



## METRO COUNCIL MEETING

Meeting Summary

Feb. 21, 2013

Metro, Council Chamber

Councilors Present: Deputy Council President Shirley Craddick, and Councilors Craig Dirksen, Carlotta Collette, Kathryn Harrington, Sam Chase, and Bob Stacey

Councilors Excused: Council President Tom Hughes

Deputy Council President Shirley Craddick called the regular council meeting to order at 2 p.m.

### 1. INTRODUCTIONS

Deputy Council President Craddick welcomed Deputy Chief Operating Officer Mr. Scott Robinson and legal counsel Mr. Joel Morton.

### 2. CITIZEN COMMUNICATIONS

Terry Parker, P.O. Box 13503, Portland: Mr. Parker addressed the Council on the funding for and tolling of the Columbia River Crossing project. His testimony addressed the financial impacts to local small businesses, possible diversion onto I-205, and the financial impacts to road users as opposed to transit users or cyclists. He emphasized the importance of distributing the burden of funding the bridge equitably and that all users should contribute. (Written testimony included as part of the meeting record.)

Ben Marston, Unite Here, Local 8: Mr. Marston stated that he has worked at the Portland Center for the Performing Arts for 10 years in various food and beverage service positions. He was passionate about his job, and stated that he and his colleagues' provide consistent high quality customer service. He stated that Aramark has poor and inconsistent management practices. Highlighted examples included event-based employment, lack of overtime during busy seasons, and lack of healthcare coverage. He stated that the union is currently negotiating its contract with Aramark.

Council clarified that Mr. Marston was an Aramark employee not a Metro employee. Councilors also asked clarifying questions about the threshold for receiving healthcare (e.g. hours/week), potential changes due to the Accountable Care Act anticipated in Jan. 2014, and what standard(s) Aramark should consider to express fairness as it relates to level of service and competitive wages. Mr. Marston stated that, between PCPA and the Expo Center, approximately 70 Aramark workers experience the same situation. He emphasized that without secure employment or healthcare, taxpayers are caught paying the difference. He stated that employees must average 30 hours/week in order to secure healthcare, but that event-based work doesn't guarantee set hours. Additionally, he emphasized that service wages should align with the caliber of service provided. He could not speak to the impacts of the ACA. He welcomed a dialog about potential standards for Aramark.

Council requested Metro staff provide councilors with information on the threshold for Aramark to provide healthcare, and how the future healthcare requirement changes might impact the service workers.

Jeremy Simer, Service Employees International Union (SEIU), Local 49: Mr. Simer spoke in support of the previous testimony. While Metro is not the direct employer of service employees at PCPA and Expo, he emphasize that Metro has influence over the contracting relationship since both are Metro facilities. He also addressed the current janitorial contract at Metro and expressed his disappointment that the agency has maintained a contract with a non-union janitorial service. He stated that the current contractor has a record of poor treatment of its employees, low wages, etc. He believed that every Metro employee, and every employee employed at a company at a Metro facility, should receive healthcare and a livable wage. He emphasized that as a public agency, Metro has a responsibility to use public funds to create good jobs.

Kevin Downing, Oregon Department of Environmental Quality: Mr. Downing thanked Metro for partnering with DEQ on the clean diesel project and stated that Metro and DEQ have established a strong partnership over the years in addressing diesel emissions. He spoke to the negative health and climate change impacts due to black carbon – a pollutant that is emitted by a variety of fuel sources such as diesel, coal or wood. Examples of impacts included accelerated snow melt, altered stream flow patterns, and an increased risk of brain tumors in children. He also emphasized the return on investment of the clean diesel retrofit project.

Councilors asked clarifying questions about state programs or analysis with regard to heavy duty vehicles, such as dump trucks. Mr. Downing stated that black carbon is a new pollutant and that the state has yet to complete a report that captures an estimate of the geographic scale of its impact. He did however direct Council to the Environmental Protection Agency's recent report to Congress. In addition, he spoke to the U.S. Green Building Council's LEED standards and recent pilot credit for clean diesel construction. He recommended Metro consider incorporating a green diesel standard for projects Metro help funds. Councilor Harrington noted that when Metro works with state and federal legislators on transportation funding, that the above policy provisions be discussed and added to the list of policy and program dollar expenditures.

