

**MINUTES  
REGULAR COMMISSION MEETING  
THE PORT OF PORTLAND  
February 11, 2015**

Following due notice to the public, the regular meeting of the Board of Commissioners of the Port of Portland was held at 9:30 a.m. in the Chinook conference room of the Port's administrative offices located at 7200 NE Airport Way.

An audio recording was made of these proceedings. The recording, and the full Commission agenda, is available by contacting the Port of Portland administrative offices, 7200 N.E. Airport Way, Portland, Oregon 97218. The following written minutes constitute a summary of the proceedings.

**QUORUM**

Commissioners present were Jim Carter, President, presiding; Peter Bragdon; Tom Chamberlain; Bruce Holte; Bob Levy; Linda Pearce and Paul Rosenbaum. Also present were Bill Wyatt, Executive Director, participating staff members and members of the public.

**LEAVE OF ABSENCE**

Commissioner Carter called for a motion to grant a leave of absence to Commissioners Daggett and Tsuruta, who were out of town. Commissioner Rosenbaum moved to grant the leave of absence. Commissioner Bragdon seconded the motion, which was put to a voice vote. Commissioners Bragdon, Carter, Chamberlain, Levy, Pearce and Rosenbaum voted in favor of the motion. Commissioner Holte was not present for the vote.

**MINUTES**

Commissioner Carter called for a motion to approve the minutes of the Regular Commission Meeting of January 14, 2015. Commissioner Bragdon moved to approve the minutes. Commissioner Levy seconded the motion, which was put to a voice vote. Commissioners Bragdon, Carter, Chamberlain, Holte, Levy, Pearce and Rosenbaum voted in favor of the motion.

**EXECUTIVE DIRECTOR'S REPORT**

Bill Wyatt addressed the Commission and audience. He said his formal Executive Director's report is attached to the Commission packet that is sent out with the Commission materials prior to the meeting.

Mr. Wyatt's comments covered the following general topics:

- Hanjin's announcement to discontinue the Portland service effective March 9;
- Brief overview of the Port's marine terminals and the challenges associated with being 107 miles upriver from the ocean and the channel constraints on the Columbia River, ongoing labor and productivity issues at Terminal 6 and the loss of jobs and the economic impact to the state and region as a result of the loss of the container service;

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- On-going litigation regarding the labor dispute at Terminal 6 and the Port's intent to aggressively pursue that litigation;
- Update on the contract negotiations between the Pacific Maritime Association and the International Longshore and Warehouse Union;
- Overview of the airline industry's business model to outsource the ground handling operations and the recent decision by several airlines to insource that work;
- Update on the PDX carpet project and the numerous requests for remnants of the old carpet;
- Report on a recent business trip to Reykjavik, Iceland;
- Port's partnership with the Portland Business Alliance and the Pacific Northwest International Trade Association to host a series of events called, "The Year of Trade in Oregon," and the kickoff event on February 24; and
- Update on social media and the Port's increased presence on Facebook and Twitter.

Commissioner Carter noted his disappointment and frustration with the Hanjin announcement given the efforts to retain the service.

Commissioner Carter called for a motion to approve the Executive Director's Report. Commissioner Bragdon moved to approve the Executive Director's Report. Commissioner Holte seconded the motion, which was put to a voice vote. Commissioners Bragdon, Carter, Chamberlain, Holte, Levy, Pearce and Rosenbaum voted in favor of the motion.

### **ACTION ITEMS**

#### Agenda Item No. 1

#### 2015 PORT OF PORTLAND TRANSPORTATION IMPROVEMENT PLAN

This agenda item requested approval of the Port of Portland's (Port) Transportation Improvement Plan (PTIP). As a transportation agency reliant on elements of the transportation system developed and managed by others to support our mission, the Port must carefully plan, consider funding initiatives and support projects that will enhance market access for Port customers and businesses in this region and state. The Port Commission considers the PTIP annually as the basis for charting our transportation improvement needs and funding requirements.

Susie Lahsene presented the Executive Director's recommendations as follows:

BE IT RESOLVED, That approval is given to submit the Port of Portland's Transportation Improvement Plan to Metro and the Oregon Department of Transportation for inclusion in the Regional Transportation Plan to be eligible for future state, regional, and federal funding; and

BE IT FURTHER RESOLVED, That approval is given to seek federal, state and regional transportation funds for the list of Port Priority Projects identified in the Port Transportation Improvement Plan.

