

ORDINANCE No. 188011

*Authorize the Chief of Police to execute revenue generating police secondary employment agreements with hiring businesses for amounts not to exceed \$100,000 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Police Bureau encourages all private businesses, properties, individuals, community organizations or governmental entities to have the proper public safety measures in place for their special event or establishment.
2. The bureau works to increase event safety and security while decreasing the need for dispatched calls for event service by entering into contracts with those entities that wish to receive and reimburse the cost of policing services for their event or venue. These contracts are referred to as police secondary employment agreements.
3. Binding City Policy FIN-2.06 – Revenue dictates that City services providing private benefits should be paid for by fees and charges as much as possible to maximize flexibility in the use of City general revenue sources to meet the cost for services of broader public benefit.
4. The bureau staffs police secondary employment agreements with off-duty officers who are selected and scheduled by the Portland Police Association (PPA) under Article 57.2 of the labor agreement with the PPA to perform what is referred to as special duty work.
5. The officers remain employees of the City while performing special duty work on police secondary employment agreements. Revenue generated from the fees charged under each agreement recovers the City's cost to provide the services performed.
6. Police secondary employment agreements benefit the City by reducing the use of public funding to provide necessary public safety coverage for non-public events.
7. Police secondary employment agreements place off-duty officers on the site of these events to prevent or respond quickly to any problems that may arise, which reduces the need to generate calls for service from on-duty patrol officers, who remain available to provide services of broader public benefit.
8. PPB receives reimbursement revenue to cover the officer's wages for providing police services to the business. The agreements are specific for length of service, number of officers, and location. The average reimbursement amount is \$11,500.
9. Under Portland City Code (PCC) 5.33.040 A. 3. the Chief Procurement Officer is authorized to award and execute revenue contracts if the yearly estimated revenue or value is \$500,000 or less.

10. Under Portland City Code (PCC) 5.33.020 E. the City Council authorizes intergovernmental agreements.
11. Requests for services under police secondary employment agreements are usually for limited-term events. Frequently the requests are made with relatively short notice. There is a need to delegate signing authority to the Chief of Police to meet the short timeframes needed to execute these agreements in a timely manner to perform the services.
12. The City Attorney has reviewed and approved a standard police secondary employment contract to be used.

NOW, THEREFORE, the Council directs:

- a. The Chief of Police or designee is authorized to execute police secondary employment agreements with governments, businesses, and community organizations as outlined in a form similar to the contract attached as Exhibit A, at a cost not to exceed \$100,000.
- b. The Chief of Police is authorized to execute amendments to the scope of services or the terms and conditions of these agreements, provided the changes do not increase the amount of compensation or increase the City's financial risk.

Section 2. The Council declares that an emergency exists because delay in proceeding with this effort will result in a delay in the implementation of these agreements and slower response time in enacting and responding to the requested events; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council:

SEP 28 2016

Commissioner: Mayor Charlie Hales
Prepared by: Aubrey Lindstrom
Date prepared: January 5, 2016

Mary Hull Caballero
Auditor of the City of Portland

By


Deputy

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Agenda No.
ORDINANCE NO.

188011

Title

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<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p> <p>COMMISSIONER APPROVAL <i>[Signature]</i> 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>BUREAU APPROVAL Bureau: Police Bureau Head: Chief Lawrence P. O'Dea III <i>[Signature]</i></p> <p>Prepared by: Aubrey Lindstrom Date Prepared: 5/31/2016</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 <i>6/29/16</i></p>	<p>CLERK USE: DATE FILED <u>JUN 21 2016</u></p> <p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN: JUN 29 2016 REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION</p>
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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 checked="" type="checkbox"/> <i>Pulled</i></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: 5 Min (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	—	
4. Novick	✓	
Hales	✓	