



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Agenda

Meeting: Council Meeting

Date: June 26, 1986

Day: Thursday

Time: ** 3:00 to 5:00 p.m. - Interviews of Candidates for District 9 Council Position
5:30 to 8:00 p.m. - Regular Council Meeting

Place: Council Chamber

Approx.
Time*

Presented By

** 3:00 INTERVIEWS OF CANDIDATES FOR THE VACANT DISTRICT 9 COUNCIL POSITION

5:30 CALL TO ORDER
ROLL CALL

1. Introductions
2. Councilor Communications
3. Executive Officer Communications
 - 3.1 Summary of FY '85-86 Intern Assistance Program
4. Written Communications to Council on Non-Agenda Items
5. Citizen Communications to Council on Non-Agenda Items

5:55 6. APPROVAL OF MINUTES of April 22 and May 1, 1986

7. ORDINANCES

6:00 7.1 Consideration of Ordinance No. 86-203, Amending Hinckley
(10 min.) Metro's Code Section 2.05 regarding Deadlines
and New Evidence and Exceptions to Revised Orders
(First Reading and Public Hearing)
(Action Requested: Motion for Adoption)

6:10 7.2 Consideration of Ordinance No. 86-204, Amending Hinckley
(10 min.) Ordinance No. 85-189 (Temporary Procedures for
Hearing Petitions for Major Amendment of the
Urban Growth Boundary) (First Reading and Public
Hearing) (Action Requested: Motion for Adoption)

* All items listed on this agenda are approximate. Items may not be considered in the exact order listed.

** The 3:00 p.m. starting time is tentative. Depending on the actual number of candidates, the interviews could start later. Call the Metro Offices after 10:00 a.m., June 24, for information on the actual starting time for interviews.

(continued)

Metro Council, June 26, 1986

Approx.
Time

Presented By

8. RESOLUTIONS

6:20 (10 min.)	8.1	Consideration of Resolution No. 86-650, for the Purpose of Accepting the Hearings Officer's Report in Contested Case No. 85-7 (Kaiser), Furthering Annexation of the Affected Property to Metro and Expressing Council Intent to Amend the Urban Growth Boundary (Action Requested: Adoption of the Resolution)	Hinckley
6:30 (30 min.)	8.2	Consideration of Resolution No. 86-658, for the Purpose of Granting Public and Commercial Rate Increases at the Killingsworth Fast Disposal Landfill (Action Requested: Adoption of the Resolution)	McConaghy
7:00 (10 min.)	8.3	Consideration of Resolution No. 86-654, for the Purpose of Amending Resolution No. 85-562 Amending the FY 1985-86 Budget and Appropriations (Public Hearing) (Action Requested: Adoption of the Resolution)	Sims
7:10 (10 min.)	8.4	Consideration of Resolution No. 86-659, for the Purpose of Adopting the Annual Budget for FY 1986-87, making Appropriations from Funds of the District in Accordance with Said Annual Budget, and Levying Ad Valorem Taxes (Public Hearing) (Action Requested: Adoption of the Resolution)	Sims
7:20 (5 min.)	8.5	Consideration of Resolution No. 86-657, for the Purpose of Authorizing a New Classification (Program Assistant 2) and Amending the Pay and Classification Plans (Action Requested: Approval of Resolution)	Boose
7:25 (5 min.)	8.6	Consideration of Resolution No. 86- ⁶⁶⁰ 659 , for the Purpose of Amending the Pay Plan for Non-Union Employees (Action Requested: Approval of Resolution)	Boose
7:30 (5 min.)	8.7	Consideration of Resolution No. 86-656, for the Purpose of Appointing Citizen Members to the Solid Waste Rate Review Committee (Action Requested: Approval of Resolution)	Barker
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7:35 (25 min.)	EXECUTIVE SESSION (Held Under the Authority of ORS 192.660 (1) (e), (f) and (h))		Baxendale
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8:00	ADJOURN		



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
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Memorandum

Agenda Item No. 3.1

Meeting Date June 26, 1986

Date: June 12, 1986

To: Metro Council and Executive Officer

From: Mel Huie, Local Government Analyst, IRC

Regarding: INTERN ASSISTANCE PROGRAM

IRC's Intern Assistance Program utilizes graduate students and recent graduates from local universities to help local jurisdictions on specific projects in urban planning, community development and general government administration. Grants from Metro were matched by local governments to pay an intern's salary. \$5,000 were dispersed under this program during FY 85-86. Since 1979, Metro has assisted 50 projects.

Applications are accepted from cities and counties starting August 15 of each fiscal year. Projects are evaluated against specific criteria to determine funding. Funds are available on a first come, first served basis.

The following local jurisdictions were assisted during the past fiscal year. Grants ranged from \$400 to \$750 per project.

1. Clackamas County Social Services Division -- an intern wrote the agency's annual report and a year-end report for the County Community Action Board.
2. Oregon City Public Works Department -- an intern developed the City's Five Year Capital Improvement Program and Financing Plan.
3. Washington County Office of Community Development -- wrote an action plan to coordinate the delivery of social services for single parent families. Services included housing, job training, child care, AFDC, health care, etc.
4. Maywood Park -- an intern updated the City's comprehensive plan to meet LCDC periodic review requirements.
5. West Linn Planning Department -- an intern wrote and designed informational packets and brochures for prospective commercial

and industrial investors. The information covers land use data and zoning requirements, land and improvement costs, tax rate, etc.

6. Portland Metropolitan Youth Commission -- an intern assisted in coordinating 1986 Youth Week during March. Tasks included public relations and promotional activities, and working with committees of teenagers in organizing the week and on discussing current events.
7. Portland Development Commission -- an intern developed a classroom curriculum and resources booklet for first-time homeowners in northeast Portland. Homeowners are participants in the City's Urban Homesteading Program and will attend workshops this summer in housing rehabilitation, weatherization and maintenance techniques.
8. Tualatin Planning Department -- an intern updated the City's land use inventory by conducting site visits and researching secondary informational sources. The intern also developed a computer program to store the data.
9. Beaverton Planning Department -- an intern did graphics work and updated maps for the City's Urban Services Study and Transportation Plan Update.
10. Clackamas County Transportation and Development Department -- an intern updated the County's inventory of buildable lands and accompanying maps. The intern also updated the vacant industrial lands inventory.
11. Portland Office of Neighborhood Associations/S.E. Uplift -- a citizens' guide to land use and neighborhood planning (i.e., how to get a permit, zone changes, comprehensive planning process, how to challenge zone changes, etc.) was written and published.

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

April 22, 1986

Councilors Present: Councilors Cooper, DeJardin, Frewing,
Gardner, Hansen, Kirkpatrick, Kafoury,
Kelley, Myers, Oleson, Van Bergen and Waker

Also Present: Rick Gustafson, Executive Officer

Staff Present: Don Carlson, Sonnie Russill, Gene Leo, Kay
Rich, Bob Porter, Dan Durig, Dennis
Mulvihill, Doug Drennen, Debbie Allmeyer,
Becky Crockett, Wayne Rifer, Jennifer Sims,
Don Cox, Vickie Rocker, Janet Schaeffer,
Andy Cotugno, Keith Lawton, Ed Stuhr, Ray
Barker, Phillip Fell, Mary Jane Aman, Norm
Wietting

Presiding Officer Waker called the meeting to order at 5:30 p.m.

1. INTRODUCTIONS

None.

2. COUNCILOR COMMUNICATIONS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

Report for Quarter Ending March 31, 1986. The Executive Officer presented a brief overview of the written quarterly report. Zoo attendance continued to increase, March attendance being the highest for any previous March. Solid waste volumes accepted at the St. Johns Landfill were higher than projected. The Ordinance recently adopted by the Council to restrict waste from outside the region was beginning to have an effect on reducing disposal volumes, the Executive Officer reported. Regarding affirmative action efforts, the Executive Officer said more minorities had been hired due to ambitious recruiting efforts. Also, spring and summer construction projects would help increase Disadvantaged and Women-Owned Business Enterprise participation in major contracts.

4. WRITTEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

5. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

6. CONSENT AGENDA

Motion: Councilor Kirkpatrick moved to approve the Consent Agenda and Councilor DeJardin seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kirkpatrick, Kafoury, Kelley, Myers, Oleson, Van Bergen and Waker

The motion carried and the following items were adopted:

- 6.1 Resolution No. 86-638, Approving the FY 1987 Unified Work Program (UWP) and Five-Year "Prospectus"
- 6.2 Resolution No. 86-639, Authorizing Federal Funds for Eight 16(b)(2) Special Transportation Projects and Amending the Transportation Improvement Program
- 6.3 Resolution No. 86-640, Allocating Funds from the Federal-Aid Urban Regional Reserve
- 6.4 Resolution No. 86-641, Amending the Transportation Improvement Program to Include an Updated Program of Projects Using Section 3 "Letter of Agreement" Funds
7. Consideration of Resolution No. 86-642, for the Purpose of Approving the FY 1986-87 Budget and Transmitting to the Tax Supervising and Conservation Commission (Public Hearing)

The Executive Officer presented the \$52.4 million, 229 FTE recommended budget to the Council. This presentation included an overview of the organization's structure and a discussion of major goals and emphasis for the new fiscal year. Executive Officer Gustafson explained the District would emphasize resolving issues of regional interest, increase public relations efforts, establishing a firm financial structure and administer existing services.

Jennifer Sims, Director of Management Services, reviewed recommendations proposed by the FY 1986-87 Budget Committee:

1. Zoo Operating Fund: a) delete \$10,000 from Contractual Services in the Administration Division and instead place

those funds in Contingency (this amount was requested for legislative liaison position which will be provided by in-house staff in the Executive Management Department); and b) revise the FTE's for the Building and Grounds Division.

2. IRC Fund: adopt a budget note to read "The IRC Budget preparation process shall include notification to Council members of Committee meetings and forwarding of relevant materials including meeting agendas and minutes."
3. General Fund: a) adopt a budget note to read "Include an analysis of system compatibility with other governments in the Data Processing Plan."; and b) adopt a budget note to read "The Data Processing Plan shall be reviewed and approved by the Council Management Committee prior to the purchase of microcomputers budgeted in FY 1986-87. Purchases will remain subject to approval by the Deputy Executive Officer."

The Budget Committee recommended adoption of all other funds as proposed.

The Presiding Officer opened the public hearing on the budget.

Fern Alexander testified she was pleased the Zoo was spending \$250,000 less than anticipated for the current fiscal year. She asked if this surplus would remain in the Zoo budget. The Presiding Officer said it would be incorporated into FY 1986-87 budget as soon as the exact amount of the carryover was known.

There was no further public testimony and the Presiding Officer closed the hearing. He announced the Resolution would again be considered May 1, 1986, before it was forwarded to the Tax Supervising & Conservation Commission.

Because Councilor Kelley expressed concern about Solid Waste revenue and transfers, Presiding Officer Waker invited her to discuss those matters with staff before the May 1 meeting.

8. ORDINANCES

8.1 Consideration of a Request for Reconsideration of Ordinance No. 86-196 (An Ordinance Adopting a Final Order and Amending the Metro Urban Growth Boundary for Contested Case No. 85-2: Tualatin Hills Church)

The Presiding Officer explained it had been requested the Council reconsider its decision to adopt the Ordinance. The Council would

first decide whether to hear the testimony of William Moore, the party requesting reconsideration. It would then decide whether to reconsider the Ordinance.

Jill Hinckley, Land Use Coordinator, explained the materials in the agenda packet including Mr. Moore's request for reconsideration and the Council rules for reconsideration of ordinances. She noted the rules did not contain specific standards by which ordinances should be reconsidered and that Mr. Moore's request did not raise any legal issues that would suggest a need for reconsideration. She said it was within the Council's discretion regarding how they should handle the petition.

Presiding Officer Waker noted any motion for reconsideration must be made by a Councilor who had voted on the prevailing side when the Ordinance was adopted. This, he said, would exclude Councilor Kelley from making such a motion.

Motion: Councilor Hansen moved to reconsider the Ordinance. The motion died for a lack of second.

Motion: Councilor Frewing moved to hear William Moore's verbal testimony in support of his request for the Council to reconsider Ordinance No. 86-196 and to hear other verbal testimony on reconsideration of the Ordinance. Councilor Hansen seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Frewing, Gardner, HJansen, Kafoury, Kelley, Myers, and Oleson

Nays: Councilors Cooper, Kirkpatrick, Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried.

William Moore presented his testimony to the Council regarding why the Ordinance should be reconsidered. He said the city of Tualatin had misled the church to believe they had their own fire district. He said the fire district had also given unclear information to the Hearings Officer.

A discussion followed regarding Mr. Moore's statements. Councilor Gardner noted that even if the city of Tualatin provided water to the church for fire protection, another hydrant with more water pressure had to be installed.

Mr. Wheeler, representing the Tualatin Hills Church, testified that because the church was a public building it was required to have more fire protection. He said the Fire District had recommended a fire plug be installed within 500 feet of the church versus on-site water storage. He did not understand why Mr. Moore objected to the additional hydrant when residents' insurance rates would probably decrease as a result of the hydrant.

Councilor Kelley noted when the Ordinance was originally considered, Councilors were not given letters or statements from the city of Tualatin or the Fire District stating their positions. She requested such information be provided in future cases. Ms. Hinckley said a letter from the city of Tualatin had been included in the agenda materials for Ordinance No. 86-196.

Motion: Councilor Hansen moved to reconsider Ordinance No. 86-196 and Councilor Kafoury seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Gardner, Hansen, Kafoury and Kelley

Nays: Councilors Cooper, Frewing, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Absent: Councilor DeJardin

The motion failed.

In response to Mr. Moore's question, Ms. Hinckley said that if Mr. Moore wanted to pursue the matter of reconsideration further, he should appeal to the Land Use Board of Appeals.

8.2 Consideration of Ordinance No. 86-199, for the Purpose of Adopting a Waste Reduction Program for the Metropolitan Service District (Second Reading and Public Hearing)

The Clerk read the Ordinance by title only a second time.

Main Motion: The motion to adopt the Ordinance was given by Councilors Kirkpatrick and Gardner at the meeting of March 27, 1986.

Dennis Mulvihill, Waste Reduction Manager, explained the ordinance language needed to be amended to comply with state law, Exhibits A, B and C needed to be amended to include suggested SWPAC amendments, an amendment proposed by Council Frewing and other amendments as necessary.

The Presiding Officer opened the public hearing on the Ordinance.

Cathy Cancilla, Vice President, Metro's Solid Waste Policy Advisory Committee (SWPAC), said she would be presenting SWPAC's suggested amendments as contained in a memo to Councilors dated April 21, 1986. She noted SWPAC's comments did not include alternative technology issues. Specific amendments were proposed as follows:

1. Amend the Work Plan, page 21, "Post-Collection Recycling/Materials Recovery," to read: "3. Station a spotter at the St. Johns Landfill face to identify generation points for individual loads which qualify for acceptance at [Oregon] a processing and recovery center [(OPRC)]. Notify those loads of the lower disposal rates available [at OPRC] and direct them to dispose of those loads at [OPRC] a processing and recovery center."
2. Amend the Framework Plan, page 15, "Phase II," by adding the following paragraph at the end of the page: "SWPAC will monitor Phase I progress and make recommendations for Phase II techniques based on Phase I performance."
3. Amend the Framework Plan, page 16, "Phase III," by adding the following paragraph at the end of the page: "SWPAC will monitor Phases I and II progress and make recommendations for Phase III techniques based on Phase I and II performance."

Other concerns were outlined in the memo to Councilors.

Estle Harlan, representing the Oregon Sanitary Service Institute (OSSSI), 4372 Liberty Road South, Salem, distributed a written statement to Councilors regarding her testimony. She asked the Council to consider her comments before adopting Ordinance No. 86-199. She said the solid waste collection industry had consistently objected to Metro determining which collector(s) in a watershed were qualified for a given level of certification. She said in order to determine the level of certification, Metro would be exceeding its authority by getting involved in collection of solid waste. She testified, however, the industry would not object to certification being determined by the local government comprising each watershed since local government did not have authority under the franchise system to regulate the level of collection service.

Ms. Harlan objected to Metro employing rate incentives as part of the certification program. She said that rate incentives not directly tied to a service performed by Metro were outside Metro's statutory authority.

Finally, Ms. Harlan asked that the Tri-County Council, a solid waste industry group representing all associations in the Metro area, be formally recognized as an advisory committee to help develop standards for the certification program.

In response to Councilor Frewing's question, Wayne Rifer, Solid Waste Analyst, said the proposed composition of the Local Advisory Committee on Certification (LACOC) would include local government representatives. However, he said, two industry representatives served on SWPAC. The presiding Officer assured Ms. Harlan the Tri-County Council could be actively involved in certification matters.

Regarding the issue of Metro's authority to employ rate incentives not directly tied to services, Presiding Officer Waker pointed out the state had given Metro a mandate to reduce the volume of waste going to landfills and rate incentives were a means of accomplishing this goal. Councilor Gardner noted Metro's counsel had advised the Council Metro did have authority to employ rate incentives and to be involved in the certification program and that the question would probably not be resolved as part of this discussion. Councilor Van Bergen agreed with Councilor Gardner's statement, saying the Council could not take a position contrary to counsel's opinion.

A discussion followed about the extent rate incentives could control the flow of solid waste and how the industry could help Metro develop a responsive certification program. Councilor Frewing reminded Ms. Harlan the industry was represented on SWPAC and as such, would have a voice in setting responsive rates for solid waste disposal.

Jack Deines, 2295 S.E. Juniper Drive, Milwaukie, urged the Council to listen to the industry when developing the certification program because haulers were actually doing the recycling. He pointed out that haulers were business men and as such, would recommend reasonable and cost effective solutions for reducing waste. Mr. Deines then questioned the impact of alternative technology on the cost of waste disposal and cautioned the Council if waste reduction solutions were not economically feasible, they would not meet the criteria established in Senate Bill 662.

There was no additional testimony.

Mr. Mulvihill explained the Council would consider adoption of Ordinance No. 86-199 at this meeting along with proposed amendments. He then reviewed amendments proposed in addition to those already discussed by SWPAC representative Cathy Cancilla. Those amendments to the first "whereas" and Section 3 were included in the

version of the Ordinance contained in the staff report (proposed additions were underlined and deletions bracketed).

First Motion to Amend: Councilor Kafoury moved the adoption of amendments to the first "whereas" and Section 3 of the Ordinance as contained in the staff report. Councilor Gardner seconded the motion.

Vote on First Motion to Amend: The vote resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Hansen, Kirkpatrick, Kafoury, Kelley, Myers, Oleson, Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried.

Mr. Mulvihill then discussed the proposed amendments included in Attachment D of the staff report which contained Exhibits A, B and C:

1. Exhibit A was Resolution No. 85-611-A previously adopted by the Council;
2. Exhibit B was the final report which was the framework of the Waste Reduction Program. It now contained staff's recommended modifications, amendments proposed by SWPAC and an amendment proposed by Councilor Frewing at the previous Council meeting.
3. Exhibit C, the Work Plans, included the same modifications as listed for Exhibit B above.

Mr. Mulvihill suggested the Council discuss amendments to the exhibits, adopt them and then propose any additional amendments the Council may wish to adopt.

Councilor Kafoury noted the word "is" should be changed to read "in" on page 3 of Exhibit A, last line of the first paragraph "b."

Councilor Hansen proposed shortening the negotiating phase for a final alternative technology vendor to complete the financial arrangement stage by February, 1988. A discussion followed about the feasibility of Councilor Hansen's proposed amendment. Dan Durig, Solid Waste Director, said the longer negotiation period had been estimated based on prior experience and the fact that vendors would be required to find a suitable site and develop markets for byproducts. Councilor Hansen then revised his proposed amendment to extend the process by two months.

Councilor Van Bergen said it would be preferable to have either DEQ, Metro or both agencies site an alternative technology facility because it would serve to keep more vendors in the process. He noted that under the new statute, Metro's ability to site the facility would be easier than the vendor's ability to do the same.

Second Motion to Amend: Referring to page 25 of the Work Plan, Exhibit C, Councilor Hansen moved the schedule for finalizing financial arrangements (item 12) be shortened and that Item 13, "Contract award", be changed to indicate it would be completed by April, 1988. Councilor Oleson seconded the motion.

Vote on Second Motion to Amend: The vote resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Hansen, Kirkpatrick, Kafoury, Kelley, Myers, Oleson, Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried.

Third Motion to Amend: Councilor Frewing moved to substitute the amended Attachment D, containing revised Exhibits A, B and C, for the exhibits previously attached to the Ordinance. These revisions contained staff's suggested amendments, SWPAC's proposed amendments and Councilor Frewing's amendment. Councilor Kelley seconded the motion.

Councilor Kafoury said the Council could not adopt the motion until Ordinance No. 86-201, addressing alternative technology, was discussed. She explained that some of the amendments proposed by Councilor Frewing's motion suggested the foundation on which an alternative technology premium would be established. Councilors Frewing and Gardner did not think adopting the amendments would pose such a problem.

Vote on the Third Motion to Amend: The vote resulted in:

Ayes: Cooper, Frewing, Gardner, Kirkpatrick, Kelley, Oleson and Waker

Nays: Councilors Hansen, Kafoury, Myers and Van Bergen

Absent: Councilor DeJardin

The motion carried.

Mr. Mulvihill then distributed a memo to the Council from himself and Wayne Rifer, dated April 18, 1986, which proposed the "Local Government Certification Advisory Committee" be changed to "Local Government Advisory Committee on Certification". The change was proposed by a party representing local governments in order to avoid the possible misinterpretation of the meaning of the committee name, namely that it was local governments which would be certified.

Fourth Motion to Amend: Councilor Myers moved that any references in the Work Plan to "Local Government Certification Advisory Committee" be changed to read "Local Government Advisory Committee on Certification". Councilor Kelley seconded the motion.

Vote on the Fourth Motion to Amend: The vote resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Hansen,
Kirkpatrick, Kafoury, Kelley, Myers, Oleson,
Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried.

