



## Minutes

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<b>Meeting:</b>	TriMet Board of Directors Regular Board Meeting	<b>Date:</b>	July 22, 2015
		<b>Time:</b>	9:00 a.m.
<b>Presiding:</b>	Bruce Warner	<b>Location:</b>	City of Portland Building 1120 SW Fifth Avenue Auditorium Portland, Oregon 97204
<b>Board Members Present:</b>	Lori Irish Bauman T. Allen Bethel Joe Esmonde Shelley Martin Craig Prosser Travis Stovall Bruce Warner	<b>Board Members Absent:</b>	

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TriMet Board Business meetings and public forum are available via web video stream. You can access the archived meetings and materials at [trimet.org/meetings/board](http://trimet.org/meetings/board).

President Warner called the business meeting to order at 9:22 a.m.

### 1. The following Board Committee Reports were provided:

- A. **Committee on Accessible Transportation (CAT)** – Director Bethel reported that the CAT met on July 15, 2015 and the highlights were:
- Elected Jan Campbell as the CAT chair for a two-year term through June 2017.
  - Received LIFT Operations Report for the Fourth Quarter FY15 and LIFT Eligibility Report for FY15.
  - Reviewed planned safety improvements using pedestrian swing gates at Orange Line crossings in downtown Milwaukie and in SE Portland.
- The Committee will not meet in August, but will meet again in September.
- B. **Metro Policy Advisory Committee (MPAC)** – Director Prosser reported that the Committee met on July 8<sup>th</sup> and had two informative discussions: 1) kickoff of Metro’s Regional Transportation Plan Update that will begin now and go to Metro for final consideration in 2018; and 2) briefing on Regional Strategies overview and how TriMet’s transit plans relate to the Regional Transportation Plan update.
- C. **Finance and Audit Committee** – Director Prosser reported that the Committee met this morning and received briefings on: 1) FY15 Audit Process by Ashley Osten and Kevin Simovic from Moss Adams; and 2) ECONorthwest Report on the Economy by Dr. Andrew Dyke.

- D. **Discussion follow-up from the June 24<sup>th</sup> Board Meeting** – Director Prosser provided an overview of the earlier discussion and explained that he met with General Counsel Shelley Devine to explore appropriate actions by the Board to express TriMet’s intolerance to any display of hate and discrimination and to promote diversity in a positive way.

Shelley Devine stated that they discussed ideas for TriMet to accomplish this in ways that are both constructive and impactful, rather than symbolic. It was agreed that it would be best to meet with the Transit Equity Advisory Committee and share some of the ideas, everything from a “moment of silence”, continued and expanded Cultural Competency Training for employees, and taking the Racial Bias Test suggested by the Oregon Public Health Institute.

Director Prosser stated that one of the ideas mentioned actually comes out of Dublin, Ireland brought about by issues arising from the large amount of immigration into that country. Agencies in Dublin have worked to put together a program called “No Room for Discrimination on Transport” that promotes signage and programs to report issues of discrimination. Director Prosser expressed support in meeting with TEAC to look at ways we can address these issues, not only as an organization internally, but in the broader community as well and bring them forward for Board discussion at a workshop or retreat.

Dr. Bethel stated that he is in support of going before TEAC and bringing back ideas to the Board for discussion at a retreat setting to further address the issues we are facing.

Director Bauman stated that she agreed and expressed that we should not be complacent, but proactive and constantly thinking about equity and addressing prejudice.

Director Stovall stated that he whole-heartedly agrees and shared his experiences and challenges that have impacted his support of addressing this important and significant issue. Director Stovall stated that he would like to see action that is positive and would affect real change moving forward.

President Warner asked that staff and Board member(s) proceed with meeting with TEAC to solicit ideas for the Board to consider ahead of time to allow for a robust discussion at the Board Retreat in November.

Director Esmonde stated that he agrees and is comfortable moving forward.

