

## Proposals Advanced by the full commission prior to October 11 to City Attorney's Office for Drafting

**Proposal #1** - Delete the charter provision that prohibits the City from mandating weatherization of structures built before September 1, 1979.

Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
<p><b>Section 1-108. Mandatory Weatherization for Existing Buildings Requires Vote of the People.</b>                      Except for the provisions of the Building Code of the City of Portland in effect on September 1, 1979, the Council of the City of Portland shall not pass or enforce any ordinance, resolution, law or program mandating weatherization for any building or structure built in the City of Portland prior to September 1, 1979, unless such ordinance, resolution, law or program is referred to the citizens of Portland for a vote. (Add. Nov. 4, 1980.)</p>	<p><b>Section 1-108. Mandatory Weatherization for Existing Buildings Requires Vote of the People.</b>                      Except for the provisions of the Building Code of the City of Portland in effect on September 1, 1979, the Council of the City of Portland shall not pass or enforce any ordinance, resolution, law or program mandating weatherization for any building or structure built in the City of Portland prior to September 1, 1979, unless such ordinance, resolution, law or program is referred to the citizens of Portland for a vote. (Add. Nov. 4, 1980.)</p>	<p><del><b>Section 1-108. Mandatory Weatherization for Existing Buildings Requires Vote of the People.</b></del>  <del>Except for the provisions of the Building Code of the City of Portland in effect on September 1, 1979, the Council of the City of Portland shall not pass or enforce any ordinance, resolution, law or program mandating weatherization for any building or structure built in the City of Portland prior to September 1, 1979, unless such ordinance, resolution, law or program is referred to the citizens of Portland for a vote. (Add. Nov. 4, 1980.)</del></p>

**Proposal #2** - Update language to reflect the City's and Portland Parks & Recreation's role in protecting, restoring, and enhancing natural systems and natural areas, including the urban forest, rivers and streams, to mitigate against the public health, economic, and threats of climate change, biodiversity loss and invasive species.

Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
<p><b>Section 12-101. Parks and Recreational Areas and Facilities.</b>                      The Council may establish parks, playgrounds, recreation areas and facilities of all kinds. For that purpose the Council may acquire by purchase, condemnation, gift, grant, donation, exchange or otherwise, real and personal property and any interest therein; may rent or lease property of any kind for public use; and may construct, reconstruct, remodel, alter, repair, maintain, improve and equip areas and facilities which the Council finds necessary, appropriate or desirable, either inside or outside the City. The Council may exchange any property for other property which it deems more suitable or convenient for park and recreation use, and may dispose of the property not needed for those purposes. The Council may establish exhibits and conduct programs for the</p>	<p><b>Section 12-101. Parks and Recreational Areas and Facilities.</b>                      The <del>Council</del> City may establish parks, playgrounds, recreation areas and facilities of all kinds. For that purpose the <del>Council</del> City may acquire by purchase, condemnation, gift, grant, donation, exchange or otherwise, real and personal property and any interest therein; may rent or lease property of any kind for public use; and may construct, reconstruct, remodel, alter, repair, maintain, improve and equip areas and facilities which the <del>Council</del> City finds necessary, appropriate or desirable, either inside or outside the City. The <del>Council</del> City may exchange any property for other property which it deems more suitable or convenient for park and recreation use, and may dispose of the property not needed for those purposes. The <del>Council</del> City may establish exhibits and conduct programs</p>	<p><b>Section 12-101. Parks and Recreational Areas and Facilities.</b>                      The <del>Council</del> City may establish parks, playgrounds, recreation areas, <u>natural areas, forests, wetlands,</u> and <u>human-built or natural</u> facilities of all kinds. For that purpose the <del>Council</del> City may acquire by purchase, condemnation, gift, grant, donation, exchange or otherwise, real and personal property and any interest therein; <u>and</u> may rent or lease property of any kind for public use; <u>and</u> <u>The City</u> may construct, reconstruct, remodel, alter, repair, <u>preserve, restore,</u> maintain, improve and equip areas, <u>natural ecosystems,</u> and facilities <u>which the Council City finds necessary, appropriate or desirable,</u> either inside or outside the City. The <del>Council</del> City may exchange any property for other property which it deems more suitable or convenient for park and recreation use, <u>or for the protection and restoration of natural ecosystems,</u> and may dispose of the property not needed for those purposes. The <del>Council</del> City</p>

