

RESOLUTION No. 37111

Authorize City Attorney to appear as amicus curiae to support Freedom to Marry
(Resolution)

WHEREAS, The City of Portland supports the human dignity and civil rights of all persons, regardless of their sex, sexual orientation or gender identity; and

WHEREAS, The City of Portland supports the right of all loving and committed couples to a state-sanctioned marriage; and

WHEREAS, The right to same-sex marriage in Oregon exists because a federal judge ruled unconstitutional Oregon's constitutional amendment purporting to ban it; and

WHEREAS, The constitutional protection of the right to marry has been litigated around the country, with only the United States Court of Appeals for the Sixth Circuit ruling that the United States Constitution does not protect the right of same-sex couples to marry; and

WHEREAS, The United States Supreme Court has accepted certiorari in the four cases arising in the Sixth Circuit, for the purpose of determining whether the Fourteenth Amendment requires States to recognize unions between two people of the same sex as a marriage under state law;

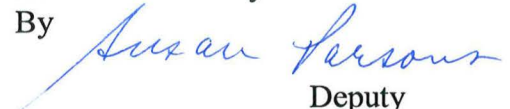
WHEREAS, The Mayors for the Freedom to Marry, the U. S. Conference of Mayors and individual mayors and cities are filing a brief as *amici curiae*, in support of the freedom to marry;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Portland, that the City Attorney or her designee, on behalf of the Mayor, the Council and the City of Portland, may file or join amicus briefs in support of the freedom to marry, in *Obergefell v. Hodges*, United States Supreme Court No. 14-556, *Tanco v. Haslam*, United States Supreme Court No. 14-562, *DeBoer v. Snyder*, United States Supreme Court No. 14-571, and *Bourke v. Beshear*, United States Supreme Court No. 14-574.

Adopted by the Council: FEB 18 2015

Commissioner: Mayor Hales
Prepared by: Harry Auerbach
Date Prepared: February 11, 2015

Mary Hull Caballero
Auditor of the City of Portland

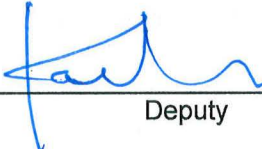
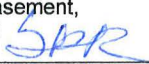
By  Deputy

Agenda No.
RESOLUTION NO.

37111

Title

Authorize City Attorney to Appear as Amicus Curiae to Support Freedom to Marry. (Resolution).

<p>INTRODUCED BY Commissioner/Auditor: Mayor Hales</p>	<p>CLERK USE: DATE FILED <u>FEB 13 2015</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  Deputy</p> <p>ACTION TAKEN:</p>
<p>BUREAU APPROVAL</p> <p>Bureau: City Attorney Bureau Head: Tracy Reeve</p>	
<p>Prepared by: Harry Auerbach Date Prepared: February 11, 2015</p>	
<p>Financial Impact Statement & Public Involvement Statement</p> <p>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 Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan </p>	
<p>Council Meeting Date February 18, 2015</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input type="checkbox"/></p>
<p>REGULAR <input checked="" type="checkbox"/></p> <p>Total amount of time needed: 10 min. (for presentation, testimony and discussion)</p>

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	✓	