## 2. **General Manager Report**

- A. **GM Comments** – Neil McFarlane, General Manager, reported on:
- Opening of the MAX Orange Line
  - Ridership results for June
  - Quarterly financial report – full audited report will be presented in September
  - Safety Monthly Report for July 2015

- B. Informational Governance** – Kimberlee Akimoto, Manager of Records Governance, provided a recap on Phase I of the Information Governance Initiative’s project and an update on the progress of Phase II. Ms. Akimoto summarized the:
- Structure
  - Timeline
  - Objectives
  - Next Steps
- C. Payroll Tax Update** – Bernie Bottomly, Executive Director of Public Affairs, introduced the following speakers that spoke on their perspective of the service enhancement plans and in support of increased transit service in the region.
- Craig Dirksen, Metro Councilor and Chair of JPACT
  - Carmen Rubio, Executive Director, Latino Network
  - Paul Leavy, Chief Financial Officer & Treasurer, Reser’s Fine Foods
  - Mark Noonan, Community Engagement Manager, Elders in Action
  - Tim Hennessy, President & CEO, De La Salle North Catholic High School
  - Peter Lund, Chief Operating Officer, SuperGenius Studios

Bernie Bottomly provided an overview of the payroll tax authorities and requirements, outreach, and next steps.

Dr. Andrew Dyke, ECONorthwest, presented a PowerPoint on “*Measuring the Economic Recovery of the Portland Region*”. A report entitled “*Portland Economic Recovery Analysis*” was also provided to the Board.

President Warner asked for an explanation on the finding the Board needs to make before making a decision on increasing the payroll tax.

Bernie Bottomly explained that the language in the statute requires that the Board make a finding that the economy has recovered sufficiently considering employment and income factors to warrant an increase in the tax.

President Warner asked if the Board wants to move forward with consideration of the increase, would staff prepare findings based on this information that would be part of the record. Bernie Bottomly responded yes.

Bernie Bottomly and Dr. Dyke provided the Board additional information on questions they had regarding the material presented.

Bernie Bottomly recapped the proposal that would increase the tax by 1/10 of 1% phased in over 10 years, so a hundredth of a percent per year. The increase would allow TriMet to address the challenge of meeting the demand of service faster than the current payroll tax revenue would allow.

President Warner stated that it is his understanding that if the Board moves forward with the payroll tax increase and the economy changes over the next five years, the Board can make the decision to slow the increase down. Bernie Bottomly responded that is correct -- the Board has that authority.

Director Bethel asked if we do not move forward with the first reading in August, what impact would that have on the start time.

Neil McFarlane responded that to implement the payroll tax increase by January 2016 we would need to provide notice to the Department of Revenue by September 2015. To accomplish that we would need to have a first and second reading of the Ordinance (without any substantial changes) at separate business meetings prior to the Board's consideration and proposed adoption in September – otherwise, it would delay the action until January 2017.

### **3. Consent Agenda**

Action: T. Allen Bethel moved to approve the consent agenda items listed below; Joe Esmonde seconded the motion. The motion was unanimously approved.

Approval of Board Meeting Minutes for June 24, 2015

Resolution 15-07-43 Updating TriMet Designated Registered Agent and Office

Resolution 15-07-44 Authorizing a Contract Modification with Alliant Insurance Services, Inc. for Insurance Brokerage and Risk Advisory Services

### **4. Resolutions**

Dan Blocher, Executive Director of Capital Projects, presented a PowerPoint on the Capital Program and answered Board questions.

Director Martin asked what the procedure is for going out to bid. Dan Blocher explained the procurement process in detail.

Director Bethel stated that he was concerned that there was only one bidder for each of the resolutions and that they had nearly perfect scores. Director Bethel expressed that he does not want TriMet to give the perception that a previous contractor has the inside track and that other bidders are discouraged to bid.

Dan Blocher stated that TriMet actively markets their projects.

President Warner stated that what he is hearing is that the Board likes competition and suggested that staff follow-up with the contractors that attended the pre-proposal conference to understand why they chose not to participate.

**Resolution 15-07-47 Authorizing a Contract with Zimmer Gunsul Frasca Architects, LLP for Design Services for the Washington Park Station Rehabilitation Project**

Action: Joe Esmonde moved approval of Resolution 15-07-47; Travis Stovall seconded the motion. The motion was unanimously approved.

**Resolution 15-07-48 Authorizing a Contract with CH2MHill for Powell-Division Transit and Development Project Advanced Conceptual Traffic, Roadway and Transit Design**

Action: T. Allen Bethel moved approval of Resolution 15-07-48; Craig Prosser seconded the motion. The motion was unanimously approved.

**5. Other Business & Adjournment**

Joe Esmonde reported on his trip to Denver, Colorado to participate in the American Public Transportation Association (APTA) Transit Board Members Conference.

President Warner adjourned the meeting at 11:30 a.m.

Respectfully submitted,



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Kelly Runnion, Recording Secretary