education or the furtherance of public enjoyment and recreation, and may change, alter or discontinue them. The Council may construct, reconstruct, alter, remodel, furnish and equip improvements found necessary or appropriate for the convenience of the public using park and recreation facilities, or of persons or employees conducting or assisting park or recreational programs or maintaining parks, areas, facilities, or improvements. The Council may contract with any public or private person in any matter relating to services or programs. The Council may do all things it finds necessary or convenient to promote recreational facilities and aesthetic enjoyment of the people, and the beautification of City property.	for the education or the furtherance of public enjoyment and recreation, and may change, alter or discontinue them. The <del>Council</del> City may construct, reconstruct, alter, remodel, furnish and equip improvements found necessary or appropriate for the convenience of the public using park and recreation facilities, or of persons or employees conducting or assisting park or recreational programs or maintaining parks, areas, facilities, or improvements. The <del>Council</del> Mayor may contract with any public or private person in any matter relating to services or programs. The <del>Council</del> City may do all things it <del>the</del> City finds necessary or convenient to promote recreational facilities and aesthetic enjoyment of the people, and the beautification of City property.	may establish, <del>alter or discontinue programs, services and</del> exhibits <del>and</del> <del>conduct programs</del> for the education or the furtherance of public enjoyment and recreation or <del>the</del> <del>protection of natural ecosystems, and</del> <del>the promotion of public and recreation, and may change, alter or</del> <del>discontinue them</del> . The <del>Council</del> City may construct, reconstruct, alter, remodel, furnish and equip improvements, <del>as well as protect and restore</del> <del>natural features and systems</del> , found necessary or appropriate for the convenience of the public using park and recreation facilities, <del>or for the</del> <del>protection of public health and natural ecosystems</del> , or <del>of</del> <del>for</del> persons or employees conducting or assisting park or recreational programs or maintaining parks, <del>natural</del> areas, <del>wetlands, vegetation, trees</del> , facilities, or improvements. The <del>Council</del> Mayor may contract with any public or private person in any matter relating to services or programs. The <del>Council</del> City may do all things <del>it the</del> City finds necessary or convenient to promote recreational <del>or natural ecosystems</del> facilities and aesthetic enjoyment of the people, and the beautification of City property.
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**Proposal #3** - Add as one of the City’s specific powers and amend the City’s authority regarding its sewage disposal and purification system to include various specific actions related to the protection and management of water, sewage and stormwater.

Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
[No language currently in Charter]	[No language currently in Charter]	<b>Section 2-105. Continuation of Specific Powers</b> <b>(a) 62</b> <del>To protect, restore, remediate or alter channels, riparian areas</del> <del>and floodplains of streams; improve waterfronts; protect, restore,</del> <del>expand, fill or grade lakes, ponds, wetlands and other waters, natural</del> <del>systems or constructed equivalents; increase or diminish the flow of</del> <del>waters over or into land, or in natural or artificial channels and purify</del> <del>those waters; perform other acts and things found necessary or</del> <del>appropriate for sewerage, drainage, purification and proper disposal</del> <del>thereof; and fix charges therefor. The Council may assess such charges</del> <del>as part of sewer, water and other charges.</del>
<b>Section 11-301. Sewage Disposal or Purification System.</b> The Council may construct, reconstruct, enlarge, alter, modify, equip, operate and maintain a sewage disposal or sewage purification system within or without the corporate limits or both, including but not limited to: all methods of	<b>Section 11-301. Sewage Disposal or Purification System.</b> The <del>Council</del> City may construct, reconstruct, enlarge, alter, modify, equip, operate and maintain a sewage disposal or sewage purification system within or without the corporate limits or both, including but not limited to: all methods of	<b>Section 11-301. Sewage Disposal or Purification System.</b> The <del>Council</del> City may <del>protect, restore,</del> construct, reconstruct, <del>remediate,</del> <del>and</del> <del>stormwater</del> disposal or <del>sewage</del> purification system within or without the corporate limits or both, including but not limited to: all methods of

storm drainage, intercepting sewers, diversion sewers, relieving or interconnection sewers, sewers to separate storm and sanitary sewage, pump or ejector stations and equipment, and plants for the treatment and disposal of sewage. For that purpose the City may acquire by any lawful means property, real or personal, interests in property, equipment, and related facilities and may make all expenditures which the Council finds necessary or appropriate to carry out such purposes, either within or without the corporate limits. The City may sell or otherwise dispose of any or all by-products or salvage products from this operation. The City also may contract with any other person, public or private, to further purification of public waters or protection of the public health.	storm drainage, intercepting sewers, diversion sewers, relieving or interconnection sewers, sewers to separate storm and sanitary sewage, pump or ejector stations and equipment, and plants for the treatment and disposal of sewage. For that purpose the City may acquire by any lawful means property, real or personal, interests in property, equipment, and related facilities and may make all expenditures which the <del>Council</del> City finds necessary or appropriate to carry out such purposes, either within or without the corporate limits. The City may sell or otherwise dispose of any or all by-products or salvage products from this operation. The City also may contract with any other person, public or private, to further purification of public waters or protection of the public health.	storm drainage, <u>including the use of natural systems or constructed equivalents</u> , intercepting sewers, diversion sewers, relieving or interconnection sewers, sewers to separate storm and sanitary sewage, pump or ejector stations and equipment, and plants for the treatment and disposal of sewage. For that purpose the City may acquire by any lawful means property, real or personal, interests in property, equipment, and related facilities and may make all expenditures which the <del>Council</del> City finds necessary or appropriate to carry out such purposes, either within or without the corporate limits. The City may sell or otherwise dispose of any or all by-products or salvage products from this operation. The City also may contract with any other person, public or private, to further purification of public waters or protection of the public health.
<b>Proposal #4</b> - Delete the charter provision granting the City the power and authority “to prohibit persons from roaming the streets at unseasonable hours.”		
<b>Current Charter Language</b>	<b>Phase I Ballot Measure Language</b>	<b>Phase II Language for Consideration</b>
<b>Chapter 2, Section 2-105 Continuation of Specific Powers (a) 50.</b> To prohibit persons from roaming the streets at unseasonable hours.	<b>Chapter 2, Section 2-105 Continuation of Specific Powers (a) 50.</b> To prohibit persons from roaming the streets at unseasonable hours.	<b>Chapter 2, Section 2-105 Continuation of Specific Powers (a) 50.</b> <del>To prohibit persons from roaming the streets at unseasonable hours.</del>
<b>Proposal #5</b> - Remove the reference to “offensive” businesses in the City’s power and authority to regulate, restrain and to provide for the exclusion from the City trades, occupations or businesses which may in the opinion of the Council create or constitute a nuisance and to regulate uses of land and structures within the City.		
<b>Current Charter Language</b>	<b>Phase I Ballot Measure Language</b>	<b>Phase II Language for Consideration</b>
<b>Chapter 2, Section 2-105 Continuation of Specific Powers (a) 36.</b> To regulate, restrain and to provide for the exclusion from the City, or any part thereof, of trades, occupations or businesses which are offensive or may in the opinion of the Council create or constitute a nuisance, and to regulate uses of land and structures within the City.	<b>Chapter 2, Section 2-105 Continuation of Specific Powers (a) 36.</b> To regulate, restrain and to provide for the exclusion from the City, or any part thereof, of trades, occupations or businesses which are offensive or may <del>in the opinion of the Council</del> create or constitute a nuisance, and to regulate uses of land and structures within the City.	<b>Chapter 2, Section 2-105 Continuation of Specific Powers (a) 36.</b> To regulate, restrain and to provide for the exclusion from the City, or any part thereof, of trades, occupations or businesses which <u>are offensive or</u> <del>may in the opinion of the Council</del> create or constitute a nuisance, and to regulate uses of land and structures within the City.

