



Minutes

Meeting:	TriMet Board of Directors Regular Board Meeting	Date:	October 24, 2018
		Time:	9:00 a.m.
Presiding:	Bruce Warner, President	Location:	Gresham City Hall Council Chambers 1333 NW Eastman Pkwy. Gresham, OR 97030
Board Members Present:	Lori Irish Bauman Keith Edwards Ozzie Gonzalez Linda Simmons Travis Stovall Kathy Wai Bruce Warner	Board Members Absent:	

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.

President Warner called the business meeting to order at 10:00 a.m.

1. Board Reports:

- A. **TriMet's Accountability Committee** – Director Bauman shared the history and purpose of the Committee. Director Bauman reported that the Committee had its second and final meeting of 2018 in September and heard from TriMet Auditor Darlene Gastineau and Paralegal Christopher Conner on 2018 Ethics Hotline reports to date, none of which was a Type 1 report of fraud, waste, or abuse that should be brought to the Board. The Committee did a thorough tour of TriMet's Accountability and Transparency website, and noted a few pieces of information that needed updating. Staff shared recent metrics and statistics for the Transparency and Accountability Center page. The next Committee meeting is scheduled for March 2019.
- B. **Metro Policy Advisory Committee (MPAC)** – Director Wai reported that the Committee met on October 10th and received updates from Metro staff on: 1) the Southwest Corridor Equitable Development and Strategy and Light Rail project; 2) Regional Waste Plan; and 3) Recommendation to Metro Council on Adoption of 2018 RTP and Strategies for Freight, Transit, Safety and Emerging Technology.
- C. **Transit Equity Advisory Committee** – Director Gonzalez reported that at the October meeting the Committee focused on: 1) Language Assistance Plan; 2) HOP Update; 3) Safety & Security Update; and 4) rescheduling meetings in order for the Multnomah Youth Commission members to attend.

2. General Manager Report

- A. **Ridership** – Doug Kelsey reported on the results for September 2018.
- B. **Low Income Fare** – John Gardner, Director of Diversity and Transit Equity, shared a video of a customer who has signed up for the low-income fare program and the positive impact it is having on her life. John Gardner provided an update on how many customers have signed up to date and answered Board questions.
- C. **Quarterly Finance Report** – Dee Brookshire, Chief Financial Officer, shared financial highlights from the first quarter report that was provided to the Board and responded to Board questions.
- D. **Turn by Turn Software** – A.J. O'Connor, Manager of Intelligent Transportation Systems, shared a video preview of the navigation system that will be installed on our buses that provides turn by turn voice instructions for operators who are new or are new to a route and responded to Board questions.

3. Consent Agenda

Action: Travis Stovall moved to approve the consent agenda items listed below; Keith Edwards seconded the motion. The Board approved the motion unanimously.

Approval of Board Meeting Minutes for September 26, 2018.

Resolution to Read Ordinances by Title Only.

Resolution 18-10-70 Appointing Special Transportation Fund Advisory Committee Members.

4. Resolutions

Doug Kelsey and staff introduced the following resolutions and responded to Board questions:

Resolution 18-10-71 Approving the Unified Service Enhancement Plan and Subarea Addenda

Kerry Ayres-Palanuk, Director of Policy and Planning, explained the details of the plan and responded to Board questions.

Action: Keith Edwards moved approval of Resolution 18-10-71; Linda Simmons seconded the motion. The Board approved the motion unanimously.

Resolution 18-10-72 Adopting the FY2019-2023 State Transportation Improvement Fund (STIF) Plan

Paul Savas, Clackamas County Commissioner, spoke about the HB 2017 Transit Advisory Committee (Advisory Committee) process and community outreach that produced the recommendations before the Board today. Commissioner Savas shared the importance of continuing the conversations to consider unmet needs.

Tom Mills, Manager of Service Planning, gave a PowerPoint presentation that outlined: 1) HB 2017 Requirements; 2) Advisory Committee Representatives; 3) Final State Transportation Initiative Funds (STIF) Funding Allocation; 4) STIF Plan and Public Priorities; 5) Service Plan; 6) Regional Coordination Projects; 7) Regional Outreach; and 8) Advisory Committee Recommended Plan that was approved 24-2. Tom Mills noted that the plan is due to ODOT on Thursday, November 1, 2018 and he and Bernie Bottomly responded to Board questions.

Director Edwards asked what the concerns were for the two no votes. Tom Mills responded that the concerns were around the lack of funding allocated towards the youth pass.

Director Gonzalez asked about the current student pass program.

Bernie Bottomly responded that all school districts within the Tri-County have the opportunity to participate in the student pass program where passes are provided for students during the school year and TriMet pays for one-third of the program, and the school district pays two-thirds of the cost either on their own or with a third-party.

Director Simmons clarified that the student pass is 50% of the cost of a regular fare, as is the Honored Citizen Fare and the Low-Income fare.

Director Wai expressed concern about the 5-year rollout of the overall plan and that the youth transportation is allocated at 1% and stated that clearly there is an unmet need that needs to be addressed.

