

Resolve 12- 05/06

Amended & Passage: 4/19/06 8-1 (Suslovic)

JAMES I. COHEN (MAYOR)(5)  
WILLIAM R. GORHAM (1)  
KAREN A. GERAGHTY (2)  
DONNA J. CARR (3)  
CHERYL A. LEEMAN (4)

**CITY OF PORTLAND**  
IN THE CITY COUNCIL

JAMES F. CLOUTIER (A/L)  
JILL C. DUSON (A/L)  
NICHOLAS M. MAVODONES (A/L)  
EDWARD J. SUSLOVIC (A/L)

**RESOLUTION STATING COUNCIL'S EXPECTATION REGARDING  
COMPLIANCE WITH APPLICABLE LAWS**

**WHEREAS**, the City annually budgets and spends Capital Improvement Project funds for a variety of projects throughout the City including streets, sidewalks, and equipment purchases; and

**WHEREAS**, a number of the projects upon which those funds are spent involve different state or federal departments and agencies and require state and/or federal approval including letters, licenses, or permits; and

**WHEREAS**, the City has to spend some public funds to prepare information and applications for such approvals; and

**WHEREAS**, except for the expenditure of funds required to prepare information and seek a necessary approval, it is not in the best interest of the City and its taxpayers to spend public money on projects requiring both CIP funding and state or federal approval prior to receiving the necessary approval, or assurance that such approval will be forthcoming; and

**WHEREAS**, it is also not in the best interest of the City and its taxpayers to spend public money on such projects when it is clear that a necessary state or federal approval will not be forthcoming;

**AND WHEREAS**, when different CIP projects are presented to the Council for approval and funding, information is not always provided about a specific project and its current status;

**NOW THEREFORE BE IT RESOLVED**, that the City Manager and administration are hereby instructed not to spend any CIP funds on any projects requiring state or federal approvals until such approvals have been received or assurances have been received that such approval licenses or permits will be forthcoming; and

**NOW BE IT FURTHER RESOLVED**, that in presenting CIP projects to the Council for approval and funding, the City Manager and administration shall provide information about specific projects and their current status; and

**NOW BE IT FURTHER RESOLVED**, that it is the expectation of the Council that in fulfilling their responsibilities the City Administration and all City departments will fully comply with all applicable laws.

Orders\ resolutions\state approval for CIP projects