Commissioner Carter called for a motion to approve the Executive Director's recommendations. Commissioner Levy moved that the Executive Director's recommendations be approved. Commissioner Bragdon seconded the motion, which was put to a voice vote. Commissioners Bragdon, Carter, Chamberlain, Holte, Levy, Pearce and Rosenbaum voted in favor of the motion.

### Agenda Item No. 2

#### PUBLIC HEARING AND ENACTMENT OF PORT ORDINANCE NO. 456-B TO ISSUE UP TO \$170,000,000 OF PORTLAND INTERNATIONAL AIRPORT REFUNDING REVENUE BONDS SERIES TWENTY-THREE

This agenda item requests approval of Port of Portland (Port) Ordinance No. 456-B (the Ordinance) to authorize the sale of up to \$170,000,000 of Portland International Airport Refunding Revenue Bonds, Series Twenty-Three (the Bonds) to pay the costs of refunding all or part of the outstanding Portland International Airport Revenue Bonds, Series Nineteen (Non-AMT) (the Refunded Bonds), to pay costs of issuance, to fund certain reserves, if necessary, and for any other lawful purposes of the Port. Ordinance 456-B also authorizes certain amendments to Airport Revenue Bond Ordinances Nos. 155 and 323.

Tatiana Starostina presented the Executive Director's recommendations as follows:

BE IT RESOLVED, That Port Ordinance No. 456-B, in the form presented to the Port of Portland Commission, be read by title only; and

BE IT FURTHER RESOLVED, That a public hearing be held prior to adopting Ordinance No. 456-B in accordance with Section 147(f) of the Internal Revenue Code of 1986, as amended; and

BE IT FURTHER RESOLVED, That the proposed Port Ordinance No. 456-B, in the form presented to the Port of Portland Commission, be enacted by a roll call vote; and

BE IT FURTHER RESOLVED, That the Executive Director or his designee is authorized to execute the necessary documents on behalf of the Port of Portland Commission in a form approved by counsel.

Commissioner Carter opened a public hearing for the purpose of taking testimony on Ordinance No. 456-B. Hearing no comments, Commissioner Carter closed the public hearing and asked Ms. Starostina to read Ordinance No. 456-B by title only.

Commissioner Carter called for a motion to approve the Executive Director's recommendations. Commissioner Holte moved that the Executive Director's recommendations be approved. Commissioner Bragdon seconded the motion, which was put to a roll call vote. Commissioners Bragdon, Carter, Chamberlain, Holte, Levy, Pearce and Rosenbaum voted in favor of the motion.

### Agenda Item No. 3

#### PERSONAL SERVICES CONTRACT – CONCOURSE D WEST HVAC REPLACEMENT DESIGN – PORTLAND INTERNATIONAL AIRPORT

This agenda item requested approval to award a Personal Services contract to Burns & McDonnell Engineering Company, Inc. for design and construction support services for the Concourse D West HVAC Replacement project at Portland International Airport in the amount of \$1,607,300.

Jim McGinnis presented the Executive Director's recommendations as follows:

BE IT RESOLVED, That approval is given to award a personal services contract for the Concourse D West HVAC Replacement project at Portland International Airport to Burns & McDonnell Engineering Company, Inc., in accordance with this agenda item; and

BE IT FURTHER RESOLVED, That the Executive Director or his designee is authorized to execute the necessary documents on behalf of the Port of Portland Commission in a form approved by counsel.

Commissioner Carter called for a motion to approve the Executive Director's recommendations. Commissioner Bragdon moved that the Executive Director's recommendations be approved. Commissioner Holte seconded the motion, which was put to a voice vote. Commissioners Bragdon, Carter, Chamberlain, Holte, Levy, Pearce and Rosenbaum voted in favor of the motion.

Agenda Item No. 4

PERSONAL SERVICES CONTRACT AMENDMENT AND PUBLIC IMPROVEMENT CONTRACT AMENDMENT – REPLACE ACCESS CONTROL PROJECT – PORTLAND INTERNATIONAL AIRPORT

This agenda item requested approval of two contract actions related to the Replace Access Control project at Portland International Airport:

- Design. Amendment of the existing personal services contract with Aviation Security Consulting, Inc. (ASC) in the amount of \$1,791,500 to facilitate ASC's performance of construction administration support services; and
- Construction. Amendment of an existing public improvement contract with Hoffman Construction Company of Oregon (Hoffman) in the amount of \$35,069,873 to facilitate Hoffman's performance of additional project construction activities.

