

RESOLUTION No. 37437

Establish Privacy and Information Protection Principles to serve as guidance for how the City collects, uses, manages and disposes of Data and Information (Resolution)

WHEREAS, the City of Portland has established an Open Data Program through City Council Ordinance No. 188356 that commits the City to the publication, open access, and widespread sharing of non-protected, non-sensitive Data, collected and generated by the City, and by private sector companies, nonprofit organizations, academia, and other parties working on behalf of the City; and

WHEREAS, City Council Resolution 37371 created the Smart City PDX Priorities Framework to address inequities and disparities when using Data and investing in technology-driven projects that improve people's lives. The Framework will guide how Data and Information when integrated with community engagement will be collected and used for decision-making within Smart City PDX projects; and

WHEREAS, the City of Portland has already implemented administrative, technical and physical safeguards (Information Security procedures BTS 2.01 to BTS 2.18) to ensure that Data are processed and used lawfully; and

WHEREAS, the City recognizes that while emergent Data and Information collection and communication technologies have the potential to change Portland in positive ways and to support more participatory government, a real risk exists that the use of these tools may have a negative impact on our communities, particularly on our most vulnerable populations, if privacy and information protection are not prioritized; and

WHEREAS, the City is committed to not only protecting Data collected and managed from the public or on behalf of partners, but also Data about our employees, including Personal Information, health and banking information; and

WHEREAS, the City recognizes that the ability to collect, process, use, store, and share Data and Information has and will continue to increase rapidly, requiring guidelines and policies to ensure that this ability is being executed responsibly and transparently; and

WHEREAS, the City expresses concern that the use of Automated Decision Systems, including technologies referred to as artificial intelligence, without proper safeguards has the potential to negatively affect the enjoyment of human rights, including economic, social and cultural rights; and

WHEREAS, the City recognizes that an open, secure, stable, and accessible Data, Information, and communications technology environment is important to the realization of Privacy and Information Protection for all those who interact with the City of Portland; and

WHEREAS, the City recognizes that in the absence of comprehensive Federal or State Privacy and Information Protection guidelines or policy, the City has a significant role in ensuring Privacy and protecting the Data and Information collected, used, and managed, and disposed of by the City.

NOW, THEREFORE BE IT RESOLVED, City Council commits to using these Privacy and Information Protection Principles (Exhibit A) ('Principles') when considering policies and projects that require the collection, use, management and disposal of Data and Information; and

BE IT FURTHER RESOLVED, City Council directs staff at the Bureau of Planning and Sustainability and Office of Equity and Human Rights to work with other City of Portland bureaus, including the Bureau of Technology Services, to identify and develop a process for creating, reviewing, implementing and strengthening equitable and anti-discriminatory policies and procedures that promote these Principles. This will include determining the staff and budget resources needed to implement this process as part of an overall Data Governance strategy for the City; and

BE IT FURTHER RESOLVED, City Council directs staff at the Bureau of Planning and Sustainability and Office of Equity and Human Rights to make recommendations to assure community involvement in the review of City procedures, practices and policies to assure the full and effective implementation of the Principles.

Adopted by the Council, JUN 19 2019

Mayor Ted Wheeler
 Commissioner Amanda Fritz
 Commissioner Nick Fish
 Commissioner Jo Ann Hardesty
 Commissioner Chloe Eudaly

Mary Hull Caballero
 Auditor of the City of Portland
 By




Deputy

Prepared by: Hector Dominguez
 Date Prepared: February 22, 2019

Agenda No.
RESOLUTION NO. 37437
 Title

Establish Privacy and Information Protection Principles to serve as guidance for how the City of Portland (City) collects, uses, manages, and disposes of Data and Information. (Resolution)

<p>INTRODUCED BY Commissioner/Auditor: Ted Wheeler Nick Fish Jo Ann Hardesty Chloe Eudaly Amanda Fritz</p>	<p>CLERK USE: DATE FILED <u>MAY 14 2019</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration – Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Hardesty</p> <p>Position 4/Safety - Eudaly</p>	<p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Planning and Sustainability Bureau Head: Andrea Durbin <i>ok'd on prev BS. [Signature]</i></p> <p>Prepared by: Kevin Martin Date Prepared: April 18, 2019</p>	<p>ACTION TAKEN:</p> <p>MAY 22 2019 Rescheduled to June 19, 2019 at 2:45 pm Time Certain</p>
<p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan</p>	
<p>Council Meeting Date May 22, 2019</p>	

AGENDA

TIME CERTAIN
 Start time: ~~9:45 am~~ **10:25 am**

Total amount of time needed: 45 minutes
 (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. Hardesty	3. Hardesty	_____	
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	