

## MINUTES OF THE METRO COUNCIL MEETING

Thursday, September 28, 2006  
Metro Council Chamber

Councilors Present: David Bragdon (Council President), Susan McLain, Robert Liberty, Rex Burkholder, Carl Hosticka, Rod Park

Councilors Absent: Brian Newman (excused)

Council President Bragdon convened the Regular Council Meeting at 2:00 p.m.

### 1. INTRODUCTIONS

There were none.

### 2. CITIZEN COMMUNICATIONS

There were none.

### 3. CONSENT AGENDA

3.1 Consideration of minutes of the September 21, 2006 Regular Council Meeting.

3.2 **Resolution No. 06-3730**, For the Purpose of Confirming the Appointments of Karen Wolfgang and Zachory Ferguson to the Metro Committee for Citizen Involvement (MCCI)

3.3 **Resolution No. 06-3731**, For the Purpose of Confirming the Appointment of Audrey O'Brien and Loretta Pickerell to the Regional Solid Waste Advisory Committee (SWAC)

Motion:

Councilor Hosticka moved to adopt the meeting minutes of the September 21, 2006 Regular Metro Council and Resolution Nos. 06-3730, 06-3731.
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Vote:

Councilors McLain, Liberty, Park, Hosticka and Council President Bragdon voted in support of the motion. The vote was 5 aye, the motion passed, with Councilor Burkholder absent from the vote.
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### 4. ORDINANCES – FIRST READING

4.1 Removed from the agenda.

### 5. RESOLUTIONS

5.1 **Resolution No. 06-3729**, Recognizing a Public/Private System of Waste Transfer Station in the Metro Area, to Continue Public Ownership of Metro's Transfer Stations, and Directing the Chief Operating Officer to Explore Opportunities to Improve the Regional Solid Waste Disposal System.

Motion:	Councilor Park moved to adopt Resolution No. 06-3729.
Seconded:	Councilor Hosticka seconded the motion

Councilor Park asked Mike Hoglund, Solid Waste and Recycling Director, to introduce the resolution. Mr. Hoglund thanked Councilor Park for his lead on this project. He noted Paul Ehinger, SWR Department, and the consultants who had worked on this issue. Mr. Hoglund explained what was involved in the region's disposal system planning system. He provided a history of the disposal system. He shared a map of the region and where facilities were located.

He said the Disposal System Planning (DSP), a portion of the preparation of the Regional Solid Waste Management Plan (RSWMP), was initiated at the request of the Metro Council to provide more detailed information on the impact of facility ownership on the delivery of transfer services. The Metro Council approved hiring a consultant by Resolution in July of 2005. A team of CH2M Hill and Ecodata was selected to perform the DSP study.

He said the study had five major elements:

1. A program to obtain and document stakeholder input.
2. An economic analysis of the solid waste system.
3. Definition of alternative ownership scenarios and system objectives.
4. Evaluation of the scenarios to characterize their performance at meeting system objectives, cost and risk.
5. An analysis of legal issues.

He noted that stakeholder contact was structured to ensure contact with individuals representing the full range of interests in the solid waste system. Thirty-five individuals were contacted directly and 315 transfer station customers were surveyed.

Barbara Stevens, a nationally recognized expert in solid waste economics, presented an analysis of system economics. She reviewed the three system alternatives developed.

1. A fully publicly owned system.
2. A fully privately owned system.
3. And a hybrid of public and private ownership, similar to the current system.

Mr. Hoglund also said Dan Pitzler of CH2M worked with the Council to clarify system objectives and to determine the relative importance of each objective. The analysis of the three alternative systems concluded that a publicly owned system was the best system based on the Council's system objectives. The difference in cost between the alternatives was small. The only significant risk identified with any of the options was the difficulty in implementing the public option in the absence of facility owners willing to sell their facilities. The hybrid system performed best if sufficient importance was placed on the risk associated with implementing the public system.

During the DSP process a number of opportunities for were identified that could lead to improvements to the Solid Waste System. This resolution instructed staff to investigate these opportunities and report back to the Council.

Some of the opportunities include:

1. Developing methods to improve rate transparency and fairness at transfer facilities in the Region.
2. Reducing the impact of waste transport in the Columbia River Gorge through a new transport services contract.

3. An improved set of standards to permit the entry of new facilities into the system.
4. A more equitable method of allocating the 10% of tonnage not guaranteed under the waste disposal contract.
5. Identify methods to allocate waste to facilities located in the region that help further Council values.
6. Obtain more competition among facilities where market forces can improve system performance.

Councilors commented on and asked questions about the opportunities.

Mr. Hoglund explained next steps, which were to take the recommendations on disposal system planning.

Council President Bragdon added his comments. Councilor Liberty acknowledged the staff report and the work of the consultants. He was very comfortable with the recommendations. Councilor Burkholder said the issue he had was what was the definition of hybrid. Council President Bragdon echoed Councilor Liberty's comments on a job well done.

Council President Bragdon opened a public hearing on Resolution No. 06-3729.

Mike Dewey, Waste Management, 1249 Commercial St SE Salem, OR 97302 thanked staff for the good work they had done. They appreciated the solicitation of their views as part of the process for system review. He said from what they saw today, they were supportive of the findings. They thought that Metro would need to think about Oregon City and whether it was a good site for a transfer station. They saw this as a market. He said they needed to add a conversation about dry waste and the cost to the customer. He noted Waste Management had provided a recommendation on transport of waste. This was a work in progress.

Councilor Liberty asked which policy questions were of greatest interest to Mr. Dewey? Mr. Dewey responded that the last two policy questions were of interest to Waste Management. He suggested extending the disposal contract.

