

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass

Vote: 8 - 1 - 1

Yeas: Barton, Fagan, Holvey, Kennemer, Matthews, Thatcher, Witt, Doherty

Nays: Thompson

Exc.: Weidner

Prepared By: Jan Nordlund, Administrator

Meeting Dates: 3/18, 3/27

WHAT THE MEASURE DOES: Modifies Port of Portland's authority to establish best value contract standards and criteria.

ISSUES DISCUSSED:

- Impacts only Port of Portland
- Ability of other municipalities to set best value standards for awarding contracts
- San Francisco International Airport's success with Quality Service Program
- No intended conflict with public contracting code (ORS 279, 279A, 279B, 279C)
- Intent to protect employees, passengers, customers and other users of Port property

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The Port of Portland has the statutory authority to regulate the use of Port property, but its power is limited to users who serve to promote aviation, commerce, or industry, as opposed to the general welfare. Proponents of House Bill 3343 believe an attempt to impose best value standards at the airport could be legally challenged on the ground that such an action is beyond the Port's legal authority.

House Bill 3343 gives the Port of Portland explicit authority to establish best value standards and criteria when awarding contracts and leasing space. The standards and criteria may take into account the qualifications, compensation and retention policies of contractors and lessors with respect to the staff and subcontractors operating at the port.