Proposal #6 - Remove outdated, burdensome, and redundant requirements for franchise agreements		
Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
<p><b>Section 10-205. Limited Time.</b> Franchises may be granted for a limited time in and upon the streets, highways and public places and property of the City of Portland, in the manner and subject to the conditions hereinafter contained.</p>	<p><b>Section 10-205. Limited Time.</b> Franchises may be granted for a limited time in and upon the streets, highways and public places and property of the City of Portland, in the manner and subject to the conditions hereinafter contained.</p>	<p><b>Section 10-205. Limited Time.</b> Franchises may be granted for a limited time in, <del>and upon,</del> <b>under and above</b> the streets, highways and public places and property of the City of Portland, in the manner and subject to the conditions hereinafter contained.</p>
<p><b>Section 10-207. Method of Granting.</b> Every franchise shall be embodied in an ordinance, which shall contain all the terms and conditions of the proposed grant, and shall be filed with the Auditor. Thereupon such proposed ordinance shall be published in full, once in the City official newspaper. There shall also be published, in a conspicuous place in such daily newspaper of the City having a circulation in excess of fifteen thousand (15,000), as the Council may direct, a notice prepared by the Auditor, that an application has been made for a franchise, giving the name of the applicant, the character and location of the proposed grant, and requesting any person having any objections to such proposed franchise or any provisions thereof to file the same in writing with the Auditor within twenty (20) days from the first publication of such notice. If the request is made therefor, the Council shall fix a time for a hearing upon such objections and give reasonable notice of the time thereof and not less than five (5) days. All of such publications and notices shall be at the expense of the applicants for such franchises.</p> <p>Such ordinances shall not come up for first reading until after the expiration of the said twenty (20) days. If such ordinance shall be amended, it shall be republished in the City official newspaper in full as amended. No such ordinance granting a franchise shall be put on final passage within thirty (30) days after the first reading nor within twenty (20) days after any amendment thereto, and</p>	<p><b>Section 10-207. Method of Granting.</b> Every franchise shall be embodied in an ordinance, which shall contain all the terms and conditions of the proposed grant, and shall be filed with the Auditor. Thereupon such proposed ordinance shall be published in full, once in the City official newspaper. There shall also be published, in a conspicuous place in such daily newspaper of the City having a circulation in excess of fifteen thousand (15,000), as the Council may direct, a notice prepared by the Auditor, that an application has been made for a franchise, giving the name of the applicant, the character and location of the proposed grant, and requesting any person having any objections to such proposed franchise or any provisions thereof to file the same in writing with the Auditor within twenty (20) days from the first publication of such notice. If the request is made therefor, the Council shall fix a time for a hearing upon such objections and give reasonable notice of the time thereof and not less than five (5) days. All of such publications and notices shall be at the expense of the applicants for such franchises.</p> <p>Such ordinances shall not come up for first reading until after the expiration of the said twenty (20) days. If such ordinance shall be amended, it shall be republished in the City official newspaper in full as amended. No such ordinance granting a franchise shall be put on final passage within thirty (30) days after the first reading nor within twenty (20) days after any amendment thereto, and the</p>	<p><b>Section 10-207. Method of Granting.</b> Every franchise shall be embodied in an ordinance, which shall contain all the terms and conditions of the proposed grant, <del>and shall be filed with the Auditor. Thereupon such proposed ordinance shall be published in full, once in the City official newspaper. There shall also be published, in a conspicuous place in such daily newspaper of the City having a circulation in excess of fifteen thousand (15,000), as the Council may direct, a notice prepared by the Auditor, that an application has been made for a franchise, giving the name of the applicant, the character and location of the proposed grant, and requesting any person having any objections to such proposed franchise or any provisions thereof to file the same in writing with the Auditor within twenty (20) days from the first publication of such notice. If the request is made therefor, the Council shall fix a time for a hearing upon such objections and give reasonable notice of the time thereof and not less than five (5) days. All of such publications and notices shall be at the expense of the applicants for such franchises.</del></p> <p><b>Such ordinances shall not come up for first reading until after the expiration of the said twenty (20) days.</b> <b>If such ordinance shall be amended, it shall be republished in the City official newspaper in full as amended.</b> <b>No such ordinance granting a franchise shall be put on final passage within thirty (30) days after the first reading nor within twenty (20) days after any amendment thereto, and the affirmative vote of four (4) Commissioners nine (9) Councilors shall be required to pass the same.</b></p>