Mr. Mulvihill then reviewed the proposed amendments outlined in the memo dated April 18, 1986, to the Metro Council from himself and Wayne Rifer regarding further modifications to the Waste Reduction Program requested by the Department of Environmental Quality (DEQ) (proposed new language is underlined and proposed deletions are in brackets):

1. Exhibit B, page 5, to be changed to read: "An additional element will be a strategy for development and introduction of a curriculum for the region's [public] school system."
2. DEQ requested the intent of the following sentence found in Exhibit B, page 12, be clarified: "Metro will set a premium above landfilling costs and develop formulas to provide a basis for proceeding with a project(s), allocating as much of 48 percent of the waste as can be processed within the premium by an adlternative technology or combination of technologies."

The Presiding Officer asked the Council to consider this request when the Alternative Technology portion of the

Waste Reduction Program was discussed as part of Agenda Item No. 8.4.

3. Exhibit C, page 4, the work plan for Promotion, Education and Public Involvement, the first sentence of "D. Specific campaigns" be amended to read: "Two [or three] major promotions will be undertaken every year."
4. Exhibit C, pages 14 and 15, the work plan for "Recycle - 405 Materials, the Summary of Tasks," be amended to be consistent with DEQ's proposed new format for the section as illustrated in the "Attachment" to the memo.

Fifth Motion to Amend: Councilor Frewing moved the format change as illustrated in "Attachment" to the memo be substituted for Exhibit C, pages 14 and 15 of the work plan for "Recycle - 405 Materials, Summary of Tasks." Councilor Kelley seconded the motion.

Vote on the Fifth Motion to Amend: The vote resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Hansen, Kirkpatrick, Kafoury, Kelley, Myers, Oleson, Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried.

5. Exhibit C, page 18, the work plan for "Recycle - Yard Debris," amend task 7 by deleting specific reference to St. Johns Landfill so that it reads: "7. Metro bans source separated yard debris from disposal at [St. Johns] the regional general purpose landfill. 1/89"

Councilor Van Bergen questioned what would happen to the debris if adequate markets for yard debris did not exist. Mr. Rifer said the material could be diverted to special purpose landfills if marketing systems did not use all available material. The Presiding Officer pointed out that if the plan did not work, the Council could reconsider better solutions.

6. Exhibit C, page 32, the work plan for "Certification for Local Collection Services," amend task 3 under "1986 Compliance Review" to read: "3. Rate incentives for certified units will take effect on January 1, 1987 or within two months of conclusion of DEQ certification

process of Metro regional wastesheds, whichever is later, and remain in effect until the next round of rate incentives begins."

Sixth Motion to Amend: Councilor Gardner moved to adopt the amendments proposed by DEQ as noted in items 1, 2, 3, 5 and 6 above. Councilor Kelley seconded the motion.

Vote on the Sixth Motion to Amend: The vote resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Hansen, Kirkpatrick, Kafoury, Kelley, Myers, Oleson, Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried.

After discussion, it was determined the Council could not vote on the motion to adopt the Ordinance as amended until after consideration of Agenda Item No. 8.4. Ordinance No. 86-199 contained some provisions relating to alternative technology which would be resolved during the discussion of Ordinance No. 86-201. (NOTE: See the end of agenda item No. 8.4 for final discussion and adoption of the Ordinance.)

The Presiding Officer called a recess at 8:10 p.m. The Council reconvened at 8:30 p.m.

8.3 Consideration of Ordinance No. 86-200, for the Purpose of Amending Ordinance No. 86-199 by Adopting a Public Education Plan for the Solid Waste Reduction Program (First Reading and Public Hearing)

The Clerk read the Ordinance a first time by title only.

Motion: Councilor Frewing moved the Ordinance be adopted and Councilor Gardner seconded the motion.

Janet Schaeffer, Publications Specialist, explained that by adopting Ordinance No. 86-200, the Council would be amending Ordinance No. 86-199 to include a specific Public Education Plan in the Waste Reduction Program. She then introduced Jeannie and Michael Coates, consultants hired to develop and Public Education Plan, who she said would be presenting specific elements of the proposed Plan to the Council.

Michael Coates reviewed basic elements of the Plan which were outlined in a document entitled "Metro Solid Waste Management Public

Education Plan, Phase I Report," prepared by Coates Advertising, Inc. and dated April 15, 1986. The creative objectives of the overall effort would be to communicate the message quickly and clearly and to have that message be memorable. He explained Phase I of the work plan consisted of the following segments: 1) market analysis; 2) logo/positioning statement; and 3) promotional plan. He further explained the market analysis had determined the Education Plan should focus on those generating the most waste: families with parents between the ages of 25 and 44. He said those individuals were more likely to recycle because they were usually homeowners with more space to recycle, had school aged children who learned about recycling in school and they were concerned about the environment. Mr. Coates said the communications objectives would be to get people to reduce the amount of waste landfilled and to get people to understand that individual efforts would make a difference in reducing waste landfilled.

Jeannie Coates explained Phase II of the promotional plan which would commence in about one year. Mass media efforts would include airing 30-second television spot announcements, 60-second radio spot announcements and five-column, and running 16-inch newspaper advertisements in local editions of The Oregonian. Ms. Coates said some of the television public service announcements (PSA's) would paid ads to make sure the message was heard by the public at prime time. Staff hoped to reach 90 percent of tri-county residents between the ages of 25 and 49. In addition, a similar media effort would take place to promote the curbside recycling campaign.

A discussion followed about specifics of the proposed plan. Councilor Gardner suggested using local haulers to distribute information about the curbside recycling campaign.

Due to the importance of the program and the visibility it would give Metro, Councilor Kelley suggested that a committee of the Council review all advertisements to make sure the messages were consistent with Metro goals and that a broad public was being reached. Ms. Schaeffer assured the Council they would not be shut out of the process.

Councilor Kafoury proposed older people be included as an advertising target because of their willingness to recycle. Mr. Coates said older people would certainly be included in the advertising as "second recipients" of the message. He said older people would be an impact on motivating younger people to recycle.

Councilor Kirkpatrick asked if, in order to improve intergovernmental relations, newspaper ads could be placed in suburban newspapers. Ms. Coates responded that option had been considered but

because the budget was limited, it was more economically efficient to place the ads in The Oregonian. She said it would cost about \$3,100 to reach 270,000 Oregonian readers and approximately \$3,700 to reach 120,000 readers of suburban newspapers. Ms. Schaeffer explained some aspects of the Public Education Plan would be advertised in community newspapers and that advertising would be consistent with larger ads. Councilor Kirkpatrick asked to see those ads before they were published.

Councilor Hansen expressed the concern of several other Councilors by saying it was important that television and radio advertising not identify Metro too closely with stereotypes. He said that in addition to young homeowners, renters needed to relate to Metro's recycling programs.

Presiding Officer Waker opened the public hearing on the Ordinance.

Fern Alexander, testified she agreed that older people and renters should be a necessary target of advertising.

Cathy Cancilla, representing the recycling industry, asked if funds set aside to produce media advertising were included in the contract fee paid to Coates Advertising. Presiding Officer Waker said they were included. Regarding the curbside recycling program, she cautioned staff to be careful about the message presented because of the many different programs that would be offered. She also questioned why an advertising campaign would be conducted from June through August - a time most people would be on vacation. Ms. Coates explained the campaign had to be conducted during the summer because curbside recycling would start July 1. Ms. Cancilla said staff and consultants had done a good job and she liked the positive, general scope of the Education Plan.

Chuck Stoudt, 1934 S.W. Highland Road, Portland, stated yuppies had been targeted for the campaign and as such, advertisements should be placed in the Willamette Week. He thought if the size of the ads were reduced, enough money could be saved for ads to be placed in community newspapers. He suggested publishing ads in business newspapers in order to reach commercial waste generators. Mr. Stoudt also questioned why the general campaign could not be combined with the curbside recycling advertising campaign. Finally, he asked how the Education Plan would tie into the public school curriculum.

Relating to Agenda Item No. 8.2, the Waste Reduction Plan and Ordinance No. 82-199, Mr. Stoudt testified he supported changing any reference to St. Johns Landfill to read "the regional landfill" which would accommodate the eventuality of a new landfill.

In response to Mr. Stoudt's earlier statements, Mr. Coates said the size of newspapers ads could be reduced but staff were concerned the ads be large enough to have a strong impact on readers. Also, businesses would be targeted during year two of the campaign. During year one, curbside recycling would be targeted, he said.

There being no further testimony, Presiding Officer Waker closed the public hearing. He said the Ordinance would continue to a second reading and public hearing on May 1, 1986.

9.1 Consideration of a Contract with Tri-Lett Industries to Construct the Lilah Callen Holden Elephant Museum

Motion: Councilor Van Bergen moved the contract be approved and Councilor Kelley seconded the motion.

Bob Porter, Zoo Construction Manager, reviewed the project's history and the process for selecting the contractor. Tri-Lett was the lowest of three bidders, he explained, at an amount of \$250,000. Gene Leo added that \$355,000 had been pledged for the project. About \$20,000 of those pledges had not been collected and the money could not be secured, landscaping and artistic installations could be deleted from the project. He emphasized no Zoo funds were involved in building the Elephant Museum.

Responding to Councilor Kafoury's question, Mr. Porter said 13 percent of the total contract work would be performed by Disadvantaged Business Enterprises.

Gerald Krahn, 2533 North Winchell, Portland, testified the contract award should be withheld due to claims filed with the Bureau of Labor against Tri-Lett on two previously contracted Zoo projects. It has been claimed Tri-Lett was in violation of the Little Davis Bacon Act, he said. He asked the Council not make a decision on the contract pending the Bureau of Labor's decision.

Ed Stuhr, Contract Manager, reported Mr. Krahn had filed a complaint with the Bureau of Labor against Tri-Lett. He explained there was some question about whether payrolls submitted by Tri-Lett had been properly certified by Metro. Mr. Stuhr said he had learned from the Bureau they had received the complaint. The Bureau would investigate the claim to determine whether there had been a violation of wage laws. He explained that according to the Bureau, any violation on a past project was a separate issue from awarding a new contract to the same contractor and the Bureau could not interfere in new awards.

In response to Presiding Officer Waker's question about Tri-Lett's alleged violation of the Little Davis Bacon Act, Mr. Stuhr explained

if the Bureau of Labor determined prevailing wages had not been paid to workers, the contractor would have to pay the difference to workers. A contractor could be barred from performing further public works if it were determined the violations were more serious, he said. Mr. Stuhr reported Metro's construction contracts provided for compliance with the Little Davis Bacon Act.

Councilor Kelley asked if the project would be in jeopardy if the contract award were delayed until final resolution with the Bureau of Labor claim could be sought. Mr. Leo said it would be desirable to complete foundation work during a good weather period.

Mr. Porter added that a delay could increase the cost of constructing the project. Councilor Kelley said the cost of possible legal fees must also be considered into the project. Mr. Leo then explained he understood the process with the Bureau of Labor was of an administrative, rather than legal, nature. The process could take six months to one year to complete and it would have no bearing on the current contract award. Staff, he said, recommended awarding the contract to Tri-Lett because no accusations had been proven.

Mr. Krahn then pointed out the Little Davis Bacon act and the specifications of the two previous Zoo projects performed by Tri-Lett required the contractor to file wage certification documents with the awarding agency before receiving any funds. Mr. Kahn said Tri-Lett had not met those requirements until he had approached Metro about the problem. He questioned whether Tri-Lett would comply with those requirements on the Elephant Museum project.

Councilor Hansen said he was concerned the District District could be liable for being negligent in not requiring proper certification. He requested the decision to award the contract be postponed until May 1 in order to obtain a legal opinion from Counsel regarding Metro's liability for past contract problems.

Councilor Myers agreed Metro's liability could be effected if payments had been made to the contract without proper certification. He requested Council investigate whether language could be incorporated into the Tri-Lett Elephant Museum contract that would hold Metro harmless against past actions by the contractor.

Withdrawal of Motion: Councilor Van Bergen withdrew his motion to approve the contract with Tri-Lett Industries.

Motion: Councilor Hansen moved to continue consideration of the contract award to Tri-Lett Industries until May 1, 1986, and for Council to determine the need for amending the contract to protect the District

against possible violations of the Little Bacon Davis Act on two previously contracted projects with Tri-Lett Industries. Councilor Kafoury seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Hansen, Kirkpatrick, Kafoury, Kelley, Myers, Oleson, Van Bergen and Waker

Absent: Councilor DeJardin

The motion carried and the item was postponed until May 1, 1986.

8.4 Consideration of Ordinance No. 86-201, for the Purpose of Amending the Waste Reduction Program, Ordinance No. 86-199, by Adopting Premium Cost for Alternative Technology Projects (First Reading and Public Hearing)

The Clerk read the Ordinance a first time by title only.

Motion: Councilor Kelley moved Ordinance No. 86-201 be adopted and Councilor Kafoury seconded the motion.

Debbie Allmeyer, Solid Waste Analyst, noted the Ordinance in the agenda packet had been revised to reflect changes suggested at the April 16 Council Work Session.

Councilor Gardner reviewed the redrafted Ordinance that incorporated changes suggested at the April 16 Council Work Session. He explained the portion of the Waste Reduction Program dealing with alternative technology stated the Council would set a premium it would be willing to pay above landfilling costs, develop criteria for evaluating alternative technology proposals, and develop criteria on which to base its decision to proceed with the technology project. He said the Ordinance before the Council was designed to describe that process and to make commitments to proceed with a project if certain criteria were met. Councilor Gardner further explained the "whereas" clauses of the Ordinance gave a historical description of the process and were consistent with applicable laws. He then described Sections 1 through 9 of the Ordinance. In conclusion, the Councilor explained that Ordinance No. 86-201, when adopted, would be submitted to the DEQ as a separate ordinance but would be an amendment to Ordinance No. 86-199, the base Waste Reduction Program.

The Presiding Officer opened the public hearing on the Ordinance.

Doug Francescon, 18754 South Terry Michael Drive, Oregon City, testified the potential for increasing the life and decreasing the size of new landfills must be considered when evaluating costs of an overall waste disposal system. He also pointed out the tip fee for an energy recovery facility would become a long-term, fixed rate. He suggested Metro and the vendor consider a cost of living adjustment or an adjustment for fluctuations in energy prices. Also, Mr. Francescon advocated a multi-site strategy to avoid political or air quality problems that might result from one large facility. Although energy costs were currently low, he urged the Council to consider the long-term benefits of producing low cost power while keeping tip fees within acceptable limits.

Steve Anderson, 7155 S.W. Gable Parkway, Portland, testified the Council consider constructing a refuse derived fuel (RDF) production plant at the Clackamas Transfer & Recycling Center (CTRC). He said the plant should be capable of handling the entire throughput of CTRC and of producing a material which could be burned in any of several existing solid-fuel boilers in the region. The RDF plant, he said, would offer the advantages of minimal risk and capital and additional facilities could be added as sites and additional markets became available. He recommended Gershman, Brickner & Bratton, Inc. analyze his proposal.

There being no further testimony, Presiding Officer Waker closed the public hearing.

A discussion followed regarding an acceptable base disposal rate for alternative technology. Presiding Officer Waker was concerned commercial disposal rates could double within a few years. Councilor Kafoury said the Council should seriously question to what extent costs could be used to change behavior patterns. Councilor Oleson said it was difficult to put a dollar limit on disposing of waste in a socially responsible manner.

After discussion, it was agreed to vote on adopting Ordinance No. 86-199, discussed earlier under Agenda Item No. 8.2, but to delete two paragraphs from Exhibit B relating to alternative technology.

Motion: Councilor Kirkpatrick moved to amend Ordinance No. 86-199 by deleting the two paragraphs from Exhibit B relating to alternative technology. Councilor Myers seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Kirkpatrick, Kafoury, Kelley, Myers, Van Bergen and Waker

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Nay: Councilor Hansen

Absent: Councilors DeJardin and Oleson

The motion carried and the Ordinance was amended.

Motion: The motion to adopt Ordinance No. 86-199 was made by Councilors Kirkpatrick and Gardner at the meeting of March 27, 1986.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, Frewing, Gardner, Kirkpatrick, Kafoury, Kelley, Myers, Van Bergen and Waker

Nay: Councilor Hansen

Absent: Councilors DeJardin and Oleson

The motion carried and Ordinance No. 86-199 was adopted as amended.

There being no further business, the meeting was adjourned at 11:05 p.m.

Respectfully submitted,



A. Marie Nelson
Clerk of the Council

amn
5629C/313-2
06/13/86

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

May 1, 1986

Councilors Present: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Councilors Absent: Councilor Kelley

Also Present: Rick Gustafson, Executive Officer

Staff Present: Donald Carlson, Phillip Fell, Doug Drennen, Ray Barker, Wayne Rifer, Keith Lawton, Jennifer Sims, Norm Wietting, Dennis Mulvihill, Rich McConaghy, Janet Schaeffer, Ed Stuhr, Debbie Allmeyer and Steve Siegel

Presiding Officer Waker called the meeting to order at 5:30 p.m.

1. INTRODUCTIONS

Councilor Cooper introduced Mike Gardner, a student of government from Gladstone High School.

2. COUNCILOR COMMUNICATIONS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

Deputy Executive Officer Donald Carlson reported the Executive Officer was at a meeting of the Convention, Trade and Spectator Facility (CTS) Committee and would make a report of the Committee's activities at the end of the Council meeting.

Disposal Agreement with Yamhill County. Dan Durig, Solid Waste Director, referring to a letter to Bill Campbell of Yamhill County dated April 25, 1986, reported Metro had entered into an inter-governmental agreement with the County and the Riverbend Landfill. He explained this arrangement would accomodate some waste from Clark and Columbia Counties banned from the St. Johns Landfill by passage of Ordinance No. 85-194. It would also help to extend the life of St. Johns Landfill and would deliver adequate amounts of waste to Riverbend. Mr. Durig said the agreement would be reviewed after one year to determine its effects on solid waste flow.

4. WRITTEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

5. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

6. CONSENT AGENDA

Motion: Councilor Kirkpatrick requested Item No. 6.2, Consideration of Resolution No. 86-644, for the Purpose of Amending the By-Laws of the Solid Waste Policy Advisory Committee to Assign Responsibilities for the Certification Program and Readopting the By-Laws," be removed from the Consent Agenda. Councilor Kelley seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Absent: Councilor Kafoury

The motion carried and the item was removed from the Consent Agenda.

Motion: Councilor Kirkpatrick moved to approve Items 6.1 and 6.3 of the Consent Agenda. Councilor DeJardin seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Absent: Councilor Kafoury

The motion carried and the following items were approved and adopted:

6.1 Minutes of March 27, 1986

6.3 Resolution No. 86-645, for the Purpose of Forming the Local Government Advisory Committee on Certification (LGACC) and Adopting a Missions and Procedures Statement

6.2 Consideration of Resolution No. 86-644, for the Purpose of Amending the By-Laws of the Solid Waste Policy Advisory Committee (SWPAC) to Assign Responsibilities for the Certification Program and Readopting the By-Laws

Estle Harlan, representative of the Oregon Sanitary Service Institute (OSSSI), requested the Council include local solid waste disposal industry councils on the Local Government Advisory Committee on

Certification (LGACC). Ms. Harlan testified that because OSSSI was not a local government and because SWPAC was already organized and did not include such representatives, the industry would not receive adequate recognition.

Councilor Kirkpatrick urged industry councils be invited to participate. Councilor Gardner pointed out the solid waste disposal industry was represented on SWPAC and questioned the need for additional recognition.

Motion: Councilor Kirkpatrick moved to adopt Resolution No. 86-644 and Councilor Gardner seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Absent: Councilor Kafoury

The motion carried and the Resolution was adopted.

7. Consideration of Resolution No. 86-642, for the Purpose of Approving the FY 1986-87 Budget and Transmitting to the Tax Supervising and Conservation Commission (TSCC) (Public Hearing)

Presiding Officer Waker noted on April 22 the Executive Officer presented the FY 1986-87 Budget along with the Budget Committee's recommendations. A public hearing was also conducted at that meeting.

Motion: Councilor DeJardin moved to adopt Resolution No. 86-642 and Councilor Cooper seconded the motion.

Jennifer Sims, Director of Management Services, reported that at the last meeting a question had been raised about the status of cash balances and how those would effect fund balance estimates. Ms. Sims said she and Accounting Manager Don Cox reviewed fund balance estimates. She said balances were within recommended limits and staff would adjust projected amounts after the approved budget was returned from the TSCC and before it was forwarded to the Council for final adoption.

Councilor Kelley reported her previous concerns about the \$2.6 million carryover in the Solid Waste budget had been addressed to her satisfaction by staff. She was, however, concerned about the timing of rate increases and their effect on the budget. Councilor

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Hansen suggested that matter could be addressed when the Council next considered rate issues.

Motion to Amend: Councilor Frewing moved to amend the Resolution by incorporating the Budget Committee Recommendations into the FY 1986-87 Budget. Councilor Hansen seconded the motion.

Vote on Motion to Amend: A vote on the motion resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Absent: Councilor Kafoury

The motion carried and the Resolution was amended.

Presiding Officer Waker opened the public hearing on the budget.

Chuck Stoudt, 1934 S.W. Highland, Portland, requested the budget document be simplified to make it easier for citizens to read and understand. He said he did not see a figure in the Solid Waste budget describing the total debt and principle to the Department of Environmental Quality (DEQ). Mr. Stoudt said he did not understand the source of Building Fund. He explained because building fund monies were reported in several department budgets, it was difficult to know if duplication of reporting had occurred. Finally, Mr. Stoudt said he it was unclear to him about the number of Zoo employees working at the Metro Center offices, why \$93,000 had been transferred to the Building Management Fund from the Zoo, and the criteria for determining the amount of the transfer.

Dan Durig responded to Mr. Stoudt's question about the amount of the total debt services to DEQ. He provided Mr. Stoudt with a document showing the total debt to DEQ through the year 2003. He said those debts consisted of three major loans: 1) a loan made in the late 1970's before user fees had been implemented to cover planning expenses; 2) loan made around 1980 to build a one-mile dyke at the St. Johns Landfill which made available 55 acres for future fill and to remodel the landfill gatehouse; and 3) a loan to construct the Clackamas County Transfer & Recycling Center.

