

Agenda No. 410

ORDINANCE NO.

*Amend City Code Police Review Board to delay certain requirements for citizen members of the Police Review Board (Ordinance; amend Code Section 3.20.140)

The City of Portland ordains:

Section 1. The Council finds:

1. WHEREAS, on March 8, 2020, Oregon Governor, Kate Brown declared a State of Emergency in response to the increasing concern with COVID-19 (Coronavirus) within the state. The original State of Emergency has been extended and continues today; and
2. WHEREAS, due to COVID-19, citizen members who serve on the Police Review Board have challenges in meeting all requirements for participation on the Police Review Board as delineated in Portland City Code Subsection 3.20.140 C.1.a(1)(b), specifically participation in Bureau training and ride-alongs; and
3. WHEREAS, it is critical to the City that Police Review Board meetings occur in a timely manner due to the interest of the City in timely investigating complaints and due to the settlement agreement between the United States Department of Justice and the City of Portland; and
4. WHEREAS, Police Review Board meetings must include citizen members and due to COVID-19 there are insufficient citizen members for timely Police Review Board meetings with citizen members who meet all requirements.

Introduced by

Mayor Ted Wheeler

Bureau

Police

Prepared by

Anika Bent-Albert

Date Prepared

May 25, 2021

Requested Council Date

June 2, 2021

Requested Agenda Type

Consent

Date Filed with Clerk

May 25, 2021

NOW, THEREFORE, the Council directs:

1. Portland City Code Subsection 3.20.140 C.1.a(1)(b) shall be amended as follows:

(b) All citizen members must meet at least the following qualifications to participate on the Police Review Board, except that requirements (ii) and (iv) below may be delayed and citizen members may still participate on the Police Review Board during a State of Emergency declared by the President of the United States or the Governor of the State of Oregon or the Mayor or Council of the City of Portland, and requirements (ii) and (iv) shall be met as soon as reasonably practicable under the circumstances of the State of Emergency:

- (i) Pass a background check performed by the Bureau.
- (ii) Participate in Bureau training to become familiar with police training and policies.
- (iii) Sign a confidentiality agreement.
- (iv) Participate in ride alongs to maintain sufficient knowledge of police patrol procedures.

Section 2. The Council declares that an emergency exists because delay would unnecessarily impact the City's timely investigation of complaints relating to sworn members of the Portland Police Bureau and compliance with the settlement agreement between the City and the United States; therefore, this ordinance shall be in full force and effect after its passage by the Council.

Passed by Council:

MARY HULL CABALLERO
Auditor of the City of Portland

Action Taken:

By

Deputy

Commissioners voted as follows (Yea or Nay)

Rubio -

Ryan -

Hardesty -

Mapps -

Wheeler -

IMPACT STATEMENT

Legislation title: *Amend City Code Police Review Board to delay certain requirements for citizen members of the Police Review Board (Ordinance; amend Code Section 3.20.140)

Contact name and presenter name: Fallon Niedrist
Contact phone: 503-823-6418

Purpose of proposed legislation and background information:

Portland City Code section 3.20.140.C.1.a(1)(b) provides requirements for citizen members who participate in Police Review Board meetings. These requirements include citizen members’ participation in Bureau training and in a ride-along prior to attending Police Review Board meetings. Due to COVID-19, citizen members have not been able to meet these two requirements.

This amendment to Portland City Code 3.20.140 allows for a delay in citizen members’ completion of requirements 3.20.140.C.1.a(1)(b)(ii) and (iv) – Bureau training and ride-alongs – during the pendency of any State of Emergency.

The City has an interest in holding timely Police Review Board meetings and in ensuring that citizen members participate in these meetings.

Financial and budgetary impacts:

There are no financial or budgetary impacts.

Community impacts and community involvement:

There was no community involvement. This action is largely internal to City government processes.

100% Renewable Goal:

This action has no impact on the City’s renewable energy goal.

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