

RESOLUTION No. 37150

Accept recommendation and reaffirm the City's commitment to responsible, sustainable procurement by considering the presence of conflict minerals when purchasing cellular devices and radio subscriber units (Resolution)

WHEREAS, the City of Portland has declared its commitment to human rights and social justice in its governance documents and policies and has taken affirmative steps throughout its history to promote these values; and

WHEREAS, the United States Senate and the House of Representatives have found that armed groups bear responsibility for mass atrocities in the eastern Democratic Republic of Congo; and

WHEREAS, the International Rescue Committee has found more than 5.4 million civilians have died and countless more remain at risk as a consequence of attacks conducted by armed groups in eastern Democratic Republic of Congo; and

WHEREAS, armed groups generate hundreds of millions of dollars each year by trading in conflict minerals and operate with little accountability for perpetrating economic crimes, war crimes, and crimes against humanity including sexual violence and the recruitment of child soldiers; and

WHEREAS, legislation signed into law Section 1502 of the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010 requires that companies submit an annual report to the Securities and Exchange Commission disclosing whether their products contain gold, tin, tantalum, or tungsten from the Democratic Republic of the Congo or an adjoining country and what steps they are taking to determine whether those materials are supporting armed groups; and

WHEREAS, the City seeks to gain transparency in the supply chains of the cellular devices and radio subscriber units it purchases; and

WHEREAS, the City supports the establishment of an international certification system for minerals coming from central Africa to ensure they are not contributing to conflict; and

WHEREAS, the City desires to do business with electronics companies and other industries that are taking the necessary steps to source conflict-free minerals from the Democratic Republic of Congo and are contributing to livelihood projects for Congolese mining communities; and

WHEREAS, the City, through its purchasing capacity, can leverage the use of public funds for market change; and

WHEREAS, the City purchases cellular devices and radio subscriber units that likely contain gold, tin, tantalum, and tungsten.

NOW, THEREFORE, BE IT RESOLVED that for cellular devices and radio subscriber units contracts the City's Bureau of Technology Services will request documentation from the manufacturers regarding their policies and practices related to the conflict minerals originating from the Democratic Republic of Congo, including for publicly traded companies, their Securities and Exchange Commission report associated with Section 1502 of the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010; and

BE IT FURTHER RESOLVED that the City's Bureau of Technology Services will use the information gathered from the conflict minerals documentation and other public sources to support purchasing conflict-free products from the Democratic Republic of Congo; and

BE IT FURTHER RESOLVED that the City's Bureau of Technology Services will annually consider whether to expand the collection and review of conflict minerals documentation to new or different categories of cellular devices and radio subscriber units or other microprocessor based electronic devices.

Adopted by the Council: AUG 26 2015

Mayor Charlie Hales

Prepared by: Elonda Bristol

Date Prepared: August 12, 2015

Mary Hull Caballero
Auditor of the City of Portland


By *Gayla Jennings*

Deputy

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Title

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Mayor Hales</p>	<p>CLERK USE: DATE FILED <u>AUG 21 2015</u></p>
<p style="text-align: center;">COMMISSIONER APPROVAL</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>Susan Larson</i></u> Deputy</p> <p>ACTION TAKEN:</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;">BUREAU APPROVAL</p>	
<p>Bureau: Technology Services Bureau Head: Jeff Baer, Director OMF: Fred Miller, CAO</p>	
<p>Prepared by: Elonda Bristol Date Prepared: August 12, 2015</p>	
<p>Impact 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 checked="" type="checkbox"/> No <input type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: Required for contract, code, easement, franchise, charter, Comp Plan</p>	
<p>Council Meeting Date: August 26, 2015</p>	

AGENDA

TIME CERTAIN
Start time: _____

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

CONSENT

REGULAR
Total amount of time needed: _____
(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	✓	