Bernie Bottomly explained that beyond the 50% reduction of the student fare, TriMet allocates \$2.7 million to school transportation within the general fund and the HB 2017 funds.

President Warner stated that we will have an opportunity to discuss priorities during the budget process. President Warner added that the Hop card will provide an opportunity to see how the student passes are currently being utilized and how we can make the program more efficient in the future.

Director Edwards stated that he shares Director Wai's concerns, but understands that the 1% allocated for school transportation is a minimum and that the Board will be able to consider adjustments during the budget process.

Action: Linda Simmons moved approval of Resolution 18-10-72; Lori Irish Bauman seconded the motion. The Board approved the motion unanimously.

Resolution 18-10-73 Authorizing a Contract with ZGF-Via-Mayer/Ree

Action: Travis Stovall moved approval of Resolution 18-10-73; Kathy Wai seconded the motion. The Board approved the motion unanimously.

Resolution 18-10-74 Authorizing a Contract with WSP, USA Inc. for Ruby Junction Yard Expansion Project Design Services

Action: Ozzie Gonzalez moved approval of Resolution 18-10-74; Lori Irish Bauman seconded the motion. The Board approved the motion unanimously.

5. Ordinance and Public Hearing

Ordinance 351 of the Tri-County Metropolitan Transportation District of Oregon (TriMet) Immediately Amending TriMet Code Chapter 29 and Updating Procedures for Requests for Proof of Payment

General Counsel Shelley Devine read Emergency Ordinance 351 by title only.

Erik Van Hagen, Sr. Deputy General Counsel, introduced Ordinance 351 and shared the importance of moving forward with an emergency ordinance today due to the critical nature of ensuring our fare enforcement personnel have the backing of our procedures when interacting with the public and responded to Board questions.

Director Wai shared concerns about moving forward with an emergency Ordinance and asked if TriMet staff could share appropriate language with fare enforcement personnel and delay the action until additional community input has been provided.

Director Gonzalez stated that he understands the urgency to bring clarity to the matter and agrees this is the next step in decriminalizing fare evasion.

Director Edwards stated that while he feels we should move forward with the Ordinance, he feels it is important to communicate the changes to our riders, the community and to continue discussions with TEAC.

Director Stovall stated that he feels Ordinance 351 will benefit our riders and clarifies our intent as was asked of us by the Court. Director Stovall stated he agrees with Director Edwards on communication with the community, but feels it is a broader conversation than the changes in the Ordinance, but a continued discussion regionally around fare enforcement. Director Stovall stated that he has concerns about delaying this decision, as confusion and ambiguity can escalate a situation and urges the Board to move forward with Ordinance 351 today.

Director Wai reiterated that she feels that if this Ordinance takes effect immediately we will not continue to build community trust and asked that the Board consider further community engagement and getting TEAC's input on this.

Director Simmons stated that she feels it is important to move forward with the changes proposed today to eliminate the confusion and does not see any benefit in delaying this important decision.

President Warner stated that he feels this Ordinance addresses the short-comings of our code that were brought to light by a judge and is prepared to approve this today if all Board members are in favor. President Warner explained that to pass an emergency ordinance, all board members must vote yes.

President Warner opened the Public Hearing for the Emergency Ordinance 351:

Commander Mike Frome spoke in support of Ordinance 351 and stated that this ordinance will help clarify TriMet's fare enforcement program for his officers and our riders.

The following people addressed the Board regarding Ordinance 351 during Public Forum:

Orlando Lopez, OPAL, spoke in opposition of moving forward with the Emergency Ordinance 351 today and asked that TEAC have additional time to review the ordinance.

Tristin, OPAL and BRU, spoke in opposition of Ordinance 351 and asked the Board to vote no on this ordinance.

David Davis spoke in opposition of Ordinance 351.

Action: Keith Edwards made a motion to adopt Emergency Ordinance 351 with the intent to provide training to fare enforcement personnel, educate the public on the changes and continue outreach and discussions with the community and TEAC; Travis Stovall seconded the motion.

The following roll call vote was taken to adopt Emergency Ordinance 351:

Keith Edwards.....	Yes
Lori Irish Bauman.....	Yes
Ozzie Gonzalez	Yes
Linda Simmons	Yes
Bruce Warner	Yes
Travis Stovall	Yes
Kathy Wai	No

Since an Emergency Ordinance requires a unanimous vote, the motion failed.

Linda Simmons made a motion to change Ordinance 351 to eliminate the emergency clause and bring Ordinance 351 forward for a second reading at the November 14, 2018 meeting; Travis Stovall seconded the motion. The motion was approved unanimously.

Ordinance 351 of the Tri-County Metropolitan Transportation District of Oregon (TriMet) Amending TriMet Code 29 and Updating Procedures for Requests for Proof of Payment (First Reading)

Shelley Devine read Ordinance 351 by title only.

Bruce Warner opened the Public Hearing for Ordinance 351 – no one addressed the Board.

6. Other Business & Adjournment

Hearing no further business, President Warner adjourned the meeting at 1:45 p.m.

Respectfully submitted,



Kelly Runnion, Recording Secretary