2). An electronic copy of this form is available on the Auditor's Intranet site.
- Send paper copy of completed transmittal sheet and PPD document via interoffice mail to 131/140/Policy.
- Send electronic copy of completed transmittal sheet and PPD document via e-mail to the Auditor, Policy mailbox (policy@portlandoregon.gov).
- Paper and electronic copies of Bureau adopted rules may be filed with the Auditor's Office directly by the Bureau. They do not need to be filed through the Commissioner-In-Charge.
- Please remember that Bureau policies and work rules are not included in the PPD. Unlike Bureau approved administrative rules, Bureau policies are adopted without formally delegated authority and affect only the Bureau or Office. These documents are maintained by the Bureau.

PORTLAND POLICY DOCUMENTS

Transmittal Sheet for Administrative Rules Adopted Pursuant to Rule-Making Authority

DATE: _____**TO:** Auditor's Office 131/140/POLICY**FROM:** Bureau/Office - _____
Name: _____**RE:** Title of Rule: _____

Pursuant to rule-making authority expressly delegated to our director by the City Council:

- ☐ Please include the attached Administrative Rule the Portland Policy Documents.
- ☐ Please update existing document number _____ in the Portland Policy Documents with the attached amendment.

AS REQUIRED BY CITY CODE SECTION 1.07.060, AN ELECTRONIC COPY OF THIS RULE:

- ☐ Is on the attached diskette
- ☐ Has been e-mailed to policy@portlandoregon.gov
(file name _____)

BUREAU CONTACT:

Name: _____ Phone: _____

BUREAU APPROVAL:

By: _____ Title: _____

Date: _____

BELOW SECTION FOR AUDITOR'S OFFICE USEDocument Number: _____
If not included in PPD, state reason _____

PORTLAND POLICY DOCUMENTS

Transmittal Sheet for Policies & Administrative Rules Adopted Prior to November 1, 2001

DATE: _____**TO:** Auditor's Office 131/140/POLICY**FROM:** Bureau/Office - _____
Name: _____**RE:** Title of Rule/Policy: _____

Pursuant to City Code Section 1.07.060 B, please include the attached document in the Portland Policy Documents as a:

- ☐ Binding City Policy
- ☐ Non-Binding City Policy
- ☐ Administrative Rule Adopted by Council
- ☐ Administrative Rule Adopted Pursuant to Rule-Making Authority

AS REQUIRED BY CITY CODE SECTION 1.07.060, AN ELECTRONIC COPY OF THIS RULE/POLICY:

- ☐ Is on the attached diskette
- ☐ Has been e-mailed to policy@portlandoregon.gov
(file name _____)

BUREAU CONTACT:

Name: _____ Phone: _____

BUREAU APPROVAL:

By: _____ Title: _____

Date: _____

BELOW SECTION FOR AUDITOR'S OFFICE USE

Document Number: _____

If not included in PPD, state reason _____

SAMPLE PORTLAND POLICY DOCUMENT ORDINANCE**ORDINANCE No.**

Establish a processing fee for street tree ornamental lighting permits (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Ornamental lighting in street trees in an important and identifying characteristic of some of the business districts in Portland. The presence of ornamental lights in City trees has steadily increased over the past ten years. A citywide policy directing proper installation, use, and maintenance of ornamental lights in City trees is needed to protect the City's green infrastructure.
2. The Tree Lighting Task Force was formed in October 2005 to recommend a citywide policy for street tree lighting. The task force developed policy guidelines for affixing ornamental lighting in trees which have been approved by the Urban Forestry Commission.
3. Section 20.40.070F of the City Code provides that Council may establish, by ordinance, inspection fees as part of the tree permit process.

NOW, THEREFORE, the Council directs:

- a) All ornamental lights in street trees will be installed and maintained substantially in conformance with the Tree Lighting Task Force policy guidelines for affixing ornamental lighting in trees attached as Exhibit A
- b) The fee for a street tree ornamental lighting permit is \$35.00 plus an additional charge depending on the number of trees covered by the permit substantially in conformance with the ornamental lighting permit fee structure attached as Exhibit B.
- c) This ordinance is binding City policy.

Passed by the Council:
Commissioner Saltzman
Prepared by: David McAllister: adm
Date Prepared: July 5, 2007

LaVonne Griffin-Valade
Auditor of the City of Portland
By

Deputy