Ms. Sims then described the criteria for allocating building costs. She said the percentage of square feet of space benefitting each of the operating funds was calculated. No Zoo staff were housed at the Metro offices. Therefore, the Zoo's costs were indirect costs for the portion of the Metro office building that benefitted the Zoo.

For example, she explained, a portion of the Council Chamber, payroll offices, personnel offices, etc., was calculated into the Zoo's budget. She said 18.4 percent of the total building costs were allocated to the Zoo.

Responding to Mr. Stoudt's last question, Mr. Durig explained there were no building lease costs in the Solid Waste budget. Lease costs reported were for leasing the St. Johns Landfill, he said.

There being no further testimony, Presiding Officer Waker closed the public hearing.

Vote: A vote on the motion to adopt the Resolution as amended resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Absent: Councilor Kafoury

The motion carried and the Resolution was adopted as amended.

The Presiding Officer announced the approved FY 1986-87 budget would be forwarded to the TSCC for review. When it was certified and returned to Metro, the Council would consider the budget for final adoption on June 26, 1986, at which time there would be another public hearing.

8.1 Consideration of a Contract with Tri-Lett Industries to Construct the Lilah Callen Holden Elephant Museum

Presiding Officer Waker explained at the last meeting the Council had voted to postpone consideration of the contract award until counsel could offer an opinion on whether the terms of the new contract could be amended to exclude the District from any liability for previously contracted Zoo projects. He then referred the Council to a letter from Andrew Jordan, legal counsel retained in the absence of Eleanore Baxendale. Mr. Jordan recommended:

1. The council could award the Elephant Museum contract to Tri-Lett without fear of additional exposure;
2. As consideration for that award, Tri-Lett should be asked to indemnify Metro for any damages, costs or attorney's fees which Metro might incur as a result of Tri-Lett's failure to pay prevailing wages on the Gift Shop Contract; and

3. Future construction contracts should be amended to provide for such indemnification.

Motion: Councilor Kirkpatrick moved to approve the contract with Tri-Lett for construction of the Elephant Museum to include the above conditions recommended by Mr. Jordan. Councilor Cooper seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Kelley, Kirkpatrick, Myers, Oleson, Van Bergen and Waker

Nay: Councilor Hansen

Absent: Councilor Kafoury

The motion carried and the contract was approved.

9.1 Consideration of Ordinance No. 86-200, for the Purpose of Amending Ordinance No. 86-199 by Adopting a Public Education Plan for the Solid Waste Reduction Program (Second Reading and Continued Public Hearing)

The Clerk read the Ordinance by title only a second time.

Motion: The motion to adopt the Ordinance was made by Councilors Frewing and Gardner on April 22, 1986.

There was no public testimony on the Ordinance.

Referring to her memo to Metro Councilors dated April 25, 1986, Janet Schaeffer, Publications Specialist, reviewed questions raised by Councilors at the April 22 Council meeting and staff's responses to those questions. There were no additional questions about the Public Education Plan. Presiding Officer Waker reminded the Council that staff would bring back a final Plan for future consideration.

Councilor Frewing said he wanted to record to show he was interested in staff coordinating with DEQ and the various cities involved in SB 405 programs to set up a cooperative promotional and education program. The Councilor said he understood staff was establishing such a process with DEQ.

Vote: A vote on the motion to adopt the Ordinance resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner,
Hansen, Kelley, Kirkpatrick, Myers, Oleson,
Van Bergen and Waker

Absent: Councilor Kafoury

The motion carried and the Ordinance was adopted.

9.2 Consideration of Ordinance No. 86-201, for the Purpose of
Amending Ordinance No. 86-199 by Adopting Criteria for
Implementation of Alternative Technology Projects (Second
Reading and Continued Public Hearing)

The Clerk read the Ordinance by title only a second time. The Presiding Officer announced the Ordinance would be subject to approval at the May 15 Council meeting.

Motion: A motion to adopt the Ordinance was made by
Councilors Kelley and Kafoury at the meeting of
April 22, 1986.

Debbie Allmeyer, Solid Waste Analyst, reviewed several minor changes to the Ordinance proposed since the last meeting. Those changes were underlined on the version of the Ordinance included in the meeting agenda packet. She also noted the Council had asked about the impact of adding resource recovery to system costs on different types of customers and Rich McConaghy had prepared a memo to Councilors responding to that question.

Presiding Officer Waker said Mr. McConaghy's memo did not respond to his concerns of April 22. He was specifically concerned about cost increases consumers would experience as a result of system changes including a new landfill, transfer stations and alternative technology. Presiding Officer Waker questioned Mr. McConaghy's use of a rate of \$10.84 per ton as the cost to the consumer.

Mr. McConaghy said the \$10.84 rate was used to compare with the \$31 per ton system cost rate projected for the year 1990. Both rates, he explained, did not include user fees, state landfill siting fees or enhancement fees.

Presiding Officer Waker said he was also confused about staff's projections for the percentage distribution of commercial and residential waste collected and disposed. Referring to Table 1 of his memo, Mr. McConaghy explained that rates did vary according to area and whether facilities were franchised. Staff had averaged out costs for their projections, he said.

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Councilor Van Bergen agreed there was currently a large variety of prices paid for solid waste disposal and the impact of increased system costs would vary widely depending on the type of waste generator.

Councilor Frewing noted on April 22 the original Section 3 of the Ordinance, now Section 4, listed the criteria to be used in evaluating alternative technology proposals. He said two people testified that an item "j" be added to say: "Maximize flexibility by minimizing the initial capital costs and construction time of any alternative technology facility." The Council urged that language be included in the Ordinance.

First Motion to Amend: Councilor Frewing moved the above language be included as an item "j" to Section 4 of the Ordinance. Councilor Myers seconded the motion.

Councilor Van Bergen said he did not want to language to be a limitation for the project.

Vote on First Motion to Amend: A vote on the motion to amend resulted in:

Ayes: Councilors Cooper, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Myers, Van Bergen and Waker

Absent: Councilors Kafoury and Oleson

The motion carried and the Ordinance was amended.

The Presiding Officer opened the public hearing.

Judy Dehen, 2965 N.W. Verde Vista, Portland, representing the Columbia Group of the Sierra Club, testified regarding Section 6 of the Ordinance. She said if Metro wanted to at least partially satisfy the provisions of ORS.495.015 which listed the priorities of waste reduction, the Ordinance should indicate a disposal cost equation scale for prioritized modes of waste reduction. This, she said, would clearly recognize the state's mandated waste reduction priorities.

Councilor Myers said although the heirachy of waste reduction were vital criteria, some Councilors wished to avoid premium concepts tied to the heirachy because it would not be necessary to attract bidders. The Councilor said he was uneasy about adding that type of language back into the Ordinance.

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Estle Harlan, 2202 Lake Road, Milwaukie, representing the Oregon Sanitary Service Institute (OSSSI), referred the Council to her written comments. She objected to the provisions of Section 5 recommending a 20 percent premium. She said the collection industry recommended a 10 percent premium. Ms. Harlan was worried Metro's waste generation assumptions were too low and would skew cost figures. She said a recent study conducted by Clackamas County indicated the average weight per can collected was about 40 pounds per week, conferring with a long-standing industry average. She again stated the 20 percent figure was very high.

Responding to Councilor Gardner's question, Ms. Harlan said all industry weight studies assumed some cans would be empty.

Joe Cancilla, 18450 S.E. Vogel Road, Portland, representing PASSO, concurred with Ms. Harlan that Metro's assumptions regarding the average weight were too low. He also disagreed with Metro's assumptions on the ratio of commercial to residential generators. He said the ratio varied widely throughout the region.

There being no further testimony, Presiding Officer Waker closed the public hearing.

The Presiding Officer noted the Ordinance as drafted did not provide for any upward limit to a unit cost for an alternative technology project. Ms. Allmeyer explained that Section 4(i) addressed that concern although no specific figures were identified.

Councilor Myers noted that Section 5 did not reference back to satisfy the criteria established in Section 4. He suggested Section 5 be moved back to Section 4 and be listed as an additional criteria or to insert language into Section 5 to read: "Except for proposals that satisfy the criteria of Section 4, and . . ."

Second Motion to Amend: Councilor Frewing moved Section 5 be amended to read: "Metro . . . adopts a policy to maximize resource recovery from waste by committing to accept a proposal(s) that best meet the criteria of Section 4 and increase system costs no more than 20%." (NOTE: New language is underlined.) Councilor Gardner seconded the motion.

Councilor Frewing explained his motion would resolve the concern raised by Councilor Myers. At the request of Councilor Myers, he agreed to change the language of "up to 20 percent" to read "no more than 20 percent."

Vote on Second Motion to Amend: The vote resulted in:

Ayes: Councilors DeJardin, Frewing, Gardner, Hansen,
Kelley, Kirkpatrick, Myers, Van Bergen and Waker

Absent: Councilors Cooper, Kafoury and Oleson

The motion carried and the Ordinance was amended.

Third Motion to Amend: Councilor Kirkpatrick moved to amend
Section 5 to read: ". . . up to 15%." Councilor
DeJardin seconded the motion for discussion purposes.

Councilor Kirkpatrick said she understood the 20 percent figure was arbitrary and the proposed amendment would be in keeping with the collection industry's request.

Doug Drennen said the 20 percent figure was not purely arbitrary. It was used from the premium cost table and was established based on staff's best judgment to catch the lower end of the project but not to be so high to destroy the spirit of competition.

Executive Officer Gustafon explained the 20 percent figure was arbitrary from the standpoint that it was based on assumptions that could or could not occur. He said the percentage was provided to give a guarantee to the Environmental Quality Commission regarding the Council's intent. He advised adopting no percentages in order to avoid sending out undesirable signals.

Motion to Postpone Action on Third Motion to Amend: After discussion about an appropriate percentage, Councilors Kirkpatrick and DeJardin moved action on the motion be postponed to May 15 in order to give staff time to analyze the impacts of percentages on the project.

Vote on Motion to Postpone: A vote resulted in:

Ayes: Councilors DeJardin, Frewing, Gardner, Hansen,
Kirkpatrick, Myers, Van Bergen and Waker

Absent: Councilors Cooper, Kafoury, Kelley and Oleson

The motion carried.

Councilor Frewing requested staff also provide information regarding the results of a public survey about the acceptability of higher costs in order to avoid landfilling. He explained he was comfortable with the 20 percent figure because it would probably only translate into a 5 percent increase in customer rates. He said he

thought the public surveys indicated that amount of increase would be acceptable to avoid landfilling.

Presiding Officer Waker noted the residential public had been polled on that matter and questioned how accepting commercial customers would be of such an increase. Councilor Gardner also noted he was not comfortable with the broad wording of that particular question to the public which could have skewed the responses in favor or an increase.

Councilor Myers said the language of Section 6 should be reworded to state a more definite policy and would propose new language for the next meeting. Councilor Gardner said he had originally proposed that language to guarantee Metro would proceed with a project if it increased the system cost no more than 20 percent and to provide the EQC assurance that resource recovery would be part of Metro's waste reduction program. The second part of the section would provide that if all the proposals cost more than 20 percent, Metro could still proceed with one vendor if the Council determined there were other justified benefits, he explained. Councilor Gardner agreed it would be helpful to clarify the intent of Section 6 and define justified benefits.

Councilor Hansen requested staff provide information on the 20 percent proposed premium. He asked at what point in the operation would the 20 percent figure apply. Mr. Drennen said the figure applied to the year 1990 when the project would commence but Section 4(g) permitted the Council to look at the long-term effectiveness of the project.

There being no further discussion, Presiding Officer Waker continued the public hearing on the Ordinance to May 15, 1986.

3. EXECUTIVE OFFICER COMMUNICATIONS (Continued)

Report on the Convention, Trade and Spectator Facilities Project.
Steve Siegel explained that about one and a half years ago the Convention, Trade and Spectator Facilities (CTS) Committee was established to make a series of recommendations to Metro and tri-county governments on a CTS facility for the Portland metropolitan region. Mr. Siegel said the Committee's formal recommendations would be made May 12 and staff would explain those recommendations to the Council at the May 15 Council meeting. He said the slide presentation given to the Council at this meeting would provide background information about the project and an opportunity for Councilors to ask questions.

Mr. Siegel first discussed the need for the regional facility. The convention center would be designed to accomodate conventions of

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under 10,000 delegates, he said, and it was assumed new convention business would greatly boose the Portland metropolitan area economy. He then reviewed the various factors the CTS Committee had considered in selecting a specific location for the facility including cost, availability of hotel/motel space and surrounding facilities. Mr. Siegel briefly discussed the means by which such a project could be financed and the convention center sites currently under consideration.

Finally, Mr. Siegel reviewed the schedule of major events for the CTS project: the Committee's formal recommendations would be announced May 12; a lead agency and land use approvals would be sought in May and June; the general obligation bond campaign would be conducted for a November General Election; the project construction would begin mid-1988; and the project would be operating by mid-1990.

Presiding Officer Waker adjourned the meeting at 8:20 p.m.

Respectfully submitted,



A. Marie Nelson
Clerk of the Council

amn
5828C/313-2
06/18/86

STAFF REPORT

Agenda Item No. 7.1

Meeting Date June 26, 1986

CONSIDERATION OF ORDINANCE NO. 86-203 AMENDING
METRO'S CODE SECTION 2.05 REGARDING DEADLINES AND
NEW EVIDENCE AND EXCEPTIONS TO REVISED ORDERS
(FIRST READING)

Date: June 13, 1986

Presented by: Jill Hinckley

FACTUAL BACKGROUND AND ANALYSIS

Continuing experience with the Contested Case procedures established by Chapter 2.05 of the Code of the Metropolitan Service District (Metro) has identified certain problems requiring correction. One of these is the absence of provision allowing the Executive Officer to set a deadline for the filing of exceptions and requests to submit new evidence. This can create scheduling problems or interfere with an orderly, deliberate decision-making process. Ordinance No. 86-203 would remedy this problem. It also provides parties with an opportunity to present oral argument on revisions to a proposed order.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 86-203

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06/16/86

offered at the hearing provided for in Code Section 2.05.025. A written request to submit additional evidence must explain why the information was not provided at the hearing, and must demonstrate that such evidence meets the standards of Section 2.05.030 and would likely result in a different decision. Upon receipt of a written request to submit additional evidence, the Council shall [within a reasonable time]:

(1) Refuse the request; or

(2) Remand the proceeding to the Hearings Officer for the limited purpose of receiving the new evidence and oral argument and rebuttal argument by the parties on the new evidence; or

(3) If the nature of the new evidence to be submitted is such that remand would serve no useful purpose, proceed to hear and consider the evidence and argument and rebuttal from the parties on the evidence.

Requests to submit new evidence must be filed by the deadline for filing written exceptions established pursuant to Section 2.05.035(b), unless circumstances regarding the evidence preclude doing so.

Section 3

Paragraph 2.05.045 (b) shall be amended to read:

(b) Upon receipt of a proposed order and consideration of exceptions, the Council shall adopt the proposed order or revise or replace the findings or conclusions in a proposed order or remand the matter to the Hearings Officer. No written exceptions [will] need be received [or heard] on a revised or replaced order except on new evidence presented to the hearings officer on remand. Parties shall be given an opportunity to comment orally to the Council on a revised order.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer

ATTEST:

Clerk of the Council

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06/16/86

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING CODE)	ORDINANCE NO. 86-203
SECTION 2.05 REGARDING DEADLINES)	
FOR SUBMITTING EXCEPTIONS AND)	
NEW EVIDENCE AND EXCEPTIONS TO)	
REVISED ORDERS)	

The Council of the Metropolitan Service District Hereby Ordains:

Section I.

Paragraph 2.05.035(b) of the Code of Metropolitan Service District shall be amended as follows:

(b) [The parties shall be given the opportunity to file with the Council written exceptions to the proposed order and, upon approval of the Council, present oral argument regarding the exceptions to the Council. Argument before the Council shall be limited to parties who have filed written exceptions to the proposed order pursuant to this section, and shall be limited to argument on the written exceptions and argument in rebuttal of the argument on written exceptions.]

Within seven (7) days of the release of the proposed order, the Executive Officer shall mail notice to all parties of the date by which written exceptions to the proposed order must be filed. This shall be not less than fourteen (14) nor more than twenty-one (21) days from the date notice of this deadline is mailed, unless otherwise agreed to by all parties. The proposed order and any exceptions received to it shall be forwarded to the Council of the Metropolitan Service District for consideration at its next scheduled meeting at least two (2) weeks after the deadline for filing exceptions.

The Council may, by majority vote, decide to consider objections received following the deadline established, but must allow at least two weeks between the date the exception is filed and the date the Council reviews it. Only parties may file exceptions and exceptions may address only issues raised in the hearing. Upon approval of the Council, parties who have filed written exceptions may present oral argument in support of the exceptions, and other parties shall be given the opportunity to orally rebut exceptions made. Oral argument shall be limited to the specific objections raised in the written exceptions.

Section 2.

Paragraph 2.05.035(c) shall be amended as follows:

(c) A party may, in addition to filing written exceptions, file a written request to submit evidence that was not available or

STAFF REPORT

Agenda Item No. 7.2

Meeting Date June 26, 1986

CONSIDERATION OF ORDINANCE NO. 86-204, AMENDING
ORDINANCE NO. 85-189 (TEMPORARY PROCEDURES FOR
HEARING PETITIONS FOR MAJOR AMENDMENT OF THE
URBAN GROWTH BOUNDARY) (First reading)

Date: June 13, 1986

Presented by: Jill Hinckley

FACTUAL BACKGROUND AND ANALYSIS

Last summer the Council of the Metropolitan Service District (Metro) adopted Ordinance No. 85-189, Establishing Temporary Procedures for Hearing Petitions for Major Amendment of the Urban Growth Boundary (UGB). This ordinance was adopted in preparation for the three pending major amendment petitions heard this past year. At that time, the Council asked staff to return with an amendment regarding future filing deadlines. Ordinance No. 86-204 establishes bi-annual deadlines, and makes a few other small changes. The changes recommended are discussed in the attached "Summary and Explanation of Ordinance No. 86-204." More comprehensive revisions may be proposed when permanent rules are prepared.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 86-204.

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waive any other requirement of this Ordinance.

- (c) In additon, upon request by a Councilor or the Executive Officer, the Council may at any time by majority vote, initiate consideration of a major amendment without petition or filing fee. Such consideration shall be in accordance with all other requirements of this Ordinance.
- (d) All hearings on petitions received in one half of the year should be closed and completed no later than thirty (30) days before the deadline for filing petitions for hearing in the next half of the year. If a petitioner requests an opportunity to submit new evidence at a continued, re-opened, or de novo hearing that would occur less than thirty (30) days before the deadline for filing petitions for hearing in the next half of the year, such a request shall be reviewed for possible consolidation with petitions submitted by the deadline for hearings in the next half of the year, consistent with the provisions of Section 5 of this Ordinance.

Section 3. Section 5 of Ordinance No. 85-189 shall be amended to read as follows:

Section 5: The Executive Officer shall select from the list of names approved by the Council one Hearings Officer to hear all petitions for major amendment of the UGB received by [October 6, 1985] the application deadline. Following consultation with District staff and prospective petitioners, this Hearings Officer shall issue rules for the consolidation of related cases and allocation of charges. These rules shall be designed to avoid duplicative or inconsistent findings, promote an informed decision-making process, protect the due process rights of

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING ORDINANCE	)	ORDINANCE NO. 86-204
NO. 85-189 (TEMPORARY PROCEDURES)	
FOR HEARING PETITIONS FOR MAJOR)	
AMENDMENT OF THE URBAN GROWTH)	
BOUNDARY (UGB))	

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Section 1 of Ordinance No. 85-189 shall be amended to read as follows:

Section 1. The purpose of this ordinance is to establish procedures for hearing petitions for major amendments of the Urban Growth Boundary (UGB) [received by January 1, 1986]. A petition for major amendment of the UGB is any petition to amend the UGB which does not qualify as a petition for locational adjustment as defined by Metro Code Section 3.01.010(h).

Section 2. Section 4 of Ordinance No. 85-189 shall be amended to read as follows:

Section 4: [Petitions received before October 7, 1985, shall not be scheduled for hearing until after October 7, 1985. Petitions received after October 7, 1985, shall not be heard until after those presented before October 7, 1985, have been decided.]

- (a) Petitions shall be heard twice yearly. The deadlines for submittal shall be April 1 and October 1. Petitions not received by April 1 of each calendar year shall not be scheduled for hearing until after October 1 of that year. Petitions received after October 1 shall not be scheduled for hearing until after April 1 of the next calendar year.
- (b) Upon request by a Councilor or the Executive Officer, the Council may, by majority vote, waive the filing deadlines for a particular petition or petitions and hear such petitions or petitions at any time. Such waiver shall not

all parties, and allocate the charges on the basis of cost incurred by each party.

ADOPTED by the Council of the Metropolitan Service District

this _____ day of _____, 1986.

Richard Waker, Presiding Officer

ATTEST:

Clerk of the Council

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SUMMARY AND EXPLANATION OF ORDINANCE NO. 86-204

Section 1:

Housekeeping correction for consistency.

Section 2:

Establishes filing deadlines. When the Council adopted Ordinance No. 85-189, it expressed its interest in: a) allowing facts or issues common to more than one petition to be reviewed in common; and b) keeping procedural delays to a minimum. The first objective requires filing deadlines; the second suggests that they occur as frequently as practicable without having decisions on one round of petitions overlap hearings on the next round. Four months is about the shortest amount of time in which a petition can be processed from submittal to Council action. Six months allows some latitude for unexpected delays. Twice yearly deadlines, August 15 and February 15, are recommended.

Section 3:

Housekeeping change for consistency. At some point in the not-too-distant future, this section will be amended to reference specific procedures established. However, staff thinks it desirable to allow at least one more Hearings Officer an opportunity to review, revise and implement the rules on consolidation established by this year's Hearings Officer before these procedures are finalized.