Terrell Garrett, Green Way Recycling, PO Box 4483, Portland, OR 97208, talked about his concerns. He spoke to fostering competition. Much of the cost of waste was in transport. Staff should look at more of the overall cost. Maybe the transfer facilities have a higher cost but the truck miles in getting to other facilities resulted in overall higher costs.

Council President Bragdon closed the public hearing and announced that this resolution would be held over for final consideration on October 12, 2006.

Councilor McLain said they had been very pragmatic about improving the system as far as service as well as best cost. Some of the goals may be conflicting in application. The next step was to figure out how to resolve those conflicts. She talked about the difficulty of siting a facility. This needed to be part of the work plan. As a public agency they needed to remember that the Request For Proposal (RFP) process was a good way to ensure good rates.

Councilor Liberty said he thought the testimony received was something to consider. He asked if these issues had been considered? Mr. Hoglund said they were going to be looking at these issues in the next steps. They learned that there was a need to consider these issues from the Columbia Environmental discussion. Councilor Park thanked solid waste staff for their hard work. He noted

that we had a very complicated solid waste system. There was also a high desire from our citizens to recycle. It took a lot of work to increase the recycle rates. He had gotten a lot out of this exercise. He shared some of what he had learned in going through the process. He noted challenges and opportunities with a hybrid system. He felt Metro staff deserved a lot of credit for the work that had been done. Councilor McLain said they were now working on incorporating transportation goals into the RSWMP. She was hopeful to have a completed RSWMP by 2007.

**6. CONTRACT REVIEW BOARD**

6.1 **Resolution No. 06-3728**, Authorizing the Execution of Change Order 32 to Contract No. 900848 for Solid Waste Transport Services to Provide for Replacement Security Provisions and to Make Other Amendments.

Motion:	Councilor McLain moved to adopt Resolution No. 06-3728.
Seconded:	Councilor Park seconded the motion

Councilor McLain provided an overview of the resolution by highlighting the staff report. They were trying to make sure that Council had all of their questions and that there was no break in service.

Mr. Hoglund said the carrier, CSU, had been with Metro for a number of years under a variety of carriers. He pointed out some of the facts and figures of the contract. He noted that it was an important contract to Metro. He thanked Paul Ehinger, Solid Waste and Recycling Department, Marv Fjordbeck and Dan Cooper, Office of Metro Attorney, for their work on the contract. He talked about what each entity got out of the deal and what each entity gave up. Council President Bragdon stressed the timeline for creating a positive contract. He noted that an overall transition would take some time. Councilor Park talked about the savings to the ratepayer because of the administrative actions that had been taken. Mr. Hoglund provided further details on savings to the consumer. Councilor Liberty complimented staff for their quick work.

Vote:	Councilors Park, Burkholder, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 5 aye, the motion passed with Councilor Hosticka absent from the vote.
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**7. CHIEF OPERATING OFFICER (COO) COMMUNICATION**

Michael Jordan, COO, talked about a letter dated September 22 from Multnomah County Commissioner Maria Rojo de Steffey. He would be happy to brief the Council on Area 93 and there would be a discussion at next week's work session.

**8. COUNCILOR COMMUNICATION**

Councilor McLain reported on the county fairs this summer. They had reached over 2000 contacts at the fair. They talked to people on a variety of Metro issues.

Councilor Burkholder said they would be talking about the Columbia River Crossing at next week's work session. He noted two decision points. He said one of the key issues was the ability for the bridge to survive a seismic impact. He talked about alternatives that the committee would be looking at. He would be asking Council assistance on which bridge alternatives to put forward.

Councilor Liberty talked about the purpose of need statement. He wondered if Councilor Burkholder had any comments. The need statement was on the website. He provided an overview of what was discussed at Metro Policy Advisory Committee (MPAC).

Council President Bragdon said one of the objectives at the Joint MPAC/JPACT meeting was to focus on the legislative agenda.

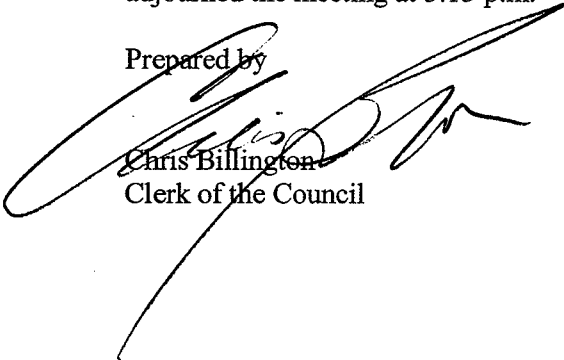
Councilor Park said the Freight Movement Task Force met yesterday. He needed a better understanding of funding mechanisms. They needed to quantify some of the causes and effects.

Council President Bragdon noted Councilor Park had received the Oregon Nursery Association award, which highlighted his nursery advocacy and service to the community.

**9. ADJOURN**

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 3:13 p.m.

Prepared by



Chris Billington  
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF  
SEPTEMBER 28, 2006**

<b>Item</b>	<b>Topic</b>	<b>Doc. Date</b>	<b>Document Description</b>	<b>Doc. Number</b>
6.1	Exhibit A	9/28/06	Amended Exhibit A to Resolution No. 06-3728.	092806c-01
4.1	Letter	9/25/06	To: Dick Benner, Metro Senior Attorney From: Steven Santos, Economic Development Planning Specialist and Meg Fernekes, Portland Metro Area Regional Rep, Department of Land Conservation and Development Re: Comments on Proposed changes to Title 4	092806c-02