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## 190474

Emergency Ordinance

### **\*Amend Intergovernmental Agreement with the State of Oregon Office of Administrative Hearings/Employment Department for hearings officer and appellate review services to extend contract four years and increase amount by \$225,000 for a not to exceed total of \$625,000 (amend Contract No. 30006007)**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. Chapter 5 of the Charter of the City of Portland requires that hearings on contested claims for the Bureau of Fire and Police Disability and Retirement (FPDR) be conducted by independent hearings officers.
2. Since 2007, the State of Oregon, Office of Administrative Hearings/Employment Department (OAH) has been conducting contested case hearings for the FPDR.
3. The Intergovernmental Agreement between FPDR and OAH will expire on June 30, 2021.
4. There are no other entities with the expertise of the OAH to conduct the FPDR's hearings.
5. The OAH wishes to continue providing services to the FPDR and the FPDR wishes to have the OAH continue conducting its contested pension and disability claim hearings.
6. The OAH and the FPDR have agreed to the terms set forth in the Intergovernmental Agreement attached as Exhibit "A" and incorporated into this ordinance by reference.
7. On May 25, 2021, the Board of Trustees of the FPDR by its Resolution No. 535 approved the Intergovernmental Agreement with OAH.

**Introduced by**

[Commissioner Jo Ann Hardesty](#)

**Bureau**

[Fire and Police Disability and Retirement](#)

**Prepared by**

Sam Hutchison/kk

**Date Prepared**

June 17, 2021

**Requested Council Date**

June 30, 2021

**Requested Agenda Type**

Consent

8. Funds for said Intergovernmental Agreement are available within the FPDR budget.
9. The Intergovernmental Agreement will be effective upon execution of the Intergovernmental Agreement by all parties and continue to be in effect until June 30, 2025.

NOW, THEREFORE, the Council directs:

- A. The FPDR Director is hereby authorized to execute an amendment to Intergovernmental Agreement No. 30006007 for services of the OAH in a form substantially in accordance with the Amendment to Intergovernmental Agreement attached hereto as Exhibit "A", for OAH to conduct hearings and appellate reviews on contested pension and disability claims in an amount not to exceed \$625,000 for a four-year period beginning July 1, 2021.
- B. The FPDR Director is hereby authorized to pay for said Intergovernmental Agreement from the FPDR budget.

Section 2. The Council declares that an emergency exists because of the need to provide these services as mandated by law; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

## Documents and Exhibits

 [Exhibit A](#) (964.82 Kb)

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council  
June 30, 2021

Auditor of the City of Portland  
Mary Hull Caballero

## Impact Statement

 [Impact Statement](#) (22.98 Kb)

## Agenda Items

### 516 Consent Agenda in [June 30, 2021 Council Agenda](#)

Passed

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

### General information

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### City of Portland, Oregon



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