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CONSIDERATION OF RESOLUTION NO. 86-650, ACCEPTING
THE HEARINGS OFFICER'S REPORT IN CONTESTED CASE
NO. 85-7 (KAISER) AS AMENDED; FURTHERING
ANNEXATION OF THE AFFECTED PROPERTY TO METRO; AND
EXPRESSING COUNCIL INTENT TO AMEND THE URBAN
GROWTH BOUNDARY

Date: June 18, 1986

Presented by: Jill Hinckley

FACTUAL BACKGROUND AND ANALYSIS

The petition from Kaiser Development Company is one of three petitions received this year requesting major amendments of the regional Urban Growth Boundary (UGB). The petition proposes the addition of some 450 acres south of Sunset Highway in Washington County as shown in Exhibit A (attached to Resolution No. 86-650).

Under the applicable statewide goals, major UGB amendments may be approved only when shown to be needed to accommodate growth. Kaiser states that its petition should be approved in order to meet what it asserts to be a need for additional land in the Sunset Corridor attractive to so-called "hi tech" industries.

The Hearings Officer recommended that the petition be approved. Her findings emphasized the need for large parcels 30 to 60 acres. Her conclusion that the petition will meet this need was based in part upon an agreement among Kaiser, the city of Hillsboro, and 1000 Friends of Oregon that the property will be zoned and platted predominantly for 30-acre parcels, with two pairs of such parcels maintained for a 60-acre user for as long as necessary.

When the Council considered this case at its June 12 meeting, it voted to remand the matter to staff to work with the petitioners on providing better assurance that the property would be used to meet large parcel needs. Response to Council direction will be provided in the form of proposed amendments to the Hearings Officer's report, which will be mailed separately to the Council prior to its June 26 meeting. The resolution has been revised to reference these amendments.

Since the property is not now within Metro's jurisdictional boundaries, the action proposed is a resolution to: (1) join in a "triple majority" petition for annexation to Metro; and (2) express the Council's intent to amend the UGB as requested once the property is within its jurisdiction.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer supports the Hearings Officer's Report and recommends adoption of Resolution No. 86-650.

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BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF A RESOLUTION)	RESOLUTION NO. 86-650
ACCEPTING THE HEARINGS OFFICER'S)	
REPORT IN CONTESTED CASE NO. 85-7	)	Introduced by the
(KAISER) AS AMENDED; FURTHERING	)	Executive Officer
ANNEXATION OF THE AFFECTED)	
PROPERTY TO METRO; AND EXPRESSING)	
COUNCIL INTENT TO AMEND THE URBAN)	
GROWTH BOUNDARY)	

WHEREAS, Contested Case No. 85-7 is a petition from Kaiser Development Company and others to the Metropolitan Service District (Metro) for an amendment of the regional Urban Growth Boundary (UGB) to include the property shown as the "proposed addition" in Exhibit A and described in Exhibit C (hereafter called "the property"); and

WHEREAS, Hearings on this petition were held before a Metro Hearings Officer on March 21, 24, and 31, 1986; and

WHEREAS, The Hearings Officer has issued her report on this case (Exhibit B), which finds that all applicable requirements have been met and recommends that the petition be approved; and

WHEREAS, The Council finds the amendments to the Hearings Officer's report shown in Exhibit C, clarify its intent regarding its approval of the petition; and

WHEREAS, The property lies outside but is contiguous to Metro's boundaries; and

WHEREAS, "Consents" in the form of a petition have been presented to Metro requesting annexation of the property; and

WHEREAS, The consents in the form of a petition were signed by owners of the property; and

WHEREAS, Metro has reviewed the consents and set the final boundary for the annexation, as required by ORS 199.490(2); and

WHEREAS, Subsequent to the setting of the final boundary the consents for land contained therein represent "more than half the owners of the land in the territory, who also own more than half of the land in the contiguous territory and of real property therein representing more than half of the assessed value of all real property in the contiguous territory"; and

WHEREAS, The proposed annexation therefore is in accordance with ORS 199.490(2) and constitutes a so-called "triple majority" annexation and a "minor boundary change" under Boundary Commission law, ORS 199.410 to 199.510; and

WHEREAS, Section 2 of Ordinance No. 85-189 provides that action to approve a petition including land outside the District shall be by resolution expressing intent to amend the UGB when the property is annexed to the Metropolitan Service District; now, therefore,

BE IT RESOLVED,

1. That the Council hereby accepts and adopts as the Final Order in Contested Case No. 85-7 the Hearings Officer's Report and Recommendations in Exhibit B of this Ordinance, amended as shown in Exhibit C, which are both incorporated by this reference.

2. That the petition for annexation to the Metropolitan Service District is hereby approved and the petitioners directed to file the necessary fee and forms, including this resolution, with the Portland Metropolitan Area Local Government Boundary Commission.

3. That the Council of the Metropolitan Service District expresses its intent to adopt an ordinance amending the Urban Growth Boundary as shown in Exhibit A within thirty (30) days of receiving

notification that the property has been annexed to the Metropolitan Service District, provided such ratification is received within six (6) months of the date on which this resolution is adopted.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986

Richard Waker, Presiding Officer

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06/18/86

EXHIBIT B

Due to the length of the Hearings Officer's Report, this item has not been included in your packet. Copies were distributed to the Council prior to its June 12 meeting. If you would like a copy, please call Council Clerk Marie Nelson at 221-1646 and she will see that you are sent one promptly.

EXHIBIT C

The proposed amendments to the Hearings Officer's Report were not completed at the time this agenda packet was published. When available, copies will be mailed to the Council. Others desiring copies should call Council Clerk Marie Nelson at 221-1646.

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STAFF REPORT

Agenda Item No. 8.2

Meeting Date June 26, 1986

CONSIDERATION OF RESOLUTION NO. 86-658 FOR THE
PURPOSE OF GRANTING PUBLIC AND COMMERCIAL RATE
INCREASES TO THE KILLINGSWORTH FAST DISPOSAL
LANDFILL

Date: June 17, 1986

Presented by: Rich McConaghy
George Hubel

FACTUAL BACKGROUND AND ANALYSIS

The purpose of this staff report is to: introduce Resolution No. 86-658 which grants rate increases to the Killingsworth Fast Disposal Landfill; to summarize the analysis which has been made of the franchisee's request; and to present the recommendation on the request which has been made by the Solid Waste Rate Review Committee. Exhibit A, which is attached, presents the request which has been made by Riedel Waste Disposal Systems Inc. for increases to public and commercial rates at the Killingsworth Fast Disposal Landfill. Exhibit B provides detailed findings from the analysis of this request which has been made by solid waste staff and the Rate Review Committee.

Metro Code Section 5.01.180 and Executive Order No. 25, adopting Procedures for Processing Applications and Rate Adjustment Requests, provide the guidance upon which rate increase requests may be made by franchisees and the basis for review and evaluation of rate requests by staff and the Rate Review Committee. The document detailing these rate adjustment procedures was presented to the Council on February 27. The purpose of the Metro rate review and rate regulation responsibilities is to "Ensure that rates are just, fair, reasonable and adequate to provide necessary public service (5.01.020(b)(3))."

The franchisee's request is for an approximate 8.6 percent increase in the commercial base rates which it charges and for a 15.1 percent increase in the public base rate. The commercial base rate was last adjusted in March 1985 and the public base rate has not been adjusted since October 1982. The requested increase is due primarily to the added need for collecting funds for closure and post-closure care and to perform required environmental monitoring. Inflation accounts for a portion of particularly the requested public increase. The requested public rate increase represents less than a 4 percent per year increase over the last four years. Additionally, the new guidelines which are being used for reviewing rate requests allow for an accurate accounting and disclosure of all relevant financial information, and this indicates that the

requested rates are reasonable.

When the amount of Metro fees being collected at KFD are considered, the net increase in cost of disposal to public and commercial customers would be about 7 percent to 7.5 percent above the current total disposal charges. The amounts of the requested rate increases are as follows:

Waste Category	Current Base Fee	Requested Base Fee	Current Total Fee	Requested Total Fee	Amount of Metro Fee
Commercial loose (per yard)	\$1.75	\$1.90	\$2.00	\$2.15	(\$.25/yd)
Commercial demolition (per yard)	2.25	2.45	2.50	2.70	(\$.25/yd)
Commercial compacted (per yard)	2.70	2.90	3.30	3.50	(\$.60/yd)
Commercial heavy (per yard)	4.90	5.30	5.15	5.55	(\$.25/yd)
Public (per yard)	\$2.78*	3.20	3.85	4.10	(\$.90/yd)
Two yard minimum charge (per trip)	5.56*	6.45	7.70	8.25	(\$1.80)

* Decreases in Metro fees charged to the public in 1984 and 1986 without corresponding decreases in the total rates charged to the public have resulted in a slight overcharge in the base rate of \$.12 to \$.17 per yard above the amounts indicated. Metro staff has been aware of this and the present rate adjustment provides for a reconciliation of the past overcharge. Exhibit B provides a detailed explanation of this correction.

More than 95 percent of the commercial waste received is charged the commercial loose rate.

Staff has evaluated the information and justifications provided to support this request through consideration of: the method of presentation; waste quantity projections; rate structures and allocation of costs; annual operating costs; capital cost recovery; the calculation of the rate base and rate of return; and the impact of the request on diversion from the St. Johns Landfill, and other market factors. Detailed findings of the staff analysis and evaluation are presented along with those of the Rate Review Committee in Exhibit B. This evaluation indicates that the requested increase is justifiable on the basis of revenue required to operate the facility, recover capital investments, provide for future landfill closure and post-closure care, and provide the franchisee with a reasonable return on invested equity.

Of the total \$2.14 million in required revenue identified, 56 percent is needed for operating and overhead expenditures,

14 percent is needed for recovery of past capital expenditures, 9 percent is needed for paying future capital expenditures including landfill closure and post-closure care, and 21 percent is needed for obtaining a return on equity, a return on debt capital (interest expense) and to pay income taxes. The 15 percent return on equity capital, which is essentially the franchisee's annual after tax profit, is estimated at \$170,000 or approximately 8 percent of gross revenues. In establishing rates, the Council is not guaranteeing nor limiting the amount of the return which the franchisee will obtain through the operation.

RATE REVIEW COMMITTEE RECOMMENDATION

The Rate Review Committee has completed its investigation of the information provided by the franchisee and recommends that the requested rate increases be granted. The Committee's recommendation follows two lengthy meetings at which relevant financial and waste flow information was evaluated. The findings of the Committee are summarized below and elaborated upon in Exhibit B.

- The Committee commends Riedel Waste Disposal Systems Inc. for its adherence to the recently adopted guidelines in the submittal of its rate request. This has been the first test of the guidelines and the franchisee has been very responsive in working with the Committee to allow for a thorough consideration of pertinent factors.
- The information provided by the applicant appears reasonably complete and accurate.
- The Committee recommends that for calculating and establishing rates an 11 percent return on debt capital and a 15 percent return on equity capital be used rather than the 13 percent and 17 percent figures which were originally requested.
- The Committee disagreed with the applicant's original request for including the entire amount of investments for the coming year in the current rate base. Assuming investments will be made at various times throughout the upcoming year, it is appropriate to allow half of these to be included. The Committee also indicated that it is appropriate to exclude Metro User and RTC fees from the indicated operating expenses so that a base rate is calculated rather than a total rate. Rates should be calculated by dividing the total revenue requirement by the projected waste volumes. Adjustments made to the rate calculations in Exhibit B, as a result of these Rate Review Committee recommendations, do not produce substantially different rates from those requested since the franchisee's requested rates were somewhat lower than those indicated in the original calculations which were submitted (refer to page 8 of Exhibit A).
- The Committee has made specific inquiries on: the income tax rate used, the value of the land, royalties paid, salvage

revenue, reconciliation of a past overcharge, allocation of rates between the various commercial classes, special handling fees, and the accrual of post-closure funds. The Committee believes that suitable answers on these and other items have been provided.

- The Committee concluded that approval of the requested rates will not have a significant impact in diverting waste to St. Johns. Though the diversion effect of the Killingsworth requested rate increase can't be quantified, the Committee believes it would probably be minor and that it would be slow in evolving. The requested rates include some subsidy for encouraging recycling through the salvage of material which the franchisee accomplishes and this is consistent with Metro waste reduction policies (Ordinance No. 85-611-A).

SUMMARY

Council adoption of Resolution No. 86-658 would grant the requested rate increases as recommended by the Rate Review Committee and would also: allow for slight adjustments in the minimum trip charge so that most cash transactions could be made with an even 25¢; allow the franchisee to collect a double charge on uncovered loads to reduce litter and would allow the public rate to increase by 10¢ per yard once the off set included in the rate to correct a past overcharge has been reconciled.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 86-658 granting public and commercial rate increases at the Killingsworth Fast Disposal Landfill.

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BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF GRANTING PUBLIC)	RESOLUTION NO. 86-658
AND COMMERCIAL RATE INCREASES TO)	
THE KILLINGSWORTH FAST DISPOSAL)	Introduced by the
LANDFILL)	Executive Officer

WHEREAS, The Killingsworth Fast Disposal Landfill operates under Franchise No. 03 granted by the Metropolitan Service District (Metro); and

WHEREAS, The Killingsworth Fast Disposal Landfill has applied for public and commercial rate increases in accordance with Metro Code provisions and adopted guidelines for such applications; and

WHEREAS, The Solid Waste Rate Review Committee and the Executive Officer have investigated the proposed rates as required by Section 5.01.180(d) of the Metro Code; now, therefore,

BE IT RESOLVED,

That the disposal rate increases requested by the Killingsworth Fast Disposal Landfill are hereby granted and that Schedule E the of the franchise shall be amended to reflect the new rates. The new rates and rate provisions to be effective on September 1, 1986, are:

Commercial Base Rates for Disposal

Loose Material	\$1.90/cubic yard
Demolition Material	\$2.45/cubic yard
Compacted Material	\$2.90/cubic yard
Heavy Material	\$5.30/cubic yard

(concrete, wire cable, logs, etc.)

Public Base Rate for Disposal

Public Waste

\$3.20/cubic yard

Other Rate Provisions

Car Tires

\$2.00/tire

Truck Tires

\$5.00/tire

- Special handling fees for disposal of materials which present special handling or compaction problems may be assessed for disposal of these materials on the basis of added cost so long as the disposer is made aware of their amount prior to disposal.
- Fees which are collected and paid to Metro shall be added to the approved base rates for calculating total charges.
- The minimum base charge per trip for disposal of two cubic yards or less of waste by either commercial or public customers shall be \$6.40. With written approval of the Director of Solid Waste this minimum base charge may be reduced to as little as \$6.30 or increased to as much as \$6.50 per trip as required to allow for adjustments in the amount of Metro fees collected and provide for public cash transactions on the basis of the nearest quarter (\$.25). With the amount of Metro fees collected per public trip at

\$1.80 on the effective date of this approval, the franchisee is authorized to collect a base rate of \$6.45 per trip so that the total amount collected on a minimum charge transaction is \$8.25. It is the intent of this provision that over time no additional revenues shall accrue to the franchisee.

- In order to reduce litter and pay a portion of the costs associated with roadside clean-up efforts, the franchisee is authorized to assess a double charge on loads received that are both uncovered and susceptible to being blown from the vehicle while in motion. This double charge may be instituted at the franchisee's discretion so long as it is applied to all customers equally.

- The amount of the public base rate shall be allowed to increase by \$.10 per yard (to \$3.30/yard) without the need for a future rate submittal or Council approval, once the amount of previous overcharges for the period of January 1, 1984, through August 31, 1986, have been reconciled. The Solid Waste Director shall provide written notification to the franchisee when an accounting of Killingsworth Fast Disposal Landfill public waste flows indicates that the appropriate rate offset has been provided.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer



Ports O' Call

CORPORATE OFFICE MAILING ADDRESS:
4555 N. Channel Ave. P.O. Box 3320
Portland, OR 97208
Phone: (503) 285-9111 • Telex: 151372

March 18, 1986

Mr. Rich McConaghy
Metropolitan Service District
2000 S. W. 1st
Portland, OR 97201

Dear Rich:

Riedel Waste Disposal Systems, Inc. (formerly KFD, Inc.) formally requests a rate increase for dumping fees for both public and commercial customers. We request the increase in charges as detailed on the next page. Summarizing these charges, the rate for commercial loose loads would increase from \$2.00/yard to \$2.15/yard and the public rate would increase from \$3.85/yard to \$4.10/yard. A minimum charge for public or commercial loads would be \$8.25, or equal to a two yard public charge. These increases amount to approximately a 7 1/2% increase for commercial customers and a 7% increase for public customers. All other charges for demolition debris, compacted loads, etc., would also be increased by approximately 7% as detailed on the next page.

We feel these increases are fair and justified. The public rate has not changed since January 1984 and the mild increase in commercial rates should not affect flow rates into components of the area disposal system.

Also enclosed are the rate calculations in the format required by the January Metro "Procedures for Processing Applications and Rate Adjustment Request".

I trust these calculations are self explanatory, but please call me if additional information is required or if the calculations are unclear. As a general overview a couple of points which should be mentioned are that operating costs are divided into basically 2/3 commercial and 1/3 public based upon a combination of yardage and number of customers. Capital costs are allocated strictly on a basis of yardage received. 1986 costs are essentially 1985 rounded actual costs plus a 5% yearly escalation factor. While we wrestled a bit in projecting 1986 yardages, we decided to use 1985 actual figures as the 1986 projections primarily because we felt that any increase in potential volumes caused by Metro rate changes would be offset by the combination of our own rate increases plus potential increases in the areawide recycling programs.

"Helping Build the West . . . and Beyond"

ENVIRONMENTAL EMERGENCY SERVICES CO.
WILLAMETTE-WESTERN CO.
WILLAMETTE TUG & BARGE CO.
WESTERN MARINE-BRAZIL LTDA.
WESTERN-PACIFIC CONSTRUCTION MATERIALS CO.
WESTERN-PACIFIC DREDGING CO.

WESTERN-PACIFIC DRILLING CO.
WESTERN-PACIFIC ERECTORS CO.
WESTERN-PACIFIC FOUNDATIONS CO.
WESTERN-PACIFIC MARINE SERVICES CO.
WESTERN-PACIFIC PAVING & CONSTRUCTION CO.
WESTERN TUG & BARGE CO.

WORLD SECURITY SERVICES CO.

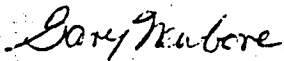
March 18, 1986
Mr. Rich McConaghy
(Page 2)

Again we feel we have complied with Metro's procedures and request a speedy conclusion to this request through the staff, the rate review committee and ultimately to the council.

Finally, I would like to publicly congratulate you for drafting rate review guidelines which were well thought out, fair, and laid out in a manner which is easily understood.

Sincerely,

RIEDEL INTERNATIONAL, INC.



Gary Newbore
Vice President

GN:tm

Provided by Kfd 5/22/86

RIEDEL WASTE DISPOSAL SYSTEMS, INC.
 5700 N. E. 75th
 Portland, OR 97218

RATE SHEETCOMMERCIALRWDMSDTOTALPresentProposedPresent Proposed

Loose Yardage	[\$1.75]	\$1.90	\$.25	[\$2.00]	\$2.15
Demolition	[\$2.25]	\$2.45	\$.25	[\$2.50]	\$2.70
Compacted	[\$2.70]	\$2.90	\$.60	[\$3.30]	\$3.50
Heavy (Conc., Wire, Logs, etc.)	[\$4.90]	\$5.30	\$.25	[\$5.15]	\$5.55

PUBLIC

Prior to 1/1/86	[\$2.91]		\$.94	[\$3.85]	
Since 1/1/86	[\$2.95]		\$.90	[\$3.85]	
Proposed	\$3.20		\$.90		\$4.10

A minimum charge of \$8.25 will be charged for all loads, commercial or public.

A special handling fee may be charged for disposal items which are unusual and require additional costs to place into the landfill.

RWD, INC.

