

ORDINANCE No. 187171

*Authorize an Intergovernmental Agreement with the State of Oregon, Department of Transportation for oversight, training and certification of Police Bureau officers who perform commercial vehicle inspections (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The State of Oregon, Department of Transportation (ODOT) desires to maximize the utilization of commercial vehicle, driver and cargo inspection resources; to avoid duplication of effort; to expand the number of inspections performed; to advance uniformity of inspection; and, to minimize delays in schedules incurred by industry inherent to this type of enforcement activity.
2. Oregon Revised Statutes sections 190.110, 283.110 and 825.250 allow the state to enter into agreements with units of local government or other state agencies for the performance of any or all functions and activities that a party to the agreement, its officers, or agents have the authority to perform.
3. ODOT is the lead agency for commercial vehicle, driver and cargo inspections in the State of Oregon and desires to contract with the City for such inspections. ODOT will train or retrain Portland Police Officers who perform commercial vehicle inspections.
4. The Police Bureau will continue to perform commercial vehicle, driver and cargo inspections and ensure that all personnel who engage in such inspections are trained and certified by ODOT.
5. The City will continue to pay the employment costs of Portland officers who participate in the commercial vehicle, driver and cargo inspection program.
6. This agreement will begin on the date all parties have signed it and will continue for a maximum of 10 years. The agreement may be terminated by written request of either party or extended beyond the initial 10 years by an amendment approved by both parties.

NOW, THEREFORE, the Council directs:

- a. The Mayor and City Auditor are hereby authorized to enter into the agreement between the City of Portland and the State of Oregon, Department of Transportation, to provide commercial vehicle, driver and cargo inspections by Portland officers certified by the State as outlined in a form substantially in accordance with the intergovernmental agreement attached as Exhibit A.

Section 2. The Council declares that an emergency exists because delay in proceeding with this agreement will unnecessarily deprive the State of Oregon, Department of Transportation and the

City of Portland of the mutual benefits of this agreement; therefore this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council: JUN 10 2015
Commissioner Charlie Hales
Prepared by: Aubrey Lindstrom
Date Prepared: April 30, 2015

Mary Hull Caballero
Auditor of the City of Portland

By 
Deputy

Agenda No.
ORDINANCE NO. 187171
Title

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<p align="center">INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p>	<p>CLERK USE: DATE FILED <u>JUN 05 2015</u></p>
<p align="center">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales <i>[Signature]</i></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 align="center">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p>
<p align="center">BUREAU APPROVAL</p> <p>Bureau: Police Bureau Head: Chief Lawrence P. O'Dea III <i>[Signature]</i></p> <p>Prepared by: Aubrey Lindstrom Date Prepared: 5/8/2015</p> <p>Financial Impact & Public Involvement 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, comp plan, charter <i>GF</i></p> <p>Council Meeting Date <u>June 10th</u> <u>June 3rd</u> 2015</p>	<p>ACTION TAKEN:</p>

AGENDA

TIME CERTAIN
Start time: _____

Total amount of time needed: _____
(for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: 10 Min
(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	✓	