the affirmative vote of four (4) Commissioners shall be required to pass the same.	affirmative vote of <del>four (4) Commissioners</del> <u>nine (9) Councilors</u> shall be required to pass the same.	
<b>Section 10-208. Effective Date.</b> No franchise shall take effect until sixty (60) days after its passage unless it shall receive a majority of the votes cast thereon at a referendum election held for that purpose within a less time. The filing of a petition for referendum shall defer the taking effect of a franchise until after the election. A petition signed by two thousand (2,000) registered voters shall be sufficient to call a referendum upon any franchise ordinance.	<b>Section 10-208. Effective Date.</b> No franchise shall take effect until sixty (60) days after its passage unless it shall receive a majority of the votes cast thereon at a referendum election held for that purpose within a less time. The filing of a petition for referendum shall defer the taking effect of a franchise until after the election. A petition signed by two thousand (2,000) registered voters shall be sufficient to call a referendum upon any franchise ordinance.	<b><del>Section 10-208. Effective Date.</del></b> <del>No franchise shall take effect until sixty (60) days after its passage unless it shall receive a majority of the votes cast thereon at a referendum election held for that purpose within a less time. The filing of a petition for referendum shall defer the taking effect of a franchise until after the election. A petition signed by two thousand (2,000) registered voters shall be sufficient to call a referendum upon any franchise ordinance.</del>
<b>Section 10-212. Written Acceptance.</b> Every grantee of any franchise, right or privilege shall within thirty (30) days after the ordinance granting the same shall be enforced, file with the City Auditor Recorder a written acceptance of the same, and a failure on the part of the grantee to file such written acceptance within the time specified shall be deemed an abandonment and rejection of the rights and privileges conferred, and the ordinance granting the same shall thereupon be null and void; such acceptance shall be unqualified and shall be construed to be an acceptance of all the terms, conditions and restrictions contained in the ordinance granting the same.	<b>Section 10-212. Written Acceptance.</b> Every grantee of any franchise, right or privilege shall within thirty (30) days after the ordinance granting the same shall be enforced, file with the City Auditor Recorder a written acceptance of the same, and a failure on the part of the grantee to file such written acceptance within the time specified shall be deemed an abandonment and rejection of the rights and privileges conferred, and the ordinance granting the same shall thereupon be null and void; such acceptance shall be unqualified and shall be construed to be an acceptance of all the terms, conditions and restrictions contained in the ordinance granting the same.	<b><del>Section 10-212. Written Acceptance.</del></b> <del>Every grantee of any franchise, right or privilege shall within thirty (30) days after the ordinance granting the same shall be enforced, file with the City Auditor Recorder a written acceptance of the same, and a failure on the part of the grantee to file such written acceptance within the time specified shall be deemed an abandonment and rejection of the rights and privileges conferred, and the ordinance granting the same shall thereupon be null and void; such acceptance shall be unqualified and shall be construed to be an acceptance of all the terms, conditions and restrictions contained in the ordinance granting the same.</del>
<b>Section 10-213. Statements.</b> Within ninety (90) days after this Charter shall take effect, the holder of any franchise shall file with the Auditor a full and correct statement of the franchise, rights and privileges owned or claimed to be owned, and shall designate the same by the numbers and titles of the ordinances by which such franchises were granted, and any holder of any franchise, on failure so to do, shall be guilty of an offense punishable by a fine of not less than ten dollars (\$10) and not more than one hundred dollars (\$100) per day while such refusal or neglect continue. The holder of every franchise, and the grantees of	<b>Section 10-211<u>3</u>. Statements.</b> Within ninety (90) days after this Charter shall take effect, the holder of any franchise shall file with the Auditor a full and correct statement of the franchise, rights and privileges owned or claimed to be owned, and shall designate the same by the numbers and titles of the ordinances by which such franchises were granted, and any holder of any franchise, on failure so to do, shall be guilty of an offense punishable by a fine of not less than ten dollars (\$10) and not more than one hundred dollars (\$100) per day while such refusal or neglect continue. The holder of every franchise, and the grantees of every franchise	<b>Section 10-<u>211</u><del>3</del>. Statements.</b> Within ninety (90) days after this Charter shall take effect, the holder of any franchise shall file with the Auditor a full and correct statement of the franchise, rights and privileges owned or claimed to be owned, and shall designate the same by the numbers and titles of the ordinances by which such franchises were granted, and any holder of any franchise, on failure so to do, shall be guilty of an offense punishable by a fine <del>of not less than ten dollars (\$10) and not more than one hundred dollars (\$100) per day while such refusal or neglect continue</del> . The holder of every franchise, and the grantees of every franchise hereafter granted, on sale, transfer, mortgage or lease being made of such franchise, shall within