	<u>PUBLIC</u>	<u>COMMERCIAL</u>	<u>TOTAL</u>
1985 YARDS	177,000	806,000	983,000
REVENUE	\$ 718,000	\$1,902,000	\$2,620,000

(A) Operating ExpensesDirect Operating Expenses:

LABOR	\$ 205,000	\$ 205,000	\$ 410,000
ROYALTIES	17,000	75,000	92,000
METRO FEES	166,000	480,000	646,000
EQUIPMENT RENTAL	18,000	36,000	54,000
FUEL/LUBRICANTS	27,000	54,000	81,000
SERVICE/TOOLS/SUPPLIES	4,700	9,300	14,000
EQUIPMENT MAINTENANCE	46,000	92,000	138,000

SUBTOTAL	\$ 483,700	\$ 951,300	\$1,435,000
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Overhead Expenses:

TEMPORARY SERVICES	\$ 1,300	\$ 2,700	\$ 4,000
CONSULTANTS	2,000	4,000	6,000
INSURANCE	50,000	100,000	150,000
SECURITY	8,000	-0-	8,000
COMPUTER EXP.	3,700	7,300	11,000
BAD DEBTS	-0-	9,000	9,000
TAXES, PORTLAND B.L.	1,300	2,700	4,000
TAXES, REAL PROPERTY	13,700	27,300	41,000
UTILITIES, TELEPHONE	2,400	4,600	7,000
OFFICE SUPPLIES, POSTAGE	300	700	1,000
PRINTING	1,300	3,700	5,000
ADVERTISING	700	1,300	2,000
LEGAL	6,300	12,700	19,000
BUILDING & PROPERTY REPAIR	1,000	2,000	3,000
JANITORIAL	300	700	1,000
MISCELLANEOUS	700	1,300	2,000
ACCOUNTING FEES	8,300	16,700	25,000
MANAGEMENT FEES	11,700	23,300	35,000
OVERCHARGE ADJUSTMENT	(18,000)	-0-	(18,000)
INFLATION FACTOR	26,000	52,000	78,000

SUBTOTAL	\$ 121,000	\$ 272,000	\$ 393,000
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TOTAL OPERATING COSTS	\$ 604,700	\$1,223,300	\$1,828,000
	=====	=====	=====

ACQ. DATE	ITEM	COST	SALVAGE VALUE	BASIS	LIFE	1981	1982	1983	1984	1985	1986	1987	1988	1989
<u>Equipment:</u>														
11/80	Rex Compactor #301	\$85,965	\$5,965	\$80,000	8	\$10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ -0-
11/80	Rex Compactor #302	\$85,965	\$5,965	\$80,000	8	\$10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ -0-
04/81	D8H Cat #203	\$52,500					\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ -0-
04/81	D8H Cat #203 Repairs	\$36,582	\$9,082	\$80,000	8	\$ 6,600	\$	\$	\$	\$	\$	\$	\$	\$
08/81	3 Sump Pumps	\$ 5,773	\$ -0-	\$ 5,773	3	\$ 641	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 3,400
04/82	Rex Comp #302 Repair	\$ 5,080	\$ -0-	\$ 5,080	7	\$ -0-	\$ 1,924	\$ 1,924	\$ 1,283	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
05/82	Rex Comp #301 Repair	\$12,833	\$ -0-	\$12,833	7	\$ -0-	\$ 484	\$ 726	\$ 726	\$ 726	\$ 726	\$ 726	\$ 726	\$ 240
07/83	Rex Comp #301 Repair	\$ 2,545	\$ -0-	\$ 2,545	6	\$ -0-	\$ 1,044	\$ 1,833	\$ 1,833	\$ 1,833	\$ 1,833	\$ 1,833	\$ 1,833	\$ 789
11/83	D 8 #203 Repair	\$16,263	\$ -0-	\$16,263	6	\$ -0-	\$ -0-	\$ 212	\$ 424	\$ 424	\$ 424	\$ 424	\$ 424	\$ 212
01/84	Rex 301 Repair	\$ 8,275	\$ -0-	\$ 8,275	6	\$ -0-	\$ -0-	\$ 433	\$ 2,710	\$ 2,710	\$ 2,710	\$ 2,710	\$ 2,710	\$ 2,227
01/84	Rex 302 Repair	\$14,537	\$ -0-	\$14,537	6	\$ -0-	\$ -0-	\$ -0-	\$ 1,379	\$ 1,379	\$ 1,379	\$ 1,379	\$ 1,379	\$ 1,379
04/84	Rex 301 Repair	\$ 7,679	\$ -0-	\$ 7,679	5	\$ -0-	\$ -0-	\$ -0-	\$ 2,423	\$ 2,423	\$ 2,423	\$ 2,423	\$ 2,423	\$ 2,423
07/84	2 Sump Pumps	\$ 7,570	\$ -0-	\$ 7,570	3	\$ -0-	\$ -0-	\$ -0-	\$ 512	\$ 1,536	\$ 1,536	\$ 1,536	\$ 1,536	\$ 1,024
12/84	Compactor #303	\$27,500	\$ 5,000	\$22,500	5	\$ -0-	\$ -0-	\$ -0-	\$ 1,262	\$ 2,524	\$ 2,524	\$ 1,262	\$ -0-	\$ -0-
10/85	TD 25 Crawler	\$25,000	\$ 5,000	\$20,000	4	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 4,500	\$ 4,500	\$ 4,500	\$ 4,500	\$ 4,500
12/85	988 A Loader	\$50,000	\$ 5,000	\$45,000	4	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 11,250	\$ 11,250	\$ 11,250	\$ 11,250
TOTAL EQUIPMENT		\$444,067		\$408,055		\$27,241	\$ 33,452	\$ 34,097	\$ 42,552	\$ 48,095	\$ 64,305	\$ 63,043	\$ 61,781	\$ 32,494
<u>Site Preparation:</u>														
04/81	Site Prep - Phase I	\$896,812	\$20,000	\$876,812	8	\$72,336	\$109,601	\$109,601	\$109,601	\$109,601	\$109,601	\$109,601	\$109,601	\$ 37,265
07/83	Site Prep - Phase II	\$ 66,301	\$ -0-	\$ 66,301	6	\$ -0-	\$ -0-	\$ 5,525	\$11,050	\$11,050	\$11,050	\$11,050	\$11,050	\$ 5,525
10/83	Site Prep - Phase III	\$177,825	\$ -0-	\$177,825	6	\$ -0-	\$ -0-	\$ 7,409	\$29,637	\$29,637	\$29,637	\$29,637	\$29,637	\$ 22,228
07/84	Site Prep - Phase IV	\$141,519	\$ -0-	\$141,519	5	\$ -0-	\$ -0-	\$ -0-	\$14,152	\$28,304	\$28,304	\$28,304	\$28,304	\$ 14,152
10/85	Site Prep - Phase V	\$255,000	\$ -0-	\$255,000	4	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$15,937	\$63,750	\$63,750	\$63,750	\$ 47,811
TOTAL SITE PREPARATION		\$1,537,457		\$1,517,457		\$72,336	\$109,601	\$122,535	\$164,440	\$193,986	\$242,342	\$242,342	\$242,342	\$126,981
<u>Future Expenditures:</u>														
07/86	Groundwater Study, Mon Wells	\$ 50,000	\$ -0-	\$ 50,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/86	Soil Cap	\$ 75,000	\$	\$ 75,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/86	Misc. Acq. Pickup, Wells, Sump	\$ 16,000	\$ 2,000	\$ 14,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/87	Soil Cap	\$ 75,000	\$	\$ 75,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/87	Compactor	\$ 45,000	\$ 5,000	\$ 40,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/87	Site Prep - Phase VI	\$ 55,000	\$	\$ 55,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/88	Soil Cap	\$ 75,000	\$	\$ 75,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/89	Fencing	\$ 10,000	\$ 3,000	\$ 7,000		\$	\$	\$	\$	\$	\$	\$	\$	\$
07/89	Closure & PC Maintenance	\$187,500	\$ -0-	\$187,500		\$	\$	\$	\$	\$	\$	\$	\$	\$
TOTAL FUTURE EXPENDITURES		\$588,500		\$578,500	4	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$147,125	\$147,125	\$147,125	\$137,125
LAND ACQUISITION		\$750,000	\$750,000											
TOTAL DEPRECIATION		\$3,320,024		\$2,514,012		\$99,577	\$143,053	\$156,632	\$206,992	\$424,081	\$453,772	\$452,510	\$451,248	\$296,600

RWD, INC.

Notes:

Operating costs have been generally divided between public and commercial customers on a 1/3 public and 2/3 commercial basis. This was derived from combining two factors: Commercial yardage out numbers public yardage 5:1 and commercial trips are out numbered by public trips 1:2. Combining these two ratios yield an average ratio of 2:1 commercial to public. Exceptions to this include: operating labor, royalties, metro fees, security and bad debts.

Operating Labor Which was divided on a 50-50 basis because of additional spotters required for the public and because Sunday operations solely benefit the public.

Royalties These are paid on actual yards received.

Metro Fees These are 1985 actual figures. Even though these rates have changed beginning in 1986, corresponding revenues will change identically so the net change is zero.

Security This is for armored car to haul cash primarily received from the public.

Bad Debts All bad debts are commercial since the public is cash only.

Inflation Factor A 5% annualized inflation factor was used based upon 1985 costs. Items not included in this calculation are Metro fees and Insurance. Because the timing of the rate increase would not be effective until approximately the second half of 1986, the 1985 figures were adjusted upward to include increases in costs for the first half of 1986. The 5% inflation factor was then applied to reflect probable increases in costs for the subsequent 12 month period. Thus, an overall adjustment of 8% was made to the 1985 costs.

Overcharge Adjustment: This adjustment is shown as an operating cost credit to equalize public user rates which inadvertently exceeded permitted rates in 1984 and 1985.

One other item which should be mentioned is EIL Insurance for pollution. In 1985 the landfill paid approximately \$53,000 in insurance premiums, compared to \$20,000 in 1984. This insurance is becoming increasingly difficult to find and our insurance broker Corroon and Black is estimating that it will cost in the neighborhood of \$150,000 to replace the current policy which expires in May.

Provided by KFD 5/27/86

RWD, INC.Notes:
(Continued)

(B)

* Investment

EQUIPMENT	\$ 444,067
SITE PREPARATION	\$1,537,457
FUTURE EXPENDITURES 86-89	\$ 316,000
LAND ACQUISITION	\$ 750,000

TOTAL

\$3,047,524

* Less: Accumulated Depreciation

1981	\$ 99,577
1982	\$ 143,053
1983	\$ 156,632
1984	\$ 206,992
1985	\$ 242,081

TOTAL

\$ 848,335

* Total Unrecovered Capital

\$2,199,189
=====

* Annual Capital Cost Recovery

\$ 453,772
=====

* From Schedule A

RWD, INC.

Notes:
(Continued)

$$\begin{aligned}
 \text{(C) Annual Return on Rate Base} &= \text{(1) Return on Debt Capital} \\
 &+ \\
 &\text{(2) Return on Equity Capital} \\
 &+ \\
 &\text{(3) Income Tax Provision}
 \end{aligned}$$

$$\begin{aligned}
 \text{Rate Base} &= \text{Unrecovered Capital} + \text{Working Capital} \\
 &= \$2,199,189 + (1/12 \times \$1,828,000) \\
 &= \$2,199,189 + \$152,333 \\
 &= \underline{\underline{\$2,351,522}}
 \end{aligned}$$

$$\begin{aligned}
 \text{As of 12/31/85 Debt} &= \underline{\underline{\$1,200,847}}
 \end{aligned}$$

$$\begin{aligned}
 \text{Equity Capital} &= \text{Rate Base} - \text{Debt Capital} \\
 &= \$2,351,522 - \$1,200,847 \\
 &= \underline{\underline{\$1,150,675}}
 \end{aligned}$$

$$\begin{aligned}
 \text{(1) Return on Debt Capital} &= \text{Debt Capital} \times \text{Interest Rate} \\
 &= \$1,200,847 \times 11\% \\
 &= \underline{\underline{\$ 132,093}}
 \end{aligned}$$

RWD, INC.

Notes:
(Continued)

$$\begin{aligned}
 (2) \text{ Return on Equity Capital} &= \text{Equity Capital} \times \text{Return \%} \\
 &= \$1,150,675 \times 15\% \\
 &= \$172,601 \\
 &=====
 \end{aligned}$$

$$(3) \text{ Income Tax} = \frac{\text{Return on Equity Capital}}{1 - \text{Tax Rate}} - \text{Return on Equity Capital}$$

Tax Rate = 40%

$$\begin{aligned}
 \text{Income Tax Provision} &= \frac{\$172,601}{1 - .38} - \$172,601 \\
 &= \$278,389 - \$172,601 \\
 &= \$105,788 \\
 &=====
 \end{aligned}$$

$$\begin{aligned}
 \text{Annual Return on Rate Base} &= \$132,093 \\
 &\quad 172,601 \\
 &\quad 105,788 \\
 &----- \\
 &\quad \$410,482 \\
 &=====
 \end{aligned}$$

RWD, INC.SUMMARY:

	<u>PUBLIC</u>	<u>COMMERCIAL</u>	<u>TOTAL</u>
Revenue	\$ 718,000	\$1,902,000	\$2,620,000
Costs:			
Sinking Fund	\$ 25,881	\$ 117,910	\$ 143,792
Operating & Overhead	\$ 604,700	\$1,223,300	\$1,828,000
Capital Recovery *	\$ 81,678	\$ 372,094	\$ 453,772
Return on Rate Base *	\$ 73,887	\$ 336,595	\$ 410,482
TOTAL COSTS	\$ 786,146	\$2,049,900	\$2,836,046
Additional Revenue Required	\$ 68,146 =====	\$ 147,900 =====	\$ 216,046 =====

Additional Rate Increase Justified

Commercial	$\frac{\$ 147,900}{806,000 \text{ Yards}} = \$.18/\text{yard}$
Public	$\frac{\$ 65,762}{177,000} = \$.39/\text{yard}$

We request a commercial increase of \$.15/yard which will increase the charge for loose loads from \$2.00/yard to \$2.15/yard, a 7 1/2% increase.

We also request a raise in our public fees from a \$7.70 minimum for two yards to an \$8.25 minimum fee plus \$4.10/yard for additional yards, a 7% increase.

Corresponding increases are also being requested for other loads as shown on our proposed rate sheet.

We are not requesting the full amount of increases that can be justified because we feel these raises are consistent with market conditions as they exist today and they should not disrupt Metro's flow distribution. The increases are reasonable and should not cause undue hardship on any of our commercial or public customers.

* Recovery of capital based on per yard of incoming material.

EXHIBIT B
FINDINGS AND ANALYSIS FOR A RATE INCREASE
REQUEST BY THE KILLINGSWORTH FAST DISPOSAL LANDFILL

Prepared by Solid Waste Staff and
The Rate Review Committee

June 1986

Introduction

The purpose of this report is to detail the findings of the substantive review by staff and the Rate Review Committee on the request by Riedel Waste Disposal Systems Inc. for a rate increase at the Killingsworth Fast Disposal Landfill (KFD). This analysis is presented to the Metro Council, along with Resolution No. 86-658 and a staff report recommending approval of the requested rates.

Section B of the Metro "Procedures for Processing Applications and Rate Adjustment Requests for Solid Waste Disposal Franchisees, February 1986" indicates the steps for processing rate adjustment requests. The first step in this process was initiated with Riedel's submittal of a rate request (Exhibit A) at the end of March. Staff has reviewed the reasonableness of waste quantity projections, annual operating costs, capital cost recovery schedules, rate base and return calculations, as well as rate structures and cost allocations presented in the rate request. Staff also examined the impact of the request on the larger waste management system, market conditions and diversion from the St. Johns Landfill. The Rate Review Committee has considered these same items along with the appropriateness of the requested rate of return and other factors which it considered relevant before forwarding its recommendation along with this report to the Executive Officer and the Metro Council.

Staff and the Committee have identified several cost or rate calculation items which should be modified from those in the request and an independent calculation of rates which incorporates these modifications has been provided at the end of Exhibit B.

General Comments

The request is based on the requirement for additional revenue needed to meet expenses after revenue received under current rates is deducted from total identified costs (p. 8 of the request). However, no calculations are given to indicate how the indicated revenue is derived from existing rates and projected waste flows. This does not allow for a clear indication that appropriate rates will be charged. It is preferable to examine the appropriateness of requested rates through a straightforward division of all identified and allocated costs by total projected waste flows. Presumably the approach taken in the request was to assure that the relationships between commercial loose, compacted, demolition and heavy rates is

maintained. In the discussion of allocations an alternative method of providing this assurance is suggested.

In the request, User Fees and Regional Transfer Charges collected for Metro have been shown as a direct operating expense and have been included in the rate for which authorization is requested. In the past, rates approved by Metro have been the total rate to be charged to each customer class and each type of material. It will be preferable in the granting of this rate authorization to establish a base rate for disposal rather than a total rate which includes Metro fees. Staff's calculation of rates at the end of Exhibit B removes \$620,000 of Metro fees from the operating expenses and presents rates to be approved as base fees.

Waste Quantity Projections

The request indicates that projected waste flows are the same as those received in 1985 (177,000 cu. yds. public; 806,000 cu. yds. commercial; 983,000 cu. yds. total). These waste flows are consistent with those reported to Metro for 1985 and indicated in the table and graph provided at the end of Exhibit B. Based on standard densities used by Metro for conversions, this waste flow is equivalent to 124,600 tons/yr. or about 18% of the flow which went to the St. Johns Landfill during the same period.

On January 1, 1986, Metro enacted a rate policy of not collecting its commercial Regional Transfer Charge at limited use landfills. This was done to divert eligible wastes away from the St. Johns Landfill. Wastes originating outside the tri-county area were also excluded from St. Johns. Flows at KFD have increased by about 3,000 tons/mo. during January through March 1986 over waste quantities received during the same period of 1985 (a 35% increase). The average monthly flows during this period were 11,886 tons compared to the 1985 average monthly flow of 10,385 tons (a 14% increase). These increases have been in both loose and compacted commercial waste categories. It is probable, though not certain, that this level of increase in waste flows will be sustained over the next year. Staff estimated the impact on the rates of assuming that greater commercial waste flows would occur and there was little difference in the rates which resulted. This is primarily because a shorter landfill life would result from increased flows and a more rapid recovery of capital costs would be needed. Some increases in direct operating expenses would also be needed. Since these increased flows are not guaranteed (nor are the past flows), the Rate Review Committee agreed that a conservative and reasonable rate setting strategy would be to project waste flows on the basis of 1985 actual flows.

Rate Structure and Allocation of Costs

As indicated on p. 1 of the rate request (Exhibit A), the current rate structure and base fees at the KFD are the following:

Loose Commercial Waste	\$1.75/cu. yd.
Commercial Demolition Waste	2.25/cu. yd.
Compacted Commercial Waste	2.70/cu. yd.
Heavy Commercial Waste	4.90/cu. yd.
Public Waste	2.78/cu. yd.*

a two-yard minimum charge of \$7.70 currently applies to all loads.

*\$2.78/cu. yd. is the approved Metro public base rate, however, the amount of the base rate collected has increased above this due to decreases in January 1984 and January 1986 in the amount of Metro fees collected and a stable total rate of \$3.85/cu. yd.

The relationship between the rates applied to various categories of commercial wastes received is related to waste densities and the volume of landfill capacities utilized by each type of waste. The relationship of these rates to an average commercial service rate should be maintained. The franchisee has suggested that all commercial rates be increased by about the same percentage and this seems a reasonable approach. It was indicated that loose commercial wastes account for about 96% of the total commercial wastes which are received.

A provision already exists in the KFD franchise agreement which allows special fees to be assessed on unusual wastes which require special handling. The operator indicated that annual revenues from special handling fees is less than \$300. In the resolution granting the rate increase, a provision has been added which requires that the amount of special fees charged to a customer be consistent with the added cost of handling the waste. Staff is recommending through the resolution that the franchisee be given the opportunity to impose a double charge on uncovered loads. Metro uses this procedure at the St. Johns Landfill and Clackamas Transfer & Recycling Center (CTRC) and has found it helpful in reducing litter.

Notes on p. 2 of the request indicate how most operating costs have been allocated to commercial and public customers. Commercial wastes account for roughly 82% of the volume and 32% of the trips delivered to the Killingsworth Landfill. The results of the combined allocation of most operating costs into 67% commercial and 33% public for a rate calculation is reasonable, however, a precise allocation of costs on a combined basis of trips and volume is admittedly subjective and alternative methods for making these combined allocations might be considered. The rationale for other allocations of cost made between commercial and public service categories appear reasonable. In the allocation of the total revenue requirement in the staff calculation of rates which follows Exhibit B, the public rate has been limited to no more than \$3.20/yd, the amount which the franchisee has requested.

Annual Operating Costs

The cost identified for Metro fees should not be included in the direct operating expenses listed on p. 2 of the request. The purpose of the rate request is to identify base rates which will be approved for the facility. If Metro fee amounts change in following years, then the authorization of the base rate amount would not be effected. Previously Metro approval of rates has been for the total tipping fee to be charged when Metro fees were included. In order to distinguish the authorized base rate, it was necessary to deduct the amount of Metro fees which were applied at the time the rate was approved. The resolution developed for authorizing the KFD rates which result from this present request approves the amount of the base rate and also gives authorization to collect Metro fees whatever their amounts. Through the resolution approval is also given for slight adjustment of the public base rate when changes in the amount of Metro fees disrupt the ability to collect an even total amount from public customers (cash transactions can be made to the nearest quarter).

The \$646,000 expense listed for Metro fees should not be included as an operating cost for calculating a base rate. It is, however, appropriate to include an expense for the \$300 annual Metro franchise fee. The Annual Compliance Determination fee to be paid to DEQ would also be appropriate to include in a line item titled regulatory fees. \$26,000 per year is a reasonable estimate for the annual expenditure on regulatory fees and this has been included in the calculations at the end of Exhibit B.

The indicated royalty payment of \$92,000 reflects a royalty payment to the Metropolitan Disposal Corporation, the former site owner of \$.0936/yd. The amount of this payment is adjusted annually according to the CPI. No corporate tie exists between Riedel Waste Disposal Systems Inc., and MDC.

In order to evaluate the reasonableness of identified landfill operating expenditures, an estimate has been made of the per ton cost of those expense items which are comparable to those included in the disposal service provided through contract at the St. Johns Landfill. Comparable KFD expenses (indicated in Exhibit A) are the following:

Identified KFD Costs which are
Comparable to Services Provided
Through the St. Johns Landfill Contract

Labor	\$410,000
Equipment Rental	54,000
Fuel/Lubricants	81,000
Service/Tools/Supplies	14,000
Equipment Maintenance	138,000
Equipment Capital Cost Recovery (from depreciation schedule provided)	64,305
Temporary Services	4,000
Consultants	6,000
Insurance	150,000
Utilities, Telephone	7,000
Building and Property Repair	3,000
Janitorial	1,000
Miscellaneous	2,000
Management Fees	<u>35,000</u>
 Total	 \$969,300

Dividing \$969,300 by the 124,600 tons of waste received yields a disposal cost of \$7.78/ton (this does not include profit, taxes or interest which would account for an additional \$2.40/ton). In competitive bids received in mid-1985 for operation of the St. Johns Landfill, unit prices were indicated for comparable services under varying monthly waste flows. The range of St. Johns Landfill bids submitted for managing the average monthly flows which are expected at KFD (10,383 T./M.) was from \$11.14/ton to \$19.99/ton. However, requirements in the St. Johns Landfill contract provided for a level of service which would not be needed at this flow rate. At a flow rate of 20,000 tons/mo. the St. Johns Landfill bids varied from \$7.26/ton to \$9.73/ton. On this basis, it appears that the sum of the listed operating costs is not unreasonable.

The 8% factor used in the request to account for inflation of most operating costs between the test year of 1985 and the rate setting year from September 1986 to September 1987 reflects a 5.25% annual inflation rate and is not unreasonable. Other operating costs indicated on p. 2 of the request appear reasonable.

