## RESOLUTION No.

## 3 6 5 2 6 As Amended

Refer amendment to the City of Portland Charter, Chapter 5 Fire and Police Disability, Retirement and Death Benefit Plan to the November 6, 2007 Special Election Ballot to provide medical benefits (Resolution)

- WHEREAS, The Constitution of the State of Oregon grants municipalities the power to establish a Charter to provide a foundation for their governing structure and policies; and
- WHEREAS, The City of Portland Charter contains a plan that provides disability, retirement and death benefits for sworn members of the Police and Fire Bureaus, and
- WHEREAS, The Council referred and the voters passed substantial amendments to the disability and retirement plan effective January 1, 2007; and
- WHEREAS, The Council committed at that time that it would review and correct inequities in the provision of medical benefits to injured members, and
- WHEREAS, the current plan limits payment of medical expenses for on-the-job injuries after a member retires unless the member was disabled at the time of retirement; and
- WHEREAS, the state workers' compensation system provides for payment of medical expenses for on-the-job injuries irrespective of the retirement status of the injured worker; and
- WHEREAS, The Council believes it is fair and equitable to remove the current Charter limitations on the provision of medical benefits to injured sworn members of the Police and Fire Bureaus who were not retired on January 1, 2007, when the most recent amendments to the plan became effective, that are not dependent on the retirement status of the member.
- NOW, THEREFORE, BE IT RESOLVED that the City Council will submit a Measure for an Act, amending the City of Portland Charter, Chapter 5, Fire and Police Disability, Retirement and Death Benefit Plan, to provide medical benefits to members, attached as Exhibit A, to the voters of the City of Portland in Multnomah County, Clackamas County and Washington County at the November 6, 2007 Special Election in the City of Portland; and
- BE IT FURTHER RESOLVED that the City Council submits the question, ballot title, and summary contained in the November 6, 2007 Special Election Ballot, as shown in Exhibit B; and
- BE IT FURTHER RESOLVED that the City Council directs the Auditor to public the ballot title, as shown in Exhibit B, in accordance with the City Code; and

BE IT FURTHER RESOLVED that the sponsoring elected official may submit an explanatory statement to the City Auditor for publication in the voters' pamphlet; and

BE IT FURTHER RESOLVED that the City Auditor is directed to forward to the County Elections Office all material necessary to place this measure on the November 6, 2007 Special Election Ballot.

Adopted by the Council:

AUG 0 8 2007

Mayor Tom Potter Commissioner Randy Leonard Commissioner Sam Adams Commissioner Erik Sten Commissioner Dan Saltzman

Prepared by: Linda Meng: Im July 31, 2007 Gary Blackmer

Auditor of the City of Portland

By:

Deputy

## AN ACT

**AMENDMENT** 

A Measure, amending and restating the City of Portland Charter, Chapter 5, Fire and Police Disability, Retirement, and Death Benefit Plan.

## BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, OREGON

Section 1. read as follows:

Chapter 5 of the Charter of the City of Portland, Oregon is amended to