<p>every franchise hereafter granted, on sale, transfer, mortgage or lease being made of such franchise, shall within sixty (60) days thereafter file with the Auditor a copy of the deed, agreement, mortgage, lease, or other written instrument evidencing such sale, transfer or lease, certified and sworn to as correct by the grantee, in person, if an individual, or by the president or secretary or authorized agent, if a corporation.</p> <p>Every sale, transfer, mortgage or lease of such franchise, whether voluntary or involuntary, shall be deemed void and of no effect unless the grantee shall, within sixty (60) days after the same shall have been made, file such certified copy as required by this Section and consented to as provided in Section 10-216 of this Charter, also unless the Council agrees to such sale by an ordinance expressly passed for that purpose, as provided by Section 10-216.</p> <p>The Auditor shall file all such documents and shall make and keep an index of the same in a book to be kept by the Auditor for that purpose, which book shall be a part of the public records of the City.</p>	<p>hereafter granted, on sale, transfer, mortgage or lease being made of such franchise, shall within sixty (60) days thereafter file with the Auditor a copy of the deed, agreement, mortgage, lease, or other written instrument evidencing such sale, transfer or lease, certified and sworn to as correct by the grantee, in person, if an individual, or by the president or secretary or authorized agent, if a corporation.</p> <p>Every sale, transfer, mortgage or lease of such franchise, whether voluntary or involuntary, shall be deemed void and of no effect unless the grantee shall, within sixty (60) days after the same shall have been made, file such certified copy as required by this Section and consented to as provided in Section 10-216 of this Charter, also unless the Council agrees to such sale by an ordinance expressly passed for that purpose, as provided by Section 10-216.</p> <p>The Auditor shall file all such documents and shall make and keep an index of the same in a book to be kept by the Auditor for that purpose, which book shall be a part of the public records of the City.</p>	<p>sixty (60) days thereafter file with the Auditor a copy of the deed, agreement, mortgage, lease, or other written instrument evidencing such sale, transfer or lease, certified and sworn to as correct by the grantee, in person, if an individual, or by the president or secretary or authorized agent, if a corporation.</p> <p>Every sale, transfer, mortgage or lease of such franchise, whether voluntary or involuntary, shall be deemed void and of no effect unless the grantee shall, within sixty (60) days after the same shall have been made, file such certified copy as required by this Section and consented to as provided in Section 10-216 of this Charter, also unless the Council agrees to such sale by an ordinance expressly passed for that purpose, as provided by Section 10-216.</p> <p><del>The Auditor shall file all such documents and shall make and keep an index of the same in a book to be kept by the Auditor for that purpose, which book shall be a part of the public records of the City.</del></p>
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Proposal #7 - Remove the 5% cap on transient lodgings tax imposed by the City.		
Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
<p><b>Section 7-113. Transient Lodgings Tax.</b></p> <p>1. The Council may by ordinance impose and levy a tax not exceeding five percent on gross amounts of money, credit or other things of value paid to or received for lodging by the owner or operator of any hotel, motel, apartment or lodging house, mobile home or trailer park or court, or any other place in the City where space designed or intended for lodging occupancy is rented by any person or persons, for any period less than monthly. This tax shall not apply to hospitals, convalescent or nursing homes, or public institutions, or permanent occupancy as defined by ordinance. Minimum rentals to which the tax shall apply may be fixed by</p>	<p><b>Section 7-113. Transient Lodgings Tax.</b></p> <p>1. The Council may by ordinance impose and levy a tax not exceeding five percent on gross amounts of money, credit or other things of value paid to or received for lodging by the owner or operator of any hotel, motel, apartment or lodging house, mobile home or trailer park or court, or any other place in the City where space designed or intended for lodging occupancy is rented by any person or persons, for any period less than monthly. This tax shall not apply to hospitals, convalescent or nursing homes, or public institutions, or permanent occupancy as defined by ordinance. Minimum rentals to which the tax shall apply may be fixed by ordinance.</p>	<p><b>Section 7-113. Transient Lodgings Tax.</b></p> <p>1. The Council may by ordinance impose and levy a tax <del>not exceeding five percent</del> on gross amounts of money, credit or other things of value paid to or received for lodging by the owner or operator of any hotel, motel, apartment or lodging house, mobile home or trailer park or court, or any other place in the City where space designed or intended for lodging occupancy is rented by any person or persons, for any period less than monthly. This tax shall not apply to hospitals, convalescent or nursing homes, or public institutions, or permanent occupancy as defined by ordinance. Minimum rentals to which the tax shall apply may be fixed by ordinance. The tax imposed shall be collected by the owner or operator of the rental space in addition to the rental charge, at the</p>

ordinance. The tax imposed shall be collected by the owner or operator of the rental space in addition to the rental charge, at the time of payment of rent. City revenues from such taxes shall be credited to the General Fund of the City and used for general City purposes, as the Council may find appropriate, which may include provision for and the acquisition, construction, operation and maintenance of recreational, cultural, convention or tourist-related facilities or services.	The tax imposed shall be collected by the owner or operator of the rental space in addition to the rental charge, at the time of payment of rent. City revenues from such taxes shall be credited to the General Fund of the City and used for general City purposes, as the Council may find appropriate, which may include provision for and the acquisition, construction, operation and maintenance of recreational, cultural, convention or tourist-related facilities or services.	time of payment of rent. City revenues from such taxes shall be credited to the General Fund of the City and used for general City purposes, as the Council may find appropriate, which may include provision for and the acquisition, construction, operation and maintenance of recreational, cultural, convention or tourist-related facilities or services.
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**Proposal #8\*** - Increase claims negotiation, compromise and settlement authority from \$5,000 to \$25,000. Payments exceeding \$25,000 must be authorized by ordinance. Amend Charter Section 1-106. *\*only if voters do not approve phase I recommendations which include a proposed increase*

Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
<p><b>Section 1-106. Damage Claims, Insurance.</b></p> <p>Notice of and claims for damages arising out of the alleged torts of the City and those of its officers, employees and agents acting within the scope of their employment or duties, must be presented within the time prescribed by law. The Council shall establish a Loss Reserve Fund and shall annually budget an amount sufficient to maintain such Fund on an actuarially sound basis. The monies in such Fund may be invested and reinvested in the like manner with other City funds and the earnings from such investment and reinvestment shall be credited to the Fund. Payments may be made from the Loss Reserve Fund to pay claims against the City, its officers, employees and agents, procure insurance against such liability, and pay costs related to the payment of claims including but not limited to payment of investigative, legal and administrative expenses. In the event the Council shall deem it advantageous to procure insurance against claims, the existence of insurance shall be considered in determining the funding necessary to maintain the Loss Reserve Fund on an actuarially sound basis. The Commissioner In Charge may negotiate, compromise and settle any claims and may authorize the payment of any claim in an amount not to exceed five thousand dollars (\$5,000).</p>	<p><b>Section 1-106. Damage Claims, Insurance.</b></p> <p>Notice of and claims for damages arising out of the alleged torts of the City and those of its officers, employees and agents acting within the scope of their employment or duties, must be presented within the time prescribed by law. The Council shall establish a Loss Reserve Fund and shall annually budget an amount sufficient to maintain such Fund on an actuarially sound basis. The monies in such Fund may be invested and reinvested in the like manner with other City funds and the earnings from such investment and reinvestment shall be credited to the Fund. Payments may be made from the Loss Reserve Fund to pay claims against the City, its officers, employees and agents, procure insurance against such liability, and pay costs related to the payment of claims including but not limited to payment of investigative, legal and administrative expenses. In the event the <del>Council</del> <u>Mayor</u> shall deem it advantageous to procure insurance against claims, the existence of insurance shall be considered in determining the funding necessary to maintain the Loss Reserve Fund on an actuarially sound basis. The <del>Commissioner In Charge</del> <u>Mayor</u> may negotiate, compromise and settle any claims and may authorize the payment of any claim in an amount not to exceed <del>five</del> <u>fifty</u> thousand dollars (\$<u>50</u>,000).</p>	<p><b>Section 1-106. Damage Claims, Insurance.</b></p> <p>Notice of and claims for damages arising out of the alleged torts of the City and those of its officers, employees and agents acting within the time prescribed by law. The Council shall establish a Loss Reserve Fund and shall annually budget an amount sufficient to maintain such Fund on an actuarially sound basis. The monies in such Fund may be invested and reinvested in the like manner with other City funds and the earnings from such investment and reinvestment shall be credited to the Fund. Payments may be made from the Loss Reserve Fund to pay claims against the City, its officers, employees and agents, procure insurance against such liability, and pay costs related to the payment of claims including but not limited to payment of investigative, legal and administrative expenses. In the event the <del>Council</del> <u>Mayor</u> shall deem it advantageous to procure insurance against claims, the existence of insurance shall be considered in determining the funding necessary to maintain the Loss Reserve Fund on an actuarially sound basis. The <del>Commissioner In Charge</del> <u>Mayor</u> may negotiate, compromise and settle any claims and may authorize the payment of any claim in an amount not to exceed <del>five</del> <u>fifty twenty-five</u> thousand dollars (\$<u>5025</u>,000). Payment exceeding <del>five</del> <u>fifty twenty-five</u> thousand dollars (\$<u>5025,000</u>) for any claim must be authorized by an ordinance.</p>

Payment exceeding five thousand dollars (\$5,000) for any claim must be authorized by an ordinance.	Payment exceeding <del>five</del> fifty thousand dollars (\$50,000) for any claim must be authorized by an ordinance.	
<b>Proposal #9</b> - Require the City to create by ordinance a participatory budgeting program open to all residents.		
Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
[No language currently in Charter]	[No language currently in Charter]	<b>Section 2-129</b> To further public engagement and democratic involvement in city spending, the City must create by ordinance a Participatory Budgeting Program open to all residents, consistent with the Oregon Local Budget Law. Annual funding for the Program must be no less than 0.5% of the City's General Fund, and the public's funding allocation decisions must be binding. The Program must begin operating no later than July 2026.
<b>Proposal #10</b> - Require the City to extend the right to vote, including to noncitizens, to the fullest extent allowed by law and require the City to conduct periodic voter education campaigns.		
Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
[No language currently in Charter]	[No language currently in Charter]	<b>Section 3-111</b> The City must extend the right to vote, including but not limited to extending the right to vote to noncitizens, in elections for City elected officials and on City measures, to the fullest extent allowed by law. The City must conduct periodic voter education campaigns to familiarize voters with voter eligibility.
<b>Proposals Advanced to City Attorney's Office for Drafting by Bureau &amp; Office Proposals Subcommittee</b>		
<b>Proposal #11</b> – Update and make consistent references to “protected classes” in the Charter		
Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
<b>Section 2-1008. Duties of the Board</b> (b) All complaints of force that result in injury, discrimination against a protected class under local, state or federal law, violations of federal or state constitutional rights.	<b>Section 2-1008. Duties of the Board</b> (b) All complaints of force that result in injury, discrimination against a protected class under local, state or federal law, violations of federal or state constitutional rights.	<b>Section 2-1008. Duties of the Board</b> (b) All complaints of force that result in injury, discrimination against a protected class <u>under local, state or federal law</u> , violations of federal or state constitutional rights.