The overcharge adjustment indicated on pp. 2 and 3 of the request as a reduction in the public allocation of operating expenses is required to compensate for reductions which should have been made in the total public rate but were not. A total public rate of \$3.85/yd. was authorized for KFD by Metro in 1983. On January 1, 1984, Metro fees decreased from \$1.07/public yd. to \$.95/public yd. In January of 1986, Metro public fees decreased to \$.90/yd. Throughout this period, the total amount collected from the public has remained at \$3.85/yd. Metro staff and KFD have been aware of this overcharge and have anticipated rectifying it with this current rate adjustment. The total amount of the overcharge at the end of

March is \$48,634 (346,342 yards in 1984 and 1985 X \$.12/yd. + 41,607 yards in January-March 1986 X \$.17/yd.). A reduction to public costs identified in the rate analysis of \$.10/yd. of waste received would allow this overcharge amount to be corrected within two to three years. The \$18,000 deduction in public costs indicated on p. 2 is a means of setting the public rate at \$.10 below what is needed to meet identified costs (177,000 tons X \$.10). In the resolution approving the rate adjustment, a provision has been made for increasing the public rate by \$.10 per yard once the overcharge amount has been reconciled. This will allow the increase to be implemented without the need for a future rate analysis. The total amount of overcharges to be reconciled will continue to accumulate until the date that new rates are implemented. The Committee believes that this is a fair way of resolving the overcharge situation.

Within the operating expenses, no credit or reduction in costs to account for salvage revenue received by the operation has been included. It's estimated that about \$75,000 in salvage revenue may be received each year. The labor and other costs associated with the recycling which occurs at the site are estimated at about \$50,000/yr. These costs have been included in the identified operating expenses and this results in a rate subsidy of about \$.05/yd for recycling operations. Since Metro has a commitment to waste reduction, the Committee believes that it is appropriate to allow this subsidy which encourages recycling. Removing recyclable material from the Killingsworth Landfill waste stream is a desirable objective and may even provide a net benefit in reducing wastes to St. Johns since capacity at the Killingsworth site is preserved.

Capital Cost Recovery (Depreciation) Schedules

The information presented in the table on p. 4 of the request for recovering the costs of equipment and site preparation appears reasonable. All items identified are utilized exclusively in the operation of the site. No recovery or credit to capital for changes in the value of the land between the time it was purchased and the time when it will be available for a future use has been included. The franchisee believes that there will be no great change in the value of the land and the Committee agrees that this is a reasonable assumption.

In order to collect adequate funds through the rates over the remaining site life for projected future expenditures such as soil cap, post-closure care and other future capital expenditures, the Committee recommends providing for an annual contribution of \$.193/cu. yd. of waste. This will assure that the necessary \$578,500 is collected equally on each of the roughly 3,000,000 cubic yards of waste which will be accepted at the site over the remaining three to four years. The Committee determined that this amount might have been \$.02 less per yard if the operator had begun to accrue post-closure funds a year or two ago. However, since the full amount of funds must now be collected, it is appropriate that they be included in the rate calculation. This has been done by

including a "Reserve for Future Capital Expenditures" item in the revenue requirement identified in the staff rate calculation at the end of Exhibit B (\$189,719).

Calculation of Rate Base and Return on Rate Base

The Committee has considered the franchisee's request for a 13% return on debt capital and a 17% return on equity capital and recommends that rates be calculated on the basis of an 11% return on debt capital and a 15% return on equity capital. The actual interest paid by the franchisee on its outstanding debt is based on a floating rate (a preferential rate of 0.5% above the prime lending rate is paid). According to information provided by the franchisee, the interest rate paid in December 1985 was 12% while the rate paid in May was 9%. It is difficult to project with certainty how interest rates will vary over the next year and allowing for an 11% return on debt capital seems reasonable. As of May 1, the outstanding debt for the operation was \$1,110,847.

The return on equity capital included in the rate calculations represents an after tax rate and 15% seems a fair return percentage to compensate the franchisee for his investment in the operation of the business and also for the longer term liability and risk which is associated with operating a landfill. Information provided by the franchisee indicates that similar businesses obtain or expect the same or even higher returns than 15% on equity. With a 15% return on equity the operator's annual after tax profit is expected to be approximately 8% of gross revenues. Included in the calculations presented at the end of Exhibit B is a table indicating the effect on disposal rates of applying alternative returns on equity capital.

The overall effective income tax rate which would be applied to the return on equity capital as it is projected in the rate calculation is about 44%. This includes a 7.5% state income tax and a federal corporate income tax of 46% on taxable income above \$100,000 and a tax of \$27,500 on the first \$100,000. The 44% tax rate seems reasonable and has been used for figuring disposal rates in the calculations included at the end of Exhibit B.

Working capital is included in the rate base on which the franchisee should expect a return. This accounts for the fact that bills must often be paid 30 or more days before rate revenue is received to cover them. Since the majority of the franchisee's business is with commercial customers who operate on accounts, it is appropriate to allow one-twelfth of operating expenses as an estimate of working capital. Since payment to Metro for fees collected (roughly \$30,000/mo.) must be made 25 days or more before the payments on accounts are received, it is also appropriate to include the average amount of the Metro monthly payment in an estimate of working capital. Allowing this increases the disposal rates by about one-half of a cent per yard.

The listing of investments for calculating the rate base on p. 5 of the request should not include investments to be made in the future. Future expenditures for 1986-89 cannot be counted as investments for inclusion in the rate base until they have been made or set aside. It is appropriate to include the \$50,000 for a groundwater study and monitoring wells, the \$75,000 for soil cap, and the \$16,000 for miscellaneous acquisitions, all of which will be spent in July of 1986 as investments since they will be made before the rate adjustment is implemented. The Committee agreed that it would be appropriate to include half of the expenditures to be made in the upcoming year as investments for calculating the rate base. This would allow for a partial return through rates on those investments which will be made before rates are reviewed a year or two from now. \$87,500 has been included as half of the investments to be made over the coming year in the rate calculation provided at the end of Exhibit B.

Consideration of Market Conditions and Waste Management System Factors

The KFD site is a limited-use landfill which means that it can accept most wastes except food wastes. Portions of the drop box loads, demolition debris, yard debris and other non-putrescibles which comprise the majority of wastes going to the site could also go to the St. Johns Landfill, CTRC, the Oregon Processing and Recovery Center, East County Recycling, or to McFarlane's.

The demand for the disposal service by public waste disposers is considered relatively inelastic so that the site which is nearest and most convenient will be used by most public haulers unless a significant savings can be realized by using an alternative site. Under current rates, KFD public customers pay \$3.85/yd. (including all Metro fees) or \$7.70/two-yard minimum trip. At the St. Johns Landfill, the public pays \$3.00/yd. with a 2.5 yard minimum of \$7.50/trip. The CTRC rate is \$3.40/yd. with a \$8.50/trip minimum charge. Source separated yard debris is accepted at McFarlane's for \$4.50 per 2.5 yards, and at East County Recycling for \$7.50/trip. The KFD requested public base rate of \$3.20/yd. would result in a total rate of \$4.10/yd. or \$8.25/two-yard trip. This should not have a significant effect on the flow of public wastes to these various sites.

Commercial waste disposers tend to be more responsive to costs in their selection of alternative disposal sites. However, costs for travel time and unloading time at the site are considered along with the tipping fee in the decision to utilize a particular disposal option. In comparing tipping fee differences between KFD and other disposal sites the density of wastes to be delivered is a key factor since KFD charges on the basis of volume and other available sites charge on a weight basis. Generally heavier materials can be disposed of at KFD for a lower cost than lighter materials. Loose wastes are the greatest volume of commercial loads delivered to KFD. The current KFD total rate for these materials is \$2.00/cu. yd. while the St. Johns Landfill charge is \$14.38/ton and CTRC's is

\$17.38/ton. Currently materials with densities greater than 278 lbs./cu. yd. can be disposed more cheaply at KFD than at the St. Johns Landfill (1 ton/\$14.38 x 2,000 lbs/ton x \$2.00/l yd) while materials with densities greater than 230 lbs/yd. can be disposed more cheaply at KFD than at CTRC. Under the requested loose rate and current Metro fees which would yield a total rate of \$2.15/yd., these break even densities would rise to 299 lbs./yd. at St. Johns and 247 lbs./yd. at CTRC. This could have the effect of diverting a small amount of waste to St. Johns from KFD since the average density of loose wastes is around 250 lbs./cu. yd. Prior to last January when Metro removed its RTC from commercial disposers at limited-use sites, the differential between St. Johns' and KFD's rate was greater than that being requested (prior to January the "break-even" density was 341 lbs./yd.). With approval of the requested \$.15/yd increase in the commercial loose rate, the total charge collected on a 20 cubic yard drop box would increase by \$3.00 per trip. It is not believed that this will have a great effect on the disposal site selected. The cost of operating a collection vehicle is about \$1.00 per minute.

Mixed wastes which have between 50% and 89% recoverable cardboard or mixed waste paper can be disposed of at the Oregon Processing and Recovery Center for \$12.38/ton or \$13.38/ton depending on the type of material. If loads are greater than 90% recoverable they can be disposed for \$3.00/ton. As the densities of mixed waste paper and cardboard wastes are fairly light (40 to 200 lbs./yd.), an increase in KFD rates will not have much impact on the flow of wastes to OPRC.

Changes in Metro rate policies later in 1986 or in 1987 could have some effect on the market for waste disposal. Since specific policies or rates have not yet been determined or proposed, they should not be given much weight in the KFD rate request, however, they are worth noting. It is likely that Metro will propose a reduced rate for source separated yard debris disposal at St. Johns, this could have an effect on particularly public waste flows at KFD. Metro will probably review its policies of exempting limited-use sites from collecting the \$1.00 per ton state landfill siting fee and the commercial RTC. A higher total commercial rate at KFD could result. Metro might also consider the use of flow control or bans to divert certain wastes away from the St. Johns Landfill and CTRC. In this case, KFD might get higher waste flows independent of the rates charged.

RM/sm
5599C/459-5
06/17/86

(*<---- * denotes modifications in costs suggested by staff analysis, all other costs are identical to request)

OPERATING EXPENSES

	PUBLIC	COMMERCIAL	TOTAL	NOTES
DIRECT OPERATING EXPENSES:				
LABOR	\$205,000	\$205,000	\$410,000	half pub & half commerc.
ROYALTIES	\$17,000	\$75,000	\$92,000	18% pub based on waste flow
REGULATORY FEES	\$4,680	\$21,320	\$26,000 <---- *	18% pub based on waste flow
EQUIPMENT RENTAL	\$16,000	\$36,000	\$52,000	33% pub based on combined alloc.
FUEL/LUBRICANTS	\$27,000	\$54,000	\$81,000	33% pub based on combined alloc.
SERVICE/TOOLS/SUPPLIES	\$4,700	\$9,300	\$14,000	33% pub based on combined alloc.
EQUIPMENT MAINTENANCE	\$45,000	\$92,000	\$137,000	33% pub based on combined alloc.
SUBTOTAL	\$322,380	\$452,620	\$775,000	
OVERHEAD EXPENSES:				
TEMPORARY SERVICES	\$1,300	\$2,700	\$4,000	33% pub based on combined alloc.
CONSULTANTS	\$2,000	\$4,000	\$6,000	33% pub based on combined alloc.
INSURANCE	\$50,000	\$100,000	\$150,000	33% pub based on combined alloc.
SECURITY	\$8,000	\$0	\$8,000	100% pub based on utilization
COMPUTER EXP.	\$3,700	\$7,300	\$11,000	33% pub based on combined alloc.
BAD DEBTS	\$0	\$9,000	\$9,000	0% pub based on utilization
TAXES, PORTLAND B. L.	\$1,300	\$2,700	\$4,000	33% pub based on combined alloc.
TAXES, REAL PROPERTY	\$13,700	\$27,300	\$41,000	33% pub based on combined alloc.
UTILITIES, TELEPHONE	\$2,400	\$4,600	\$7,000	33% pub based on combined alloc.
OFFICE SUPPLIES, POSTAGE	\$300	\$700	\$1,000	33% pub based on combined alloc.
PRINTING	\$1,300	\$3,700	\$5,000	33% pub based on combined alloc.
ADVERTIZING	\$700	\$1,300	\$2,000	33% pub based on combined alloc.
LEGAL	\$5,300	\$12,700	\$18,000	33% pub based on combined alloc.
BUILDING & PROPERTY REPAIR	\$1,000	\$2,000	\$3,000	33% pub based on combined alloc.
JANITORIAL	\$300	\$700	\$1,000	33% pub based on combined alloc.
MISCELLANEOUS	\$700	\$1,300	\$2,000	33% pub based on combined alloc.
ACCOUNTING FEES	\$8,300	\$16,700	\$25,000	33% pub based on combined alloc.
MANAGEMENT FEES	\$11,700	\$23,300	\$35,000	33% pub based on combined alloc.
OVERCHARGE ADJUSTMENT	(\$18,000)	\$0	(\$18,000)	100% public see note
INFLATION FACTOR	\$26,000	\$52,000	\$78,000	33% pub based on combined alloc.
SUBTOTAL	\$121,000	\$272,000	\$393,000	
TOTAL OPERATING COSTS:	\$443,380	\$764,620	\$1,208,000	

* NOTE: all operating costs are identical to those of the request except that:
Metro fees have been excluded and replaced by "REGULATORY FEES"
which includes the annual Metro franchise fee (\$200) and DEQ compliance fee.

amount of public overcharge credit is based on rate decrease of \$.10/yd til
total amount of overcharge is made-up.

STAFF ANALYSIS AND CALCULATION OF KFD RATES 6/10/85 RDM
WITH RATE REVIEW COMMITTEE RECOMMENDATIONS INCLUDED

page 2

CAPITAL COST RECOVERY SCHEDULE PRESENTED BY KFD IS UNCHANGED!

INVESTMENT	=	EQUIPMENT	\$444,067	
(from capital		SITE PREPARATION	\$1,537,457	
cost recovery		FUTURE EXPENDITURES 86-89	\$228,500	---- *
schedule)		LAND ACQUISITION	\$750,000	Only investments prior to 9/85 & 1/2 of those for the next year are included. (see p. 4 of Exhibit A)
			-----	\$2,960,024
LESS ACCUMULATED DEPRECIATION				
(from capital	1981		\$95,577	
cost recovery	1982		\$143,053	
schedule)	1983		\$155,632	
	1984		\$206,992	
	1985		\$242,081	

				\$848,335

TOTAL UNRECOVERED CAPITAL INVESTMENT	----->			\$2,111,689
1986 CAPITAL COST RECOVERY	----->			\$306,647
(from capital cost recovery schedule)				---- * Includes just site prep & equip.
(see p. 4 of Exhibit A)				
RATE BASE	=	Unrecovered Capital Investment	=	\$2,111,689
		+ Working Capital	=	+ \$131,033
				---- * total operating costs /12 + \$30,366 for 1/12th of Metro Fees
	----->			\$2,242,722
EQUITY CAPITAL	=	RATE BASE	=	\$2,242,722
		- DEBT CAPITAL	=	- \$1,110,847
	----->			---- * reported by KFD for 5/1/85
				\$1,131,875
RETURN ON EQUITY CAPITAL	=	\$1,131,875	RETURN ON DEBT CAPITAL	=
	x	15% RRC recommended return	x	\$1,110,847
	----->	\$169,781		11% RRC recommended return
			----->	\$122,193
INCOME TAX	=	Return on Equity Capital		Return on Equity Capital
		-----		-----
		1 - Tax Rate		
	=	\$169,781		

		\$169,781	---- *	(assume 44% effective tax rate)
	56%			
	----->	=		\$133,400

STAFF ANALYSIS AND CALCULATION OF KFD RATES 6/10/86 RDM
WITH RATE REVIEW COMMITTEE RECOMMENDATIONS INCLUDED

page 3

ANNUAL RETURN ON RATE BASE	=	RETURN ON EQUITY CAPITAL	=	\$169,781
		+ RETURN ON DEBT CAPITAL	=	\$122,193
		+ INCOME TAX	=	\$133,400
----->				\$425,374

ANNUAL REVENUE REQUIREMENT & ALLOCATIONS	Public	Commercial	Total	Notes on Allocation
Reserve for Future Capital	\$34,149	\$155,570	\$189,719	18% pub based on waste flow SEE NOTE 1
Operating & Overhead	\$443,380	\$764,620	\$1,208,000	allocation based on operating costs
Capital Recovery	\$55,196	\$251,451	\$306,647	18% pub based on waste flow SEE NOTE 2
Return on Rate Base	\$76,567	\$348,807	\$425,374	18% pub based on waste flow
----->				
TOTAL REVENUE REQUIRED	\$609,293	\$1,520,447	\$2,129,740	
----->				
PROJECTED WASTE FLOWS (Tons)	177,000	806,000	983,000	
----->				
PUBLIC RATE & AVERAGE COMMERCIAL RATE INDICATED THROUGH ANALYSIS	\$3.44	\$1.89		
----->				

ALTERNATIVE COST ALLOCATION TO YIELD PROPORTIONATE INCREASES IN RATES	\$565,400	\$1,563,340	\$2,129,740	<-----+ | This allocation | is used below <-----+
----->				
PUBLIC RATE & AVERAGE COMMERCIAL RATE INDICATED THROUGH ANALYSIS WITH ALTERNATIVE ALLOCATIONS	\$3.20	\$1.94		Note: this alternative allocation is based on limiting the public rate to no more than \$3.20/yc.
----->				

SCHEDULE OF RATES
DERIVED THROUGH ANALYSIS:
(\$ /cubic yard)

With alternative allocations
Staff analysis shows:

Rate Categories	Current Base Rate	Requested Base Rate	Derived Base Rate (15% return)	Current Metro Fees	Suggested Total Rates
* Commercial Loose	\$1.75	\$1.90	\$1.90 +	\$0.25	\$2.15
Commercial Demolition	\$2.25	\$2.45	\$2.45 +	\$0.25	\$2.70
Commercial Compacted	\$2.70	\$2.90	\$2.90 +	\$0.60	\$3.50
Commercial Heavy	\$4.90	\$5.30	\$5.30 +	\$0.25	\$5.55
* Public per yard	\$2.78	\$3.20	\$3.20 +	\$0.90	\$4.10
Public 2yd min.	\$5.56	\$6.45	\$6.40 +	\$1.80	\$5.00

NOTE: commercial rates for various categories derived by formulas:

avg commerc. rate X 0.961
avg commerc. rate X 1.265
avg commerc. rate X 1.495
avg commerc. rate X 2.730

* indicates key rates

NOTES: 1 Amount is based on \$.193 per yard needed for expenditures from 1986 on for closure, post-closure & etc.
2 Includes depreciation for equipment and site preparation but not for future expenditures.

REVEUE CHECK FOR SUGGESTED RATES:

	Revenue Estimate From Public Rate & Commercial Rates	Total Annual Rev. Requirement Identified	Revenue Deficit (Surplus)
177,000 Pub yards X \$3.20 =	\$566,400		
785,000 Loose yds X \$1.90 =	\$1,492,155		
5,000 Demo yds X \$2.45 =	\$12,258		
11,000 Comp yds X \$2.90 =	\$31,897		
5,000 Heavy yds X \$5.30 =	\$26,476		

Note: the exact distribution of wastes
in the Demo, and Heavy categories
is not known, however, 97% loose is assumed.

\$2,129,197	\$2,129,740	\$543
-------------	-------------	-------

EFFECT OF ALTERNATIVE RATES OF RETURN ON EQUITY CAPITAL ON:

Public rates &
Loose Commercial Rates
and on Amount of Return on Equity

Based on staff analysis			
PERCENT RETURN ON EQUITY	PUBLIC RATE	LOOSE COMMERCIAL RATE	RETURN ON EQUITY
0%	\$2.74	\$1.63	\$0
5%	\$2.90	\$1.72	\$55,594
10%	\$3.05	\$1.81	\$113,187
11%	\$3.08	\$1.83	\$124,506
12%	\$3.11	\$1.85	\$135,825
13%	\$3.14	\$1.86	\$147,144
14%	\$3.17	\$1.88	\$158,462
15%	\$3.20	\$1.90	\$169,781
16%	\$3.23	\$1.92	\$181,100
17%	\$3.26	\$1.94	\$192,419
18%	\$3.29	\$1.95	\$203,737
19%	\$3.32	\$1.97	\$215,056
20%	\$3.35	\$1.99	\$226,375

RRC
Recommended ---->
Return

Note: Effect on the tax rate paid has not been included in this table.

