



METRO COUNCIL MEETING

Meeting Summary

Jan. 9, 2014

Metro, Council Chamber

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

Councilors Excused: None

Council President Tom Hughes called the regular council meeting to order at 2:03 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

Nadine Zimmer, Portland: Ms. Zimmer addressed the Metro Council on the elephants at the Oregon Zoo. She encouraged the Council to override the Oregon Zoo Director's decision and grant Packy, the elephant, his freedom in 2014. She cited mental and physical health issues as reasoning.

Sandy Miller, Portland: Ms. Miller stated that while most animals live longer in captivity, elephants do not. She stated that the average life span of an Asian Elephant is 60 years in the wild and half that in captivity. She discussed the Zoo's inability to provide for the elephants' needs; highlighted examples addressed the zoo's insufficient space for the elephants to roam. She stated that if the Zoo really cared about elephant conservation, it would discontinue the costly and cruel confinement of Packy and the full herd. Instead, Ms. Miller recommended that the zoo donate money to habitat restoration in the elephants' native areas. She encouraged the Council to release Packy to a sanctuary.

Courtney Scott, Portland: Ms. Scott requested time on an upcoming Council agenda for experts to discuss elephant welfare, and to provide time for the public to weigh-in on Packy's and full herd's future. She encouraged the Council to override the Zoo director's direction and release the herd to an elephant sanctuary, starting with Packy in 2014. She cited health issues, such as foot disease and tuberculosis, and limited space as reasoning. (Written testimony included as part of the meeting record.)

Ninette Jones, Portland: Ms. Jones echoed Ms. Scott's request for item on an upcoming Council agenda. Ms. Jones posed a series of questions for Council consideration including if an emergency evacuation plan had been developed. She recommended that the elephants be released to a sanctuary and that the money saved be used to develop a world-class, dynamic computer exhibit that would help to teach about elephants. Additional comments addressed the impact the cold weather can have on the elephants' foot and arthritis problems.

Nancy Shaw, Vancouver: Ms. Shaw read testimony on behalf of Ms. Clara McAllister. Ms. McAllister encouraged the Council to release Packy and the full herd. She stated that the elephants' living conditions are unacceptable, highlighting lack of space as reasoning. Additionally, Ms. Shaw encouraged the Council to release the elephants to Paz sanctuary in California. She stated that the sanctuary could address the tuberculosis and foot problems facing Packy. Funds saved could be donated to wild conservation programs. Additional comments addressed the female herd and communication challenges. (Ms. McAllister's written testimony included as part of the meeting record.)

Art Lewellan, Portland: Mr. Lewellan distributed renderings of high speed rail from Eugene to Portland, Oregon, the Seattle Circulator and trolley service in Washington, and downtown Portland light rail service. He believed that the Portland metro area's MAX system should be expanded; highlighting a potential for increased ridership if the Blue Line was to be extended from Gresham to Mt. Hood Community College. In addition, Mr. Lewellan addressed the Columbia River Crossing project. He stated that the project should build a single-deck bridge and stated that the double-deck bridge was structurally unsound. Additional comments addressed Seattle's transit system and how difficult it is to participate in discussions. (Written handouts included as part of the meeting record.)

3. **CONSENT AGENDA**

Motion:	Councilor Shirley Craddick moved to approve Jan. 9 consent agenda, which consisted of: <ul style="list-style-type: none">• Consideration of the Council Minutes for Dec. 19, 2013; and• Resolution No. 14-4497, For the Purpose of Confirming the Appointment of Members to the Oregon Zoo Bond Citizens' Oversight Committee.
Second:	Councilor Kathryn Harrington seconded the motion.

Vote:	Council President Hughes, and Councilors Craddick, Harrington, Chase, Dirksen, Collette and Stacey voted in support of the motion. The vote was 7 ayes, the motion <u>passed</u> .
-------	--

4. **RESOLUTIONS**

4.1 **Resolution No. 14-4494**, For the Purpose of Organizing the Metro Council and the Deputy Council President and Confirming Committee Members.

Motion:	Council President Tom Hughes moved to approve Resolution No. 14-4494.
Second:	Councilor Bob Stacey seconded the motion.

Council President Hughes introduced Resolution No. 14-4494, which if approved would elect the Metro Council's Deputy Council President and confirm committee appointments for 2014. Each year the Council President nominates the Deputy Council President and appointments to serve on the Joint Policy Advisory Committee on Transportation (JPACT) and Metro Policy Advisory Committee (MPAC).

Council President Hughes' appointments for 2014 were as follows:

<u>Deputy Council President</u>	Councilor Sam Chase
<u>IPACT</u>	Councilor Craig Dirksen, Chair
	Councilor Carlotta Collette
	Councilor Shirley Craddick
	Councilor Kathryn Harrington (alternate)
<u>MPAC</u>	Councilor Sam Chase
	Councilor Kathryn Harrington
	Councilor Bob Stacey

Vote:

Council President Hughes, and Councilors Craddick, Harrington, Chase, Dirksen, Collette and Stacey voted in support of the motion. The vote was 7 ayes, the motion passed.

4.2 **Resolution No. 14-4495**, For the Purpose of Appointing the Following Members to the Metro Policy Advisory Committee (MPAC): Wilda Parks as Clackamas County Citizen Member and Maxine Fitzpatrick as Multnomah County Citizen Member.

Motion:	Council President Hughes moved to approve Resolution No. 14-4495.
Second:	Councilor Stacey seconded the motion.