### **3. CLEAN FLEET DIESEL RETROFIT PROJECT**

Mr. Matt Tracy of Metro provided a presentation on Metro's diesel retrofit project, a coordinated project with DEQ which utilized EPA's Diesel Emissions Reduction Act (DERA) to install filters on recycling vehicles that operate throughout the Metro region. Diesel particulate matter is a combination of elemental carbons, heavy metals, nitrates, Polycyclic Aromatic Hydrocarbons, and Mercury-Toluene-Lead-Cadmium. Mr. Tracy's presentation provided high level information on the project's history, scope, cost, emissions analysis, return on investment, monetized benefits to the region, a list of waste haulers who participated in the project, and information on the devices that were installed. The project, which cost a total of approximately \$653,000 – of which Metro contributed approximately \$275,300, provides the following benefits:

- \$1.09 million direct and indirect public health and environmental benefits per ton mitigated; and
- Particulate mitigation of 1.3 tons per year will lead to a monetized human and environmental health benefit of \$1.04 million per year.

Additionally, Mr. Tracy shared a map of the region which highlights the different levels of particulate matter in the air. (Presentation included as part of the meeting record.)

Council asked clarifying questions about:

- Diesel particulate contributors in Washington County;
- The benefits of compressed gas vehicles;
- Strategies or initiatives that are being implemented to influence cleaner construction equipment; and
- Whether biodiesel or natural gas is better than petroleum diesel in regards to health and environmental impacts.

The Council also solicited advice from Metro and DEQ staff on potential next steps. Staff recommended that Metro continue to research and/or support state programs around alternative cleaner fuel sources. Additionally, DEQ staff recommended Metro take a leadership role and convene a dialog about developing a clean diesel construction standard for projects Metro is involved in.

**4. CONSIDERATION OF THE MINUTES FOR FEB. 14, 2013**

Motion:	Councilor Kathryn Harrington moved to approve the Feb. 14, 2103 Council minutes.
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Vote:	Deputy Council President Craddick and Councilors Collette, Stacey, Chase, Dirksen, and Harrington voted in support of the motion. The vote was 6 ayes, the motion <u>passed</u> .
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**5. ORDINANCES - FIRST READ**

5.1 **Ordinance No. 13-1297**, For the Purpose of Amending the FY 2012-13 Budget and Appropriations Schedule, Recognizing New Donations and Amending the FY 2012-13 through 2016-17 Capital Improvement Plan.

Second read, public hearing and Council consideration and vote are scheduled for Thursday, Feb. 28, 2013.

5.2 **Ordinance No. 13-1298**, For the Purpose of Annexing to the Metro District Boundary Approximately 59 Acres in the North Bethany Area of Washington County.

Deputy Council President Craddick stated that the legislation would require a quasi-judicial hearing. Second read, hearing and Council consideration and vote are scheduled for Thursday, March 14, 2013.

**6. RESOLUTIONS**

**6.1 Resolution No. 13-4412, For the Purpose of Endorsing a Regional Position on Federal Transportation Policy.**

Motion:	Councilor Carlotta Collette moved to approve Resolution No. 13-4412.
Second:	Councilor Harrington seconded the motion.

Councilor Collette introduced the legislation and stated that the resolution represented regional collaboration and innovation. The Joint Policy Advisory Committee on Transportation will use the resolution to communicate its political message to the delegation in Washington, DC in March 2013. Unlike previous trips to DC, JPACT trip participants will focus the discussion on how the region approaches transportation, and the importance of federal programs and federal support. The Portland metropolitan area's federal legislative priorities articulate the following basic messages:

1. Transportation supports economic prosperity, community livability and environmental quality in the Portland region;
2. Investment in infrastructure equals economic prosperity;
3. A more robust source of revenue for transportation is needed; and
4. In 2013 Congress should begin to act on infrastructure investment.