KILLINGSWORTH FAST DISPOSAL (Nash Pit)

MONTH	Commercial		Public				Total	
	lose yd	Comp yd	Tons	Trips	Trips	Add yd	Tons	Tons
1 JAN. 84	52,298	690	6,741	2,774	4,961	369	1,286	8,027
2 FEB. 84	54,030	680	6,954	4,774	4,509	309	1,166	8,120
3 MAR. 84	51,061	880	6,642	3,584	7,495	487	1,935	8,577
4 APR. 84	54,581	620	7,006	3,986	6,432	318	1,648	8,653
5 MAY 84	56,208	750	7,247	4,094	7,311	329	1,869	9,116
6 JUN. 84	57,842	854	7,482	4,321	10,512	598	2,703	10,185
7 JUL. 84	73,394	870	9,431	5,417	10,864	590	2,790	12,221
8 AUG. 84	76,464	965	9,843	5,643	9,049	409	2,313	12,156
9 SEP. 84	60,076	1,010	7,807	4,721	7,701	433	1,979	9,787
10 OCT. 84	58,118	805	7,502	4,136	5,270	428	1,371	8,873
11 NOV. 84	47,965	910	6,264	3,117	4,015	936	1,121	7,385
12 DEC. 84	43,553	963	5,728	2,452	3,693	237	953	6,681
=====								
1984 total	685,590	9,997	88,648	49,019	81,812	5,443	21,133	109,781

1 JAN. 85	56,998	1,100	7,449	3,029	4,065	21	1,019	8,468
2 FEB. 85	46,427	800	6,039	2,312	4,026	13	1,008	7,048
3 MAR. 85	69,051	885	8,892	3,206	7,863	17	1,968	10,860
4 APR. 85	60,616	730	7,792	3,035	9,394	18	2,351	10,143
5 MAY 85	64,012	750	8,223	3,382	9,712	15	2,430	10,653
6 JUN. 85	68,672	700	8,791	3,637	11,791	9	2,949	11,739
7 JUL. 85	85,478	735	10,902	4,389	9,951	10	2,489	13,391
8 AUG. 85	87,228	835	11,150	4,577	9,915	17	2,481	13,631
9 SEP. 85	82,418	979	10,591	3,952	8,124	17	2,033	12,624
10 OCT. 85	75,760	977	9,758	3,877	6,570	21	1,645	11,403
11 NOV. 85	49,027	762	6,353	2,659	3,502	14	877	7,230
12 DEC. 85	47,977	1,764	6,518	2,741	3,631	15	910	7,427
=====								

1985 total 793,664 11,017 102,458 40,796 88,544 187 22,159 124,617

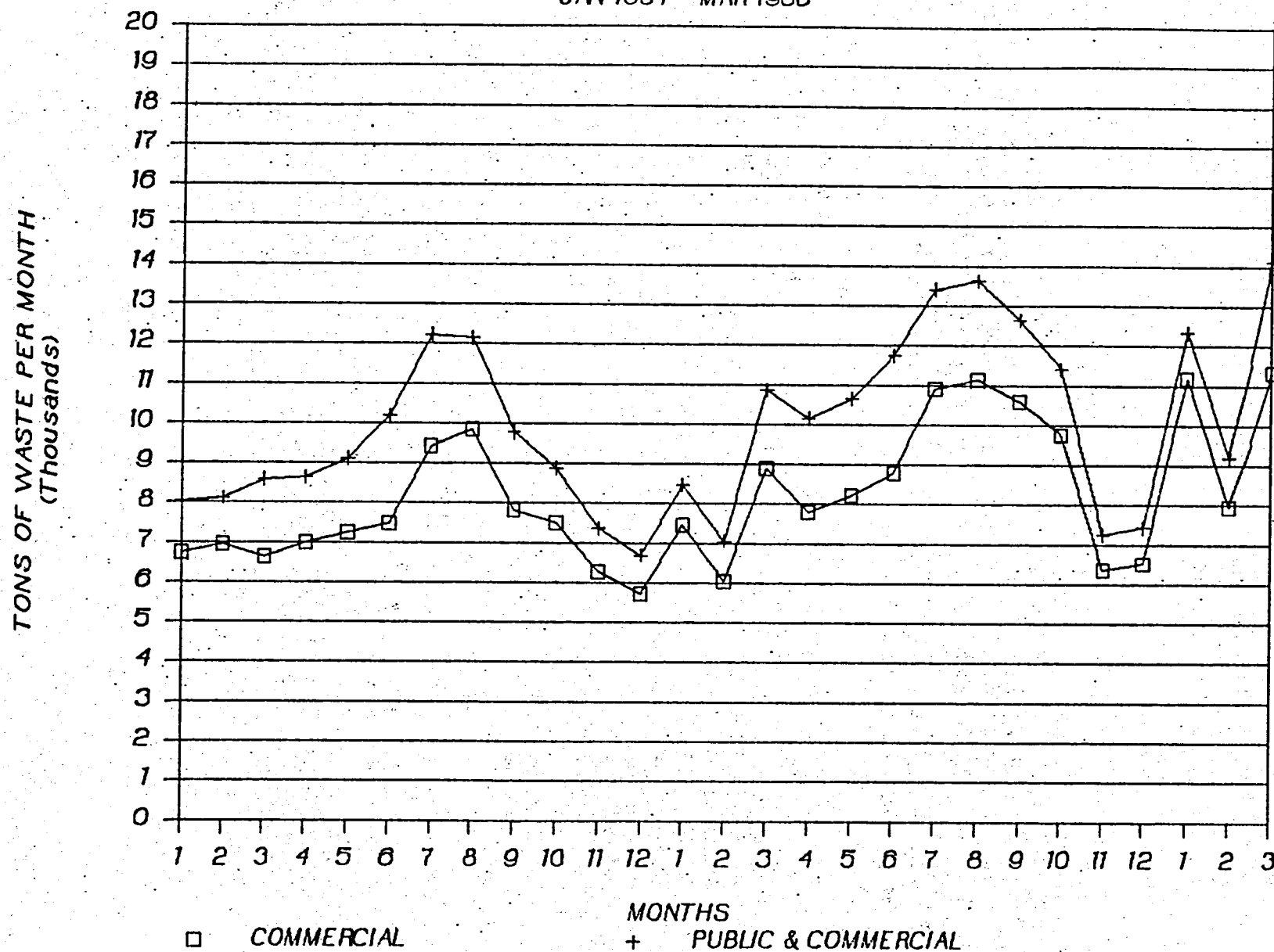
Average (per mo.) 66,139 918 8,538 3,400 7,379 16 1,847 10,385

1 JAN. 86	78,289	4,714	11,177	3,987	4,656	19	1,166	12,343
2 FEB. 86	57,418	2,599	7,944	3,063	4,999	15	1,252	9,196
3 MAR. 86	84,404	2,670	11,338	4,196	11,123	17	2,783	14,121

Total last 12 mo 841,299 18,215 110,536 43,495 93,368 187 23,365 133,901

KILLINGSWORTH FAST DISPOSAL WASTE FLOWS

JAN 1984 - MAR 1986



CONSIDERATION OF RESOLUTION NO. 86-654 AMENDING
THE FISCAL YEAR 1985-86 BUDGET AND APPROPRIATIONS

Date: June 17, 1986

Presented by: Jennifer Sims

FACTUAL BACKGROUND AND ANALYSIS

Several events have occurred in recent months which had unforeseen impacts on Metro's financial plans. These changes in plan will affect expenditures in the current fiscal year, in some cases to the extent that appropriations must be changed to accommodate them.

In all cases, the changes required can be accomplished by either reducing Contingency or by redirecting interfund transfers. No funds need to have their total appropriations increased, and in no case does the reduction in Contingency exceed 25 percent of the total fund appropriation. Therefore, TSCC action is not required.

The proposed budget changes result primarily from the following events:

1. At the Zoo, higher than expected attendance and early start up costs for the renovated Bear Walk Cafe are causing increased expenditure rates for Visitor Services Division.
2. Unanticipated building costs, both in amount and timing, require Materials and Services and some capital outlay increases in the Building Management and General funds.
3. Replacement of a microcomputer which was lost through burglary in the Public Affairs Department requires increased capital outlay.
4. The methane recovery project has incurred expenses that have not been offset by gas revenues. An interfund transfer from the Operating fund is required to offset them.
5. The decision for Metro to proceed with the convention center project necessitates some Personal Services expenditures in the current year and revisions to Materials and Services.

6. Insurance premiums have been slightly higher than expected.

These changes in circumstances result in the following detailed budget changes:

General Fund

- | | |
|---|-----------------|
| 1. Increase election costs to provide possible necessary additional appropriation in Management Services | \$10,000 |
| 2. Increase transfer to CTS fund to pay for convention center project staff and materials and service costs for June. | 20,000 |
| 3. Increase capital outlay to reflect increased Metro building improvements costs (\$11,000) and replacement of a stolen microcomputer (\$1,644). Metro improvements came in 4% over budget | 12,644 |
| 5. Decrease Contingency to meet the above requirements. | <u>(42,644)</u> |

Net Change in Requirements \$ 0

Zoo Operating Fund

- | | |
|--|----------|
| 1. Increase Visitor Services' Personal Services to compensate for increased attendance and timing problems, and reduce Contingency by the same amount. | \$81,482 |
|--|----------|

Solid Waste Funds

Methane

- | | |
|--|-----------------|
| 1. Transfer from Operating fund to meet budgeted requirements not covered by gas revenues. | 40,000 |
| 2. Reduce gas revenues by the amount obtained from the Operating fund. | <u>(40,000)</u> |

Operating

- | | |
|---|-----------------|
| 1. Transfer to Methane fund to cover budgeted requirements. | 40,000 |
| 2. Reduce Contingency to meet required transfer increases. | <u>(40,000)</u> |

Net Change \$ 0
(All Solid Waste Fund Requirements)

Building Management Fund

- | | | |
|----|---|----------|
| 1. | Increase Materials & Services to recognize higher costs of maintenance and repairs at the new building, and lease costs at the old building. | \$44,000 |
| 2. | Increase Capital outlay to reflect higher costs for tenant improvements. This extra cost will be reimbursed by the tenants as it exceeds the improvement allocations. | 6,000 |
| 3. | Reduce Contingency to accommodate the above expenditures. | (50,000) |

Net Change in Requirements \$ 0

Convention, Trade, and Spectator Facilities Fund

- | | | |
|----|--|----------|
| 1. | Transfer from General fund to pay estimated June costs of project team. | \$20,000 |
| 2. | Reduce contract services revenue to compensate for planned transfer. | (20,000) |
| 3. | Create Personal Services expenditure for project director and four staff for one month. | 18,282 |
| 4. | Create materials and services line items for supplies, equipment rental, ads, etc., for one month of operations. | 6,500 |
| 5. | Reduce contractual services which are not needed in order to cover personal services and other materials and services costs. | (24,832) |

Net Change in Requirements \$ 0

Insurance Fund

- | | | |
|----|---|----------|
| 1. | Increase insurance payments to reflect higher than expected premiums. Premiums exceeded the budget by 5%. | \$14,500 |
| 2. | Reduce Contingency to allow for increased expenditure above. | (14,500) |

Net Change in Requirements \$ 0

No other funds are affected by this amendment. The revised budget and appropriations schedules are attached as Exhibits A and B.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 86-654.

ES/sm
5750C/462-2
06/17/86

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING	)	RESOLUTION NO. 86-654
RESOLUTION NO. 85-562 AMENDING)	
THE FISCAL YEAR 1985-86 BUDGET	)	Introduced by the
AND APPROPRIATIONS	)	Executive Officer

WHEREAS, Resolution No. 85-562 adopted the FY 1985-86 Budget; and

WHEREAS, Various conditions exist which had not been ascertained at the time of the preparation of the FY 1985-86 Budget and a change in financial planning is required; now, therefore,

BE IT RESOLVED,

That Resolution No. 85-562, Exhibit "A" FY 1985-86 Budget, and Exhibit "B" Schedule of Appropriations, are hereby amended as shown in Exhibits "A" and "B" to this Resolution.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer

JS/sm
5750C/462-2
06/18/86

EXHIBIT A
CONVENTION, TRADE, AND SPECTATOR FACILITY FUND

	Current Budget	Revision	Proposed Budget
<u>Resources</u>			
Contract Services	370,000	(20,000)	350,000
Interest	20,000	0	20,000
Transfer from General Fund	10,000	20,000	30,000
Total	<u>400,000</u>	<u>0</u>	<u>400,000</u>
<u>Requirements</u>			
Personal Services			
CTS Director	0	4,725	4,725
Technical Manager	0	3,255	3,255
Senior Analyst	0	1,380	1,380
Management Analyst	0	2,324	2,324
Administrative Assistant	0	2,080	2,080
Fringe	<u>0</u>	<u>4,536</u>	<u>4,536</u>
Total Personal Services	0	18,282	18,282
Materials and Services			
Travel	0	2,000	2,000
Ads/Legal Notices	0	250	250
Meetings and Conferences	0	200	200
Equipment Rental	0	1,000	1,000
Office Supplies	0	100	100
Contract Services	252,200	(24,832)	227,368
Miscellaneous	0	500	500
Printing	<u>0</u>	<u>2,500</u>	<u>2,500</u>
Total Materials and Services	252,200	(18,282)	233,918
Transfer to IRC Fund	50,000	0	50,000
Contingency	<u>97,800</u>	<u>0</u>	<u>97,800</u>
Total Fund	\$400,000	0	\$400,000

JS/sm
4754C/227-24
06/18/86

GENERAL FUND
FINANCE & ADMINISTRATION
Management Services

	Current Budget	Revision	Proposed Budget
Personal Services	265,093	0	265,093
Materials & Services			
Elections	30,000	10,000	40,000
All Other Accounts	<u>210,165</u>	<u>0</u>	<u>210,165</u>
Subtotal	240,165	10,000	250,165
Capital Outlay			
Leasehold Improvements	<u>264,000</u>	<u>11,000</u>	<u>275,000</u>
Subtotal	264,000	11,000	275,000
Total Division	769,258	21,000	790,258

JS/sm
4754C/227-7
06/18/86

GENERAL FUND
PUBLIC AFFAIRS

	<u>Current Budget</u>	<u>Revision</u>	<u>Proposed Budget</u>
Personal Services	250,487	0	250,487
Materials & Services	44,990	0	44,990
Capital Outlay Office Furniture and Equipment	<u>9,350</u>	<u>1,644</u>	<u>10,994</u>
Total Department	304,827	1,644	306,471

JS/sm
4754C/227-8
06/18/86

GENERAL FUND
TRANSFERS & CONTINGENCY

	Current Budget	Revision	Proposed Budget
Transfer to Building Management Fund	33,820	0	33,820
Transfer to Intergovernmental Resource Fund	924,589	0	924,589
Transfer to CTS Fund	10,000	20,000	30,000
Contingency	74,667	(42,644)	32,023
Total	1,043,076	(22,644)	1,020,432
Unappropriated Fund Balance	<u>79,801</u>	<u>0</u>	<u>79,801</u>
Total General Fund	3,064,054	0	3,064,054

JS/sm
4754C/227-10
06/18/86

BUILDING MANAGEMENT FUND

Description	Current Budget	Revision	Revised Budget
<u>Personal Services</u>	38,155	0	38,155
<u>Materials & Services</u>			
Advertising	1,000	0	1,000
Supplies	1,000	2,500	3,500
Real Property Taxes	33,000	0	33,000
Utilities - Electric	66,000	5,500	71,500
Utilities - Water	1,980	0	1,980
Utilities - Gas	44,400	0	44,400
Telephone	10,000	2,000	12,000
Maintenance & Repair-Building	20,050	21,000	41,050
Contractual Services	88,150	0	88,150
Lease - Building	356,392	13,000	369,392
Total Materials & Services	621,972	44,000	665,972
<u>Capital Outlay</u>			
Leasehold Improvements	119,000	6,000	125,000
Total Capital Outlay	119,000	6,000	125,000
<u>Transfers & Contingency</u>			
Contingency	50,000	(50,000)	0
Total Transfers & Contingency	50,000	(50,000)	0
Total Fund	829,127	0	829,127

JS/sm
4754C/227-11
06/18/86

ZOO OPERATING

	Current Budget	Revision	Proposed Budget
<u>Visitor Services</u>			
Personal Services	595,590	81,482	677,072
Materials & Services	482,989	0	482,989
Capital Outlay	25,480	0	25,480
Total	<u>1,104,059</u>	<u>81,482</u>	<u>1,185,541</u>
Contingency	100,000	(81,482)	18,518
All Other Accounts	8,616,157	0	8,616,157
Total Zoo Operating	<u>9,820,216</u>	<u>0</u>	<u>9,820,216</u>

JS/sm
4754C/227-12/13
06/18/86

**ST. JOHNS LANDFILL
(For Information Only)**

	<u>Current Budget</u>	<u>Revision</u>	<u>Proposed Budget</u>
Personal Services	253,860	0	253,860
Materials & Services	4,695,825	0	4,695,825
Capital Outlay	116,000	0	116,000
Transfers			
To Methane Fund	0	40,000	40,000
All Other Accounts	<u>1,900,373</u>	<u>0</u>	<u>1,900,373</u>
Subtotal Transfers	<u>1,903,373</u>	<u>40,000</u>	<u>1,940,373</u>
Contingency	<u>227,242</u>	<u>(40,000)</u>	<u>187,242</u>
Total Program	7,193,300	0	7,193,300

JS/sm
4754C/227-19
06/18/86

ST. JOHNS METHANE RECOVERY FUND

	Current Budget	Revision	Proposed Budget
<u>Resources</u>			
Transfer from S.W. Operating	0	\$40,000	\$40,000
Gas Revenues	<u>\$136,000</u>	<u>(40,000)</u>	<u>96,000</u>
Total Fund	\$136,000	0	\$136,000

JS/gl
4754C/227-33
06/18/86

INSURANCE FUND

	Current Budget	Revision	Proposed Budget
<u>Requirements</u>			
Insurance	283,797	14,500	298,297
Contractual Services	6,000	0	6,000
Contingency	31,350	(14,500)	16,850
Total	<u>321,147</u>	<u>0</u>	<u>321,147</u>

JS/sm
4754C/227-30
06/18/86

EXHIBIT B

SCHEDULE OF APPROPRIATIONS

	<u>Current Appropriation</u>	<u>Revision</u>	<u>Revised Appropriation</u>
<u>GENERAL FUND</u>			
Council			
Personal Services	\$ 70,247	-0-	\$ 70,247
Materials & Services	58,420	-0-	58,420
Capital Outlay	-0-	-0-	-0-
Subtotal	<u>\$128,667</u>	<u>-0-</u>	<u>\$128,667</u>
Executive Management			
Personal Services	\$262,863	-0-	\$ 262,863
Materials & Services	26,245	-0-	26,245
Capital Outlay	-0-	-0-	-0-
Subtotal	<u>\$289,108</u>	<u>-0-</u>	<u>\$289,108</u>
Finance & Administration			
Personal Services	\$605,997	-0-	\$605,997
Materials & Services	344,128	\$10,000	354,128
Capital Outlay	268,450	11,000	279,450
Subtotal	<u>\$1,218,575</u>	<u>\$21,000</u>	<u>\$1,239,575</u>
Public Affairs			
Personal Services	\$250,487	-0-	\$250,487
Materials & Services	44,990	-0-	44,990
Capital Outlay	9,350	1,644	10,994
Subtotal	<u>\$304,827</u>	<u>1,644</u>	<u>\$306,471</u>
General Expense			
Contingency	\$ 74,667	(\$42,644)	\$ 32,023
Transfers	968,409	20,000	988,409
Subtotal	<u>\$1,043,076</u>	<u>(\$22,644)</u>	<u>\$1,020,432</u>
Unappropriated Balance	\$79,801	-0-	\$79,801
Total General Fund Requirements	\$3,064,054	-0-	\$3,064,054
<u>INTERGOVERNMENTAL RESOURCE CENTER FUND</u>			
Personal Services	\$ 910,360	-0-	\$ 910,360
Materials & Services	251,800	-0-	251,800
Capital Outlay	3,800	-0-	3,800
Transfers	960,601	-0-	960,601
Contingency	<u>51,051</u>	<u>-0-</u>	<u>51,051</u>
Total Intergovernmental Resource Center Fund Requirements	\$2,177,612	-0-	\$2,177,612

	<u>Current Appropriation</u>	<u>Revision</u>	<u>Revised Appropriation</u>
<u>BUILDING MANAGEMENT FUND</u>			
Personal Services	\$ 38,155	\$ -0-	\$ 38,155
Materials & Services	621,972	44,000	665,972
Capital Outlay	119,000	6,000	125,000
Contingency	<u>50,000</u>	<u>(50,000)</u>	<u>-0-</u>
Total Building Management Fund Requirements	\$829,127	-0-	\$829,127
<u>TRANSPORTATION TECHNICAL ASSISTANCE FUND</u>			
Materials & Services	<u>\$86,817</u>	<u>-0-</u>	<u>\$86,817</u>
Total Transportation Technical Assistance Fund Requirements	\$86,817	-0-	\$86,817
<u>CRIMINAL JUSTICE ASSISTANCE FUND</u>			
Materials & Services	<u>\$3,500</u>	<u>-0-</u>	<u>\$3,500</u>
Total Criminal Justice Assistance Fund Requirements	\$3,500	-0-	\$3,500
<u>SEWER ASSISTANCE FUND</u>			
Materials & Services	<u>\$1,445,665</u>	<u>-0-</u>	<u>\$1,445,665</u>
Total Sewer Assistance Fund Requirements	\$1,445,665	-0-	\$1,445,665
<u>ZOO OPERATING FUND</u>			
Personal Services	\$3,227,067	\$81,482	\$3,308,549
Materials & Services	1,804,292	-0-	1,804,292
Capital Outlay	417,419	-0-	417,419
Transfers	3,296,438	-0-	3,296,438
Contingency	100,000	(81,482)	18,518
Unappropriated Balance	<u>975,000</u>	<u>-0-</u>	<u>975,000</u>
Total Zoo Operating Fund Requirements	\$9,820,216	-0-	\$9,820,216
<u>ZOO CAPITAL FUND</u>			
Capital Projects	\$5,872,221	-0-	\$5,872,221
Unappropriated Balance	<u>2,823,381</u>	<u>-0-</u>	<u>2,823,381</u>
Total Zoo Capital Fund Requirements	\$8,695,602	-0-	\$8,695,602

	<u>Current Appropriation</u>	<u>Revision</u>	<u>Revised Appropriation</u>
<u>INSURANCE FUND</u>			
Materials & Services	\$289,797	\$14,500	\$304,297
Contingency	<u>31,350</u>	<u>(14,500)</u>	<u>16,850</u>
Total Insurance Fund Requirements	\$321,147	-0-	\$321,147
<u>SOLID WASTE OPERATING FUND</u>			
Personal Services	\$ 924,643	-0-	\$ 924,643
Materials & Services	8,035,480	-0-	8,035,480
Capital Outlay	242,890	-0-	242,890
Transfers	3,968,381	40,000	4,008,381
Contingency	738,293	(40,000)	698,293
Unappropriated Balance	<u>63,333</u>	<u>-0-</u>	<u>63,333</u>
Total Solid Waste Operating Fund Requirements	\$13,973,020	-0-	\$13,973,020
<u>SOLID WASTE CAPITAL FUND</u>			
Capital Projects	\$5,580,000	-0-	\$5,580,000
Transfers	<u>103,000</u>	<u>-0-</u>	<u>103,000</u>
Total Solid Waste Capital Fund Requirements	\$5,683,000	-0-	\$5,683,000
<u>SOLID WASTE DEBT SERVICE FUND</u>			
Materials & Services	<u>\$1,301,950</u>	<u>-0-</u>	<u>\$1,301,950</u>
Total Solid Waste Debt Service Fund Requirements	\$1,301,950	-0-	\$1,301,950
<u>ST. JOHNS RESERVE FUND</u>			
Unappropriated Balance	<u>\$1,102,700</u>	<u>-0-</u>	<u>\$1,102,700</u>
Total St. Johns Reserve Fund Requirements	\$1,102,700	-0-	\$1,102,700
<u>ST. JOHNS FINAL IMPROVEMENTS FUND</u>			
Capital Projects	\$ 535,000	-0-	\$ 535,000
Contingency	150,000	-0-	150,000
Unappropriated Balance	<u>759,000</u>	<u>-0-</u>	<u>759,000</u>
Total St. Johns Final Improvement Fund Requirements	\$1,444,000	-0-	\$1,444,000

	<u>Current Appropriation</u>	<u>Revision</u>	<u>Revised Appropriation</u>
<u>ST. JOHNS METHANE RECOVERY FUND</u>			
Personal Services	\$ 29,503	-0-	\$ 29,503
Materials & Services	46,024	-0-	46,024
Contingency	<u>60,473</u>	<u>-0-</u>	<u>60,473</u>
Total St. Johns Methane Recovery Fund Requirements	\$136,000	-0-	\$136,000
<u>REHABILITATION & ENHANCEMENT FUND</u>			
Materials & Services	<u>333,270</u>	<u>-0-</u>	<u>\$333,270</u>
Total Rehabilitation & Enhancement Fund Requirements	333,270	-0-	\$333,270
<u>CONVENTION TRADE, AND SPECTATOR FACILITY FUND</u>			
Personal Services	\$ -0-	\$ 18,282	\$ 18,282
Materials & Services	252,200	(18,282)	233,918
Transfer to IRC Fund	50,000	-0-	50,000
Contingency	<u>97,800</u>	<u>-0-</u>	<u>97,800</u>
Total Convention Center, Trade and Spectator Facility Fund Requirements	\$400,000	-0-	\$400,000

JS/sm
4666C/227-2/6
06/18/86

STAFF REPORT

Agenda Item No. 8.4

Meeting Date June 26, 1986

CONSIDERATION OF RESOLUTION NO. 86-659 ADOPTING
THE FY 1986-87 BUDGET AND APPROPRIATIONS SCHEDULE

Date: June 18, 1986

Presented by: Jennifer Sims

FACTUAL BACKGROUND AND ANALYSIS

Consideration of Resolution No. 86-659 is the final step of the Council in adopting the FY 1986-87 Budget. The annual budget is a key policy document and management tool for the organization. Through the budget process, department work programs are established and authorized spending levels are set. Oregon Budget Law (ORS 294.635) requires that Metro submit its budget to the Tax Supervising and Conservation Commission (TSCC). The TSCC held a hearing on the approved budget on June 9, 1986. The TSCC will certify the budget for adoption noting any objections or recommendations.