<p><b>Section 4-101. Merit Principle.</b> All appointments and promotions to positions in the classified service shall be made solely on the basis of merit and fitness demonstrated by a valid and reliable examination or other objective evidence of competence. Such appointments and promotions shall provide fair and equal opportunity without regard to race, religion, gender, marital and family status, national origin, age, mental or physical disability, sexual orientation, gender identity, source of income, and such other criteria as determined by the City Council by ordinance. The goal of the merit system is a workforce that reflects the aspirations and values of the City it serves.</p>	<p><b>Section 4-101. Merit Principle.</b> All appointments and promotions to positions in the classified service shall be made solely on the basis of merit and fitness demonstrated by a valid and reliable examination or other objective evidence of competence. Such appointments and promotions shall provide fair and equal opportunity without regard to race, religion, gender, marital and family status, national origin, age, mental or physical disability, sexual orientation, gender identity, source of income, and such other criteria as determined by the City Council by ordinance. The goal of the merit system is a workforce that reflects the aspirations and values of the City it serves.</p>	<p><b>Section 4-101. Merit Principle.</b> All appointments and promotions to positions in the classified service shall be made solely on the basis of merit and fitness demonstrated by a valid and reliable examination or other objective evidence of competence. Such appointments and promotions shall provide fair and equal opportunity without regard to <u>protected classes under local, state or federal law</u> race, religion, gender, marital and family status, national origin, age, mental or physical disability, sexual orientation, gender identity, source of income, and such other criteria as determined by the City Council by ordinance. The goal of the merit system is a workforce that reflects the aspirations and values of the City it serves.</p>
<p><b>Section 12-102. Regulations and Restrictions.</b> The Council or the Commissioner to whom authority has been delegated may make regulations and impose restrictions on public use of parks, recreational areas and facilities as found needed and appropriate, may exclude some or all kinds of vehicles from all or particular areas of any park or facilities, may limit to a particular class or classes of persons those permitted to use any particular area or facility if the limitation is not based on race, color, creed or national origin, and may restrict the kinds and times of public use.</p>	<p><b>Section 12-102. Regulations and Restrictions.</b> <del>The Council or the Commissioner to whom authority has been delegated</del> <u>Mayor</u> may make regulations and impose restrictions on public use of parks, recreational areas and facilities as found needed and appropriate, may exclude some or all kinds of vehicles from all or particular areas of any park or facilities, may limit to a particular class or classes of persons those permitted to use any particular area or facility if the limitation is not based on race, color, creed or national origin, and may restrict the kinds and times of public use.</p>	<p><b>Section 12-102. Regulations and Restrictions.</b> <del>The Council or the Commissioner to whom authority has been delegated</del> <u>Mayor</u> may make regulations and impose restrictions on public use of parks, recreational areas and facilities as found needed and appropriate, may exclude some or all kinds of vehicles from all or particular areas of any park or facilities, may limit to a particular class or classes of persons those permitted to use any particular area or facility if the limitation is not based on <u>a protected class under local, state or federal law</u> race, color, creed or national origin, and may restrict the kinds and times of public use.</p>
<p><b>Proposal #12</b> – Replace “disability” with “incapacity” and “disabled” with “incapacitated” when referencing an elected official’s inability to perform their duties</p>		
<p><b>Current Charter Language</b></p>	<p><b>Phase I Ballot Measure Language</b></p>	<p><b>Phase II Language for Consideration</b></p>
<p><b>Section 2-206</b> In the event of the death or crippling disability preventing the performance of three (3) or more members of the City Council due to natural disaster, calamity, accident or enemy attack, the following City officials in the order named <del>shall</del> succeed to the vacancies on the City Council: City Auditor, City Attorney, Chief Administrative Officer, and the Chiefs of Staff of disabled Council members in the order of their seniority as an executive assistant. In the event of the death</p>	<p><b>Section 2-206</b> In the event of the death or <del>crippling</del> disability preventing the performance of <del>three (3)</del> <u>six (6)</u> or more <del>members of the City Councilors</del> due to natural disaster, calamity, accident or enemy attack, the following City officials in the order named <del>shall</del> succeed to the vacancies on the City Council: <u>Chiefs of Staff of deceased or disabled Councilors, City Administrator, City Attorney, City Auditor and Mayor</u> <del>City Auditor, City Attorney, Chief Administrative Officer, and the Chiefs of Staff</del></p>	<p><b>Section 2-206</b> In the event of the death or <del>crippling</del> <u>disability</u> <u>incapacity</u> preventing the performance of <del>three (3)</del> <u>six (6)</u> or more <del>members of the City Councilors</del> due to natural disaster, calamity, accident or enemy attack, the following City officials in the order named <del>shall</del> succeed to the vacancies on the City Council: <u>Chiefs of Staff of deceased or disabled Councilors, City Administrator, City Attorney, City Auditor and Mayor</u> <del>City Auditor, City Attorney, Chief Administrative Officer, and the Chiefs of Staff of disabled Council members in the order of their seniority as an executive assistant.</del></p>