George Seaman presented the Executive Director's recommendations as follows:

BE IT RESOLVED, That approval is given to amend the existing personal services contract with Aviation Security Consulting, Inc. for the design of the Access PDX Program at Portland International Airport, consistent with the terms presented to the Commission; and

BE IT FURTHER RESOLVED, That approval is given to amend the existing public improvement contract with Hoffman Construction Company of Oregon for the construction of the Access PDX Program at Portland International Airport, consistent with the terms presented to the Commission; and

BE IT FURTHER RESOLVED, That the Executive Director or his designee is authorized to execute the necessary documents on behalf of the Port of Portland Commission in a form approved by counsel.

Commissioner Carter called for a motion to approve the Executive Director's recommendations. Commissioner Levy moved that the Executive Director's recommendations be approved. Commissioner Chamberlain seconded the motion, which was put to a voice vote. Commissioners Bragdon, Carter, Chamberlain, Holte, Levy, Pearce and Rosenbaum voted in favor of the motion.

## **GENERAL DISCUSSION**

### **Portland International Airport Workplace Initiative**

Kristen Leonard, Public Affairs Director, provided an update on the PDX Workplace Initiative, including the background, the goals and elements of the initiative, public outreach and feedback, as well as the next steps.

## **PUBLIC COMMENT**

Nick Campbell, a Menzies Aviation employee, addressed the Commission regarding the benefits of becoming a member with Service Employees International Union (SEIU) and the need to have a worker retention policy included in the PDX Workplace Initiative.

Kasil Kapriel, a Huntleigh USA employee, addressed the Commission regarding her struggles to support her family on her minimum-wage salary and the lack of promotion opportunities. She also discussed the benefits of becoming a union member of SEIU.

Commissioner Chamberlain said he thinks the draft PDX Workplace Initiative is a good start, but it needs a lot more work and he is willing to help to get the job done. Commissioner Holte said he echoed Commissioner Chamberlain's comments.

Matthew Johnson, an ASIG employee, addressed the Commission regarding workplace safety and the need for stronger language in the Port's Workplace Initiative regarding whistleblower protection.

Reverend Joseph Santos-Lyons, Executive Director of APANO, addressed the Commission regarding obstacles Pacific Islanders employed at PDX face. He said Pacific Islanders are subject to the COFA Act; they rely on their employers for health care and to ensure that their benefits are affordable. He discussed the need to improve working conditions and thinks there should be some accountability for the feedback the Port receives during the public outreach process.

Felisa Hagins, Political Director for SEIU Local 49, distributed to the Commission a packet that included: her testimony, a minimum standards document and letters of support for minimum standards at PDX. Ms. Hagins said state law and Port Ordinance gives the Port authority to pass workplace policy and safety initiatives and to set standards for subcontractor workers and minimum wage requirements in its public contracts.

Mt. Wyatt said he has no doubt about the Port's ability to impose things by contract as those contracts come up, but to impose something Port-wide by ordinance is another matter, and he believes we have limited authority to do things by ordinance that would affect everyone equally. Mr. Wyatt also noted that the Port manages hundreds of contracts and leases.

The following representatives from UniteHere addressed the Commission regarding a worker retention policy at PDX: Anthony Kennedy, on behalf of Anthony Rodriguez; Matt Graves; Jeremy Roberts and Van Touch.

Matt Furshong of UniteHere addressed the Commission regarding the draft PDX Workplace Initiative and the need for a worker retention policy.

Daniel Nguyen of Bambuza, addressed the Commission regarding how a small, local “mom and pop shop” was given the opportunity to compete against big corporations and open a restaurant at PDX. Mr. Nguyen discussed the challenges small businesses face when competing against big businesses. He asked that the Commission carefully consider how the PDX Workplace Initiative not only benefits the employees, but how it will affect the small business owner. He said that large companies have the corporate structure and contingencies to absorb additional costs that can nudge out the small business operators at PDX.

Commissioner Holte asked whether the Port could have a worker retention policy or not. Ms. Leonard and Mr. Wyatt responded to his question.

Commissioners Rosenbaum and Carter thanked everyone for attending the meeting and for the comments. Commissioner Carter said it is easy to think the work should have been done yesterday, but the Commission is trying to set a policy that is going to last for a substantial period of time and be consistent with what the airport represents, rather than what the Commission as individuals think.

The meeting adjourned at 11:47 a.m.

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President

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Assistant Secretary

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Date Signed