

**IMPACT STATEMENT**

**Legislation title:** \*Authorize the Director of Transportation or designee to enter into and sign Non-Disclosure Agreements between the City and prospective vendors in order for City employees to review proprietary information

**Contact name:** Kyle Chisek

**Contact phone:** 3-7041

**Presenter name:** Kyle Chisek

**Purpose of proposed legislation and background information:**

Allow PBOT Director or designee to enter into a non-disclosure agreement to allow PBOT employees to review private proprietary or confidential information from vendors. NDA's will only be entered into at the consent of the Commissioner-in-Charge.

This will increasingly become necessary as PBOT continues to modernize its transportation system management infrastructure or utilizes technology for transportation needs.

**Financial and budgetary impacts:**

N/A

**Community impacts and community involvement:**

N/A – only private proprietary or confidential information are protected from disclosure.

**Budgetary Impact Worksheet****Does this action change appropriations?**

☐ **YES:** Please complete the information below.

☒ **NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

KK 2-16-16

# PBOT

PORTLAND BUREAU OF TRANSPORTATION

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Steve Novick Commissioner Leah Treat Director

Date: March 15, 2016

To: City Council

From: Kyle Chisek, Portland Bureau of Transportation

RE: Amendment request for Council Agenda Item 262

**\*Authorize the Director of Transportation or designee to enter into and sign Non-Disclosure Agreements between the City and prospective vendors in order for City employees to review proprietary information (Ordinance)**

Due to an oversight and through further discussions with the Chief Technology Officer, the following clarifications and changes are needed in the Council Findings and Section 1 on Agenda Item 262. The amendment will be presented at the Council meeting on March 16, 2016.

Section 1. The Council finds:

1. At certain times, the Portland Bureau of Transportation (PBOT) may enter into negotiations on services, products, or technologies that are, or may be, considered for use by the City PBOT.
2. In order to allow City PBOT employees to review proprietary information PBOT may be required to enter into a non-disclosure agreement by the vendor.
3. Any non-disclosure agreement would be limited to the disclosure or release of proprietary or confidential information, whether held by the City PBOT or the vendor, and does not include any monetary consideration.
4. All Non-disclosure agreements entered into by the bureau will be with the consent of the Commissioner-in-Charge of Transportation and approved by the City Attorney.



*The Portland Bureau of Transportation fully complies with Title VI of the Civil Rights Act of 1964, the ADA Title II, and related statutes and regulations in all programs and activities. For accommodations, complaints and information, call (503) 823-5185, City TTY (503) 823-6868, or use Oregon Relay Service: 711.*