Additionally, Councilor Collette stated that legislation also provides updates on multiple regional projects as well as financial requests for some projects. For example, the legislation calls for the Legislative to commit federal funding for the I-5 Bridge Replacement project, a project of national significance that crosses the Columbia River. JPACT approved the resolution at its Feb. 14 meeting.

Vote:	Deputy Council President Craddick and Councilors Collette, Stacey, Chase, Dirksen, and Harrington voted in support of the motion. The vote was 6 ayes, the motion <u>passed</u> .
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**6.2 Resolution No. 13-4413, For the Purpose of Designating TriMet and SMART as the Recipient for Federal Transit Administration 5310 - Special Needs Transportation Funds.**

Motion:	Councilor Collette moved to approve Resolution No. 13-4413.
Second:	Councilor Harrington seconded the motion.

Mr. Ted Leybold of Metro introduced Resolution No. 13-4413. The latest federal transportation authorization bill, Moving Ahead for Progress in the 21<sup>st</sup> Century Act – or commonly referred to as MAP-21 – changed how large urban areas receive Federal Transit Administration Section 5310 Special Needs Transportation funds. Mr. Leybold stated that MAP-21 consolidated several federal funding programs for special needs transportation and now requires a direct apportionment of funds for urbanized areas with populations of over 200,000. The governor of each state is required to designate – in consultation with the appropriate Metropolitan Planning Organization – an agency within each urban area to be the recipient of funds. Mr. Leybold stated that JPACT considered the appointment and has recommended that TriMet be designated as the Portland metropolitan region's fund recipient. Additionally, JPACT recommended Wilsonville's SMART transit agency be a direct recipient of the funds as well. He stated that TriMet and SMART have agreed on how the

funds would be divided. Mr. Leybold also briefly highlighted TriMet's experience and history in administering federal funds, and the agency's relationship with ODOT.

Vote:

Deputy Council President Craddick and Councilors Collette, Stacey, Chase, Dirksen, and Harrington voted in support of the motion. The vote was 6 ayes, the motion passed.

**7. CHIEF OPERATING OFFICER COMMUNICATION**

Mr. Robinson provided updates on the following two items:

- The Metro Council will convene a retreat on Feb. 26 from 9 a.m. to noon. The retreat will focus on goal setting and Council's initiatives.
- Metro's parks, natural areas and cemetery group has been drafting a set of revised permit processes and special use permits that allow for individuals to use Metro's parks or natural areas for special events. He overviewed the group's objective in revising the processes. The new permit processes are scheduled to roll out in mid March 2013.

**8. COUNCILOR COMMUNICATION**

Councilor updates included the recent quarterly exchange meetings in council districts 2 and 4, the North Portland Community Enhancement Committee meeting, Portland Bike-share kick-off event, EPA tour of the Blue Heron site, and Mt. Scott/Scouter Mt. trail meeting with David Douglas school district representatives.

Highlighted upcoming meetings included the Community Planning and Development Grant Evaluation Committee meeting, Nature in Neighborhood Capital Grants tours, and upcoming quarterly exchange meetings.

**9. ADJOURN**

There being no further business, Deputy Council President Craddick adjourned the regular meeting at 3:27 p.m. The Metro Council will convene the next regular council meeting on Thursday, Feb. 28 at 2 p.m. at the Council Chamber.

Respectfully submitted,



Kelsey Newell, Regional Engagement and Legislative Coordinator

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF JAN 24, 2013**

<b>Item</b>	<b>Topic</b>	<b>Doc. Date</b>	<b>Document Description</b>	<b>Doc. Number</b>
	Agenda	1/24/13	Revised council agenda for 1/24/13	12413c-01
4.1	Minutes	1/17/13	Council minutes for 1/17/13	12413c-02
4.2	Legislation	N/A	Revised Resolution No. 13-4407	12413c-03
4.3	Legislation	N/A	Resolution No. 13-4409	12413c-04
4.4	Legislation	N/A	Resolution No. 13-4411	12413c-05