Council President Hughes introduced Resolution No. 14-4495. After deliberating with local elected officials in Multnomah and Clackamas counties, Council President Hughes' nominated the following individuals to serve as citizen representatives on MPAC:

Clackamas County	Wilda Parks (reappointment)
Multnomah County	Maxine Fitzpatrick (reappointment)

Council President Hughes stated that Washington County is in the process of submitting a recommendation to the President's Office. The Metro Council will consider and vote on the additional appointment when available.

Vote:

Council President Hughes, and Councilors Craddick, Harrington, Chase, Dirksen, Collette and Stacey voted in support of the motion. The vote was 7 ayes, the motion passed.

5. METRO CONTRACT REVIEW BOARD

- 5.1 **Resolution No. 14-4499**, For the Purpose of Authorizing an Exemption From Competitive Bidding and Authorizing Procurement by Request for Proposals for the Construction of the New Education Center at the Oregon Zoo and Associated Infrastructure.

Council President Hughes gaveled and declared that the Metro Council was now acting as the Metro Contract Review Board.

Motion:	Councilor Dirksen moved to approve Resolution No. 14-4499.
Second:	Councilor Collette seconded the motion.

Mr. Tim Collier of Metro provided staff's report on Resolution No. 14-4499. The Oregon Zoo plans to construct a regional conservation education center with 2008 zoo bond funds. Recognizing the complexity of the education center and associated infrastructure, the Zoo conducted a rigorous process to determine a recommended procurement and construction delivery method for the project. At the conclusion of the process, it was determined that the Construction Management by General Contractor (CM/CG) would provide the best process. Mr. Collier stated that in order to allow the exemption and approve the alternative procurement process, the Metro Contract Review Board must adopt findings that show:

- The exemption from complete bidding is unlikely to encourage favoritism;
- The exemption is unlikely to substantially diminish competition; and
- There will be a substantial cost savings to Metro.

(Full findings included as Exhibit A and Exhibit B to the resolution.)

Mr. Collier stated that procurement management and the bond program recommend approval of the resolution, which would exempt the project from the competitive bid process and approve the alternative contracting process.

Council President Hughes opened the meeting to citizen comment on the resolution:

- Tony Jones, Metropolitan Contractor Improvement Partnership: Mr. Jones, Executive Director of MCIP, expressed his support for the resolution, and specifically the use of the CM/GC contracting process on the education center and other future projects. Mr. Jones stated that the alternative process provides an opportunity to help Metro select a contract partner based on the project goals and management priorities outlined in the request for proposals process. He stated that projects that use the CM/CG process are typically completed on time and on budget. In addition, Mr. Jones noted that the process allows for greater participation by minority, women-owned, and emerging small businesses.

Councilors emphasized the importance of creating opportunities for MWESB businesses. Recognizing that the bond rules were drafted over 5 years prior, Councilors asked Mr. Jones for his thoughts on possible improvements to the program's MWESB goals. Mr. Jones stated that it is always good to evaluate processes. He encouraged Metro to look more closely at the actual utilization (by certificates) of MWESBs. He emphasized that the CM/GC process

can help to review processes to ensure there is a balance of business types. Lastly, he stated that transparency is important.

Additional comments addressed the importance of mentorship, and the role MCIP can play in helping to mentor MWESBs.

Vote:

Council President Hughes, and Councilors Craddick, Harrington, Chase, Dirksen, Collette and Stacey voted in support of the motion. The vote was 7 ayes, the motion passed.

Council President Hughes gaveled, closed the contract review board meeting, and reconvened the Metro Council meeting.

6. CHIEF OPERATING OFFICER COMMUNICATION

Ms. Martha Bennett provided updates on the following items:

- The City of Portland is scheduled to begin enforcing metered parking in Washington Park on January 10. Inquiries and complaints should be directed to staff.
- In honor of Rev. Dr. Martin Luther King Jr., Metro has sponsored a table at the Scanner breakfast on Jan. 20. In addition, with assistance from United Way, Metro has organized opportunities for employees to participate in a day of service on January 20.

7. COUNCILOR COMMUNICATION

Councilors provided updates on the following meetings or events: MPAC, JPACT, Metropolitan Exposition and Recreation Commission, East Washington County Democrats forum on the Southwest Corridor transit project, and the North Portland Enhancement and Metro Central Enhancement committees. Highlighted upcoming events included the Jan. 9 Powell-Division community forum, and Feb. 6 Regional Community Celebration event for the Willamette Legacy Falls project.

8. ADJOURN

There being no further business, Council President Hughes adjourned the regular meeting at 2:52 p.m. The Metro Council will convene the next regular council meeting on Thursday, Jan. 16 at 2 p.m. at Metro's Council Chamber. The Metro Council recessed to the Council annex for a work session.

Respectfully submitted,



Kelsey Newell, Regional Engagement & Legislative Coordinator

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF JAN. 9, 2014

Item	Topic	Doc. Date	Document Description	Doc. Number
	Agenda	1/9/14	Revised Council agenda for Jan. 9	10914c-01
2.0	Testimony	1/9/14	Testimony from citizen Courtney Scott	10914c-02
2.0	Testimony	1/7/14	Testimony from citizen Clara McAllister	10914c-03
2.0	Handouts	N/A	Handouts distributed by citizen Art Lewellan	10914c-04
3.1	Minutes	12/19/13	Council minutes for Dec. 19, 2013	10914c-05
4.2	Legislation	N/A	Revised Resolution No. 14-4495 (redline)	10914c-06