or disability preventing the performance of the Mayor due to natural disaster, calamity, accident or enemy attack, the Mayor’s Chief of Staff succeeds to the vacancy. A Councilor or Mayor may resume performance if the disability no longer prevents performance.	<del>of disabled Council members in the order of their seniority as an executive assistant.</del> <u>In the event of the death or disability preventing the performance of the Mayor due to natural disaster, calamity, accident or enemy attack, the Mayor’s Chief of Staff succeeds to the vacancy. A Councilor or Mayor may resume performance if the disability no longer prevents performance.</u>	<u>In the event of the death or disability preventing the performance of the Mayor due to natural disaster, calamity, accident or enemy attack, the Mayor’s Chief of Staff succeeds to the vacancy. A Councilor or Mayor may resume performance if the disability no longer prevents performance.</u>
<b>Section 2-110. Organization.</b> At its first regular meeting each calendar year, or oftener at its option, the Council shall elect a President by majority vote of those present. The Mayor shall preside at all meetings of the Council. In the Mayor's absence or disability, the President of the Council shall perform the duties of the Mayor. In the absence or disability of both President and Mayor, the other members of the Council shall select one of their number to perform the duties of President and Mayor during such absence.	<b>Section 2-110. Organization.</b> At its first regular meeting each calendar year, or oftener at its option, the Council shall elect a President <u>and Vice President</u> by majority vote <u>of those present</u> . The <del>Mayor</del> <u>President</u> shall preside at all meetings of the Council. In the <del>Mayor's</del> <u>President’s</u> absence or disability, the <u>Vice</u> President of the Council shall perform the duties of the <del>Mayor</del> <u>President</u> . In the absence or disability of both President and <del>Mayor</del> <u>Vice President</u> , the other members of the Council shall select one of their number to perform the duties of President and <del>Mayor</del> <u>Vice President</u> during such absence.	<b>Section 2-110. Organization</b> At its first regular meeting each calendar year, or oftener at its option, the Council shall elect a President <u>and Vice President</u> by majority vote <u>of those present</u> . The <del>Mayor</del> <u>President</u> shall preside at all meetings of the Council. In the <del>Mayor's</del> <u>President’s</u> absence or <u>disability incapacity</u> , the <u>Vice</u> President of the Council shall perform the duties of the <del>Mayor</del> <u>President</u> . In the absence or <u>disability incapacity</u> of both President and <del>Mayor</del> <u>Vice President</u> , the other members of the Council shall select one of their number to perform the duties of President and <del>Mayor</del> <u>Vice President</u> during such absence.

**Proposals Advanced by the full commission on October 11 to City Attorney’s Office for Drafting**

**Proposal #13 – Independent Portland Elections Commission**

Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
[No language currently in Charter]	[No language currently in Charter]	<b>TBD –</b> City Attorney to draft language for commission independence, scope of work discussed at 10/11 meeting, & appointment process of election commission recommendation with elected officials confirmation

**Proposal #14 – Climate Commitment**

Current Charter Language	Phase I Ballot Measure Language	Phase II Language for Consideration
[No language currently in Charter]	[No language currently in Charter]	<b><u>Section 11-1101. Environmental Justice.</u></b> <u>Environmental justice is a core value of the City. Environmental justice means the fair treatment and meaningful involvement of all people,</u>

		<p>regardless of protected classes under local ordinance, or state or federal law, with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies. Environmental justice is achieved when all Portland residents enjoy the same degree of protection from environmental and health hazards and equal access to the decision-making process to have a healthy environment in which to live, work, learn, and play. The City Council may adopt additional core values of the City.</p>
[No language currently in Charter]	[No language currently in Charter]	<p>[Language below to be updated based on discussion of October 11 meeting]</p> <p><b>Section 11-1102. Climate Commitment.</b></p> <p>By July 2026, the City must develop a method based on the best available science and environmental justice to assess the climate impact of projects and policies; prevent projects and policies inconsistent with the City’s climate action goals; and ensure City decisions are informed, particularly decisions that impact capital investments or areas where the City exercises environmental, safety, land use, zoning or design review authority.</p> <p>The City must actively manage the decline of fossil fuel use within its boundaries, consistent with environmental justice and the best available climate science, public health and seismic resiliency.</p>
[No language currently in Charter]	[No language currently in Charter]	<p><b>Section 11-1103. Environmental Right.</b></p> <p>All Portland residents including those of future generations have a right to a clean and healthy environment. The City must equitably protect this right for all its residents.</p>
<b>Proposal #15 – Public engagement as a city value</b>		
<b>Current Charter Language</b>	<b>Phase I Ballot Measure Language</b>	<b>Phase II Language for Consideration</b>
[No language currently in Charter]	[No language currently in Charter]	<b>TBD</b> – City Attorney to draft language with this reflecting a value throughout the entire city, not just specific to climate sections.