Based on more current information, three types of amendments are proposed to the Approved Budget. The details, rationale and dollar impact are described below. The specific changes are indicated in Attachment 1 of this report.

1. Current financial reports indicate that two fund balance estimates should be revised.

	<u>Current Approved Budget</u>	<u>Proposed</u>	<u>Difference</u>
Solid Waste Operating	\$2,667,000	\$3,167,000	\$500,000
Zoo Operating	1,228,349	1,665,349	437,000

The Zoo Operating Fund balance was projected near the \$1.5 million level earlier this year. In fact, the Zoo Capital Fund budget reflects the anticipated transfer from operating assuming the higher fund balance. The most recent projection is based on May financial reports. The amount not transferred to capital is placed in operating contingency.

Solid Waste has experienced higher than projected waste flows resulting in increased disposal revenues. These funds will be carried over as additional fund balance and budgeted as contingency in the St. Johns Landfill program.

2. Unappropriated balances must be maintained for the required penalty payment should Metro not appropriate funds for the office space lease.

The penalty for FY 1986-87 would be \$190,000. This cost has been allocated to the Solid Waste Operating, Zoo Operating and General Funds. The Solid Waste Operating Fund's one-third share was inadvertently not budgeted. A reduction in contingency is proposed to cover this item as unappropriated balance.

3. The Convention, Trade, and Spectator Facilities (CTS) Fund must be amended to reflect Metro's role in the project.

Since the budget was approved, Metro has assumed a new role in the CTS project. Proposed revisions reflect current best estimates of needs through December 1986 (approximately through the election phase). It is anticipated that a supplemental budget, including TSCC review will be necessary. This will be prepared and presented for Council consideration when better information is available.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends that the Council adopt Resolution No. 86-659 including proposed amendments.

JS/gl
2927B/236-3
06/18/86

Zoo: Transfers & Contingency

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Transfers, Contingency, Unappropriated Balance											
418,280	494,223		488,024	9100	Transfer to General Fund		497,274		497,274		
0	0		126,023	9130	Transfer to Building Mgmt Fund		93,581		93,581		
0	0		234,268	9150	Transfer to Insurance Fund		256,764		256,764		
3,395,978	1,958,681		2,448,123	9200	Transfer to Zoo Capital Fund		2,045,269		2,045,269		2,316,920
0	0		100,000	9700	Contingency		346,011		356,011		521,360
1,327,102	1,912,822		975,000		Unappropriated Fund Balance		531,091		531,091		
5,141,360	4,365,726		4,371,438		Total Trans., Contin., Unappr. Fund Bal		3,769,990		3,779,990		4,216,990
9,523,749	9,283,678	122.75	9,820,216		TOTAL EXPENDITURES	131.20	9,632,569	131.20	9,632,569		10,069,569

Zoo Revenue

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
20-XX Zoo Revenue											
					Resources						
2,050,668	1,327,101		1,836,739	4300	Fund Balance-Beginning		1,228,349		1,228,349		1,665,349
28,154	66,065		50,000	5100	Federal Grants		25,000		25,000		
4,545,742	4,584,450		4,550,000	5200	Taxes-Current Year		4,550,000		4,550,000		
406,520	428,313		473,100	5210	Taxes-Prior Year		460,000		460,000		
977,348	1,202,204		1,244,150	5300	Admissions		1,426,000		1,426,000		
740,120	881,247		845,625	5310	Concessions, Food		976,800		976,800		
258,892	273,694		305,400	5320	Concessions, Non-Food		395,300		395,300		
2,836	2,375		0	5330	Vending		0		0		
15,509	17,630		14,900	5340	Rentals, Strollers		16,000		16,000		
80	0		0	5350	Rentals, Building		0		0		
225,298	222,732		238,400	5360	Railroad Rides		248,000		248,000		
27,749	43,003		44,850	5370	Tuition and Lectures		58,850		58,850		
30,550	18,874		45,000	5380	Zoo Parents		32,500		32,500		
9,663	20,305		15,000	5390	Donations and Bequests		54,000		54,000		
11,690	4,799		15,000	5400	Sale of Animals		10,000		10,000		
2,633	1,000		2,600	5410	Sale of Equipment		4,000		4,000		
121,452	126,265		135,000	5600	Interest on Investments		99,870		99,870		
68,845	63,622		4,452	5670	Miscellaneous Income		47,900		47,900		
9,523,749	9,283,678		9,820,216		Total Resources		9,632,569		9,632,569		10,069,569

Solid Waste: Transfers & Contingency

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Transfers, Contingency, Unappropriated Balance											
635,610	797,546		645,292	9100	Transfer to General Fund		835,120		835,120		
0	0		298,954	9130	Transfer to Building Mgmt Fund		237,783		237,783		
0	0		54,185	9150	Transfer to Insurance Fund		65,769		65,769		
823,561	817,530		1,301,950	9320	Transfer to Solid Waste Debt		1,207,100		1,207,100		
689,600	75,000		218,000	9330	Transfer to Solid Waste Cap.		130,000		130,000		
171,800	171,800		478,000	9340	Transfer to Solid Waste Reser.		329,200		329,200		
0	520,000		645,000	9350	Transfer to St Johns Final Im.		554,500		554,500		
0	0		322,000	9680	Transfer to Rehab & Enhance.		287,840		287,840		
0	5,000		5,000	9400	Transfer to IRC Fund		5,000		5,000		
0	0		738,293	9700	Contingency		2,267,307		2,267,307		2,703,974
1,420,876	2,951,873		63,333		Unappropriated Fund Balance		0		0		63,333
<u>3,741,447</u>	<u>5,338,749</u>		<u>4,770,007</u>		Total Trans., Contin., Unappr. Fund Bal		<u>5,919,619</u>		<u>5,919,619</u>		<u>6,419,619</u>
9.887.788	12,128,771	30.64	13,973,020		TOTAL EXPENDITURES	35.84	14,769,105	35.84	14,769,105		15,269,105

Solid Waste Revenue

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
30-XX SW Revenue											
				Resources							
534,329	1,420,876		2,600,000	4300	Fund Balance-Beginning		2,667,000		2,667,000		3,167,000
960	500		570	5020	Documents and Publications		280		280		
0	2,020		4,200	5320	Concessions, Non-Food		4,200		4,200		
0	0		30,000	5480	Special Waste Fee		62,300		62,300		
6,222,062	5,549,850		4,974,600	5500	Disposal Fees-Commercial		4,157,940		4,157,940		
1,113,196	932,556		754,950	5505	Disposal Fees-Public		746,880		746,880		
1,138,662	1,326,969		1,201,200	5510	User Fees-Commercial		1,942,920		1,942,920		
167,821	172,375		145,800	5515	User Fees-Public		193,515		193,515		
623,987	1,604,579		2,144,000	5520	Regional Transfer Chg.-Commercial		2,451,540		2,451,540		
22,058	410,926		537,300	5525	Regional Transfer Chg.-Public		672,210		672,210		
0	454,018		524,500	5530	Convenience Chg.-Commercial		678,000		678,000		
7,734	82,720		71,100	5535	Convenience Chg.-Public		105,600		105,600		
0	0		0	5540	Rehab. & Enhance. Fee-Commercial		264,500		264,500		
0	0		0	5545	Rehab. & Enhance. Fee-Public		23,340		23,340		
0	0		861,000	5550	State Landfill Siting Fee-Commercial		529,000		529,000		
0	0		0	5555	State Landfill Siting Fee-Public		46,680		46,680		
675	1,200		800	5580	Franchise Fees		1,200		1,200		
16,967	23,960		24,000	5590	Salvage Revenue		12,000		12,000		
24,245	116,766		91,000	5600	Interest on Investments		105,000		105,000		
10,183	8,902		8,000	5610	Finance Charges		8,000		8,000		
4,909	20,554		0	5670	Miscellaneous Income		97,000		97,000		
9,887,788	12,128,771		13,973,020	Total Resources			14,769,105		14,769,105		15,269,105

Solid Waste: St. Johns Landfill

HISTORICAL DATA				FOR INFORMATION ONLY							
ACTUAL \$		FY 1985-86		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY	FY	BUDGET									
1983-84	1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Capital Outlay											
0	0		5,000	8510	Buildings, Exhibits, Enclosure		10,000		10,000		
0	0		82,000	8550	Equipment & Vehicles		50,000		50,000		
495	235		29,000	8570	Office Furniture & Equipment		2,000		2,000		
495	235		116,000		Total Capital Outlay		62,000		62,000		
Transfers, Contingency, Unappropriated Balance											
92,890	184,762		161,188	9100	Transfer to General Fund		212,000		212,000		
0	0		73,673	9130	Transfer to Building Mgmt Fund		59,500		59,500		
0	0		12,639	9150	Transfer to Insurance Fund		16,500		16,500		
0	205,508		207,873	9320	Transfer to Solid Waste Debt		215,000		215,000		
0	171,800		478,000	9340	Transfer to Solid Waste Reser.		329,200		329,200		
0	520,000		645,000	9350	Transfer to St Johns Final Im.		554,500		554,500		
0	0		322,000	9680	Transfer to Rehab & Enhance.		287,840		287,840		
0	0		227,242	9700	Contingency		1,261,672		1,261,672		1,761,672
92,890	1,082,070		2,127,615		Total Trans., Contin., Unappr. Fund Bal		2,936,212		2,936,212		3,436,212
3,993,650	5,409,371	9.67	7,193,300		TOTAL EXPENDITURES	10.66	7,012,460	10.66	7,012,460		7,512,460

Solid Waste: Management & Administration

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		FOR INFORMATION ONLY ----- PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
146	0		1,500	7150	Printing		500		500		
0	68		0	7230	Telephone		360		360		
26	35		300	7300	Postage		1,600		1,600		
0	0		300	7310	Maintenance & Repair-Buildings		0		0		
0	0		0	7330	Maintenance & Repair-Equipment		6,700		6,700		
1,438	3,971		3,720	7410	Supplies- Office		7,200		7,200		
0	0		0	7450	Supplies-Other		250		250		
4,037	9,235		17,500	7500	Contractual Services		1,500		1,500		
0	271		1,740	7520	Data Processing		16,600		16,600		
396	0		250	7900	Miscellaneous		0		0		
11,555	18,754		36,160		Total Materials & Services		52,610		52,610		
					Capital Outlay						
1,482	9,295		17,090	8570	Office Furniture & Equipment		15,400		15,400		
1,482	9,295		17,090		Total Capital Outlay		15,400		15,400		
					Transfers, Contingency, Unappropriated Balance						
445,800	450,663		322,932	9100	Transfer to General Fund		430,120		430,120		
0	0		153,667	9130	Transfer to Building Mgmt Fund		122,683		122,683		
0	0		30,332	9150	Transfer to Insurance Fund		33,869		33,869		
0	355,832		363,004	9320	Transfer to Solid Waste Debt		366,800		366,800		
0	5,000		5,000	9400	Transfer to IRC Fund		5,000		5,000		
0	0		45,957	9700	Contingency		298,283		298,283		234,950
0	0		63,333		Unappropriated Fund Balance		0		0		63,333
445,800	811,495		984,225		Total Trans., Contin., Unappr. Fund Bal		1,256,755		1,256,755		
597,774	934,246	2.77	1,126,454		TOTAL EXPENDITURES	3.19	1,429,642	3.19	1,429,642		

Convention, Trade & Spectator Facilities Fund

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Transfers, Contingency, Unappropriated Balance											
0	0		50,000	9400	Transfer to IRC Fund		50,000		50,000		0
0	0		97,800	9700	Contingency		50,000		50,000		52,630
0	0		147,800				100,000		100,000		52,630
TOTAL REQUIREMENTS							400,000		400,000		400,000

HISTORICAL DATA ACTUAL \$		FY 1985-86 BUDGET		PROPOSED BUDGET FY 1986-87				APPROVED		REVISED	
FY 1983-84	FY 1984-85	FTE	AMOUNT	ACCOUNT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
45-XX											
CTS											
<u>RESOURCES</u>											
0	0	0	5225	Hotel-Motel Tax	0	0	350,000				
0	0	370,000	5130	Contract Services	370,000	370,000	50,000				
0	0	20,000	5600	Interest on Investments	30,000	30,000	0				
0	0	10,000	5810	Transfer from Gen'l fund	0	0	0				
0	0	400,000		TOTAL RESOURCES	400,000	400,000	400,000				
<u>REQUIREMENTS</u>											
Personnel Services											
0	0	0	6010	CTS Director	0	0	28,350				
0	0	0	6030	Technical Manager	0	0	19,530				
0	0	0	6070	Senior Analyst	0	0	16,800				
0	0	0		Management Analyst	0	0	13,944				
0	0	0	6180	Administrative Assistant	0	0	12,480				
0	0	0	6700	Fringe	0	0	30,066				
0	0	0		Total Personnel Services	0	0	121,170				
Materials & Services											
0	0	0	7100	Travel	0	0	7,000				
0	0	0	7140	Ads & Legal Notices	0	0	1,500				
0	0	0	7110	Meetings & Conferences	0	0	1,200				
0	0	0	7150	Printing	0	0	3,000				
0	0	0	7300	Postage	0	0	2,000				
0	0	0	7360	Equipment Rental	0	0	7,000				
0	0	0	7410	Supplies-Office	0	0	1,500				
0	0	252,200	7500	Contractual Services	300,000	300,000	200,000				
0	0	0	7900	Miscellaneous	0	0	3,000				
0	0	252,200		Total Material & Services	300,000	300,000	226,200				

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ADOPTING THE	)	RESOLUTION NO. 86-659
ANNUAL BUDGET FOR FISCAL YEAR)	
1986-87, MAKING APPROPRIATIONS	)	Introduced by
FROM FUNDS OF THE DISTRICT IN	)	Executive Officer
ACCORDANCE WITH SAID ANNUAL)	
BUDGET, AND LEVYING AD VALOREM)	
TAXES)	

WHEREAS, The Multnomah County Tax Supervising and Conservation Commission (TSCC) held its public hearing June 9, 1986, on the annual budget of the Metropolitan Service District (Metro) for the fiscal year beginning July 1, 1986, and ending June 30, 1987; and

WHEREAS, Recommendations from the TSCC have been received by Metro (attached as Exhibit A and hereby incorporated herein) and have been acted upon, as reflected in the Budget and in the Schedule of Appropriations; now, therefore,

BE IT RESOLVED,

1. The "FY 1986-87 Budget of the Metropolitan Service District" as attached hereto as Exhibit "B," and the schedule of appropriations attached as Exhibit "C" to this Resolution are hereby adopted.

2. The Council of the Metropolitan Service District does hereby levy ad valorem taxes as provided in the budget adopted by Section 1 of this Resolution in the amount of FIVE MILLION (\$5,000,000) DOLLARS for the Zoo Operations and Capital funds, said levy being a three-year serial levy outside the six percent constitutional limit approved by District voters on May 15, 1984, said taxes to be levied upon taxable properties within the Metropolitan Service District as of 1:00 a.m., January 1, 1986.

3. In accordance with Section 2.02.125 the Council hereby authorizes expenditures and personnel positions in accordance with the Annual Budget adopted by Section 1 of this Resolution, and hereby appropriates funds for the fiscal year beginning July 1, 1986, from the funds and for the purposes listed in the Schedule of Appropriations, Exhibit "C."

4. The Executive Officer shall make the following filings as provided by ORS 294.555 and ORS 310.060:

1. Multnomah County Assessor

- 1.1 An original and one copy of the Notice of Levy marked Exhibit "D," attached hereto and made a part of this Resolution.
- 1.2 Two copies of the budget document adopted by Section 2 of this Resolution.
- 1.3 A copy of the Notice of Publication required by ORS 294.421.
- 1.4 Two copies of this resolution.

2. Clackamas and Washington County Assessor and Clerk

- 2.1 A copy of the Notice of Levy marked Exhibit "D."
- 2.2 A copy of the budget document adopted by Section 2 of this Resolution.
- 2.3 A copy of this resolution.
- 2.4 A copy of the Notice of Publication required by ORS 294.421.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer

JS/gl
2927B/236-3
06/18/86

EXHIBIT C

SCHEDULE OF APPROPRIATIONS

<u>GENERAL FUND</u>	<u>Approved Appropriation FY 1986-87.</u>	<u>Proposed Appropriation for Adoption FY 1986-87</u>
Council		
Personal Services	\$ 73,443	\$ 73,443
Materials & Services	59,020	59,020
Capital Outlay	-0-	-0-
Subtotal	<u>\$132,463</u>	<u>\$132,463</u>
Executive Management		
Personal Services	\$335,714	\$335,714
Materials & Services	102,017	102,017
Capital Outlay	2,442	2,442
Subtotal	<u>\$440,173</u>	<u>\$440,173</u>
Finance & Administration		
Personal Services	\$ 647,259	\$ 647,259
Materials & Services	401,079	401,079
Capital Outlay	9,200	9,200
Subtotal	<u>\$1,057,538</u>	<u>\$1,057,538</u>
Public Affairs		
Personal Services	\$286,572	\$286,572
Materials & Services	48,181	48,181
Capital Outlay	3,409	3,409
Subtotal	<u>\$338,162</u>	<u>\$338,162</u>
General Expense		
Contingency	\$102,792	\$102,792
Transfers	760,828	760,828
Subtotal	<u>\$863,620</u>	<u>\$863,620</u>
Unappropriated Balance	\$63,334	\$63,334
Total General Fund Requirements	\$2,895,290	\$2,895,290
<u>INTERGOVERNMENTAL RESOURCE CENTER FUND</u>		
Personal Services	\$ 887,886	\$ 887,886
Materials & Services	152,854	152,854
Capital Outlay	1,000	1,000
Transfers	791,190	791,190
Contingency	34,970	34,970
Unappropriated Balance	<u>16,750</u>	<u>16,750</u>
Total Intergovernmental Resource Center Fund Requirements	\$1,884,650	\$1,884,650

	Approved Appropriation FY 1986-87	Proposed Appropriation for Adoption FY 1986-87
<u>BUILDING MANAGEMENT FUND</u>		
Personal Services	\$ 27,530	\$ 27,530
Materials & Services	487,962	487,962
Capital Outlay	181,026	181,026
Contingency	<u>75,000</u>	<u>75,000</u>
Total Building Management Fund Requirements	\$771,518	\$771,518
<u>ZOO OPERATING FUND</u>		
Personal Services	\$3,352,076	\$3,352,076
Materials & Services	2,078,321	2,078,321
Capital Outlay	422,182	422,182
Transfers	2,892,888	3,164,539
Contingency	356,011	521,360
Unappropriated Balance	<u>531,091</u>	<u>531,091</u>
Total Zoo Operating Fund Requirements	\$9,632,569	\$10,069,569
<u>ZOO CAPITAL FUND</u>		
Personal Services	\$ 47,166	\$ 47,166
Capital Projects	5,962,820	5,962,820
Contingency	271,651	271,651
Unappropriated Balance	<u>2,583,760</u>	<u>2,583,760</u>
Total Zoo Capital Fund Requirements	\$8,865,397	\$8,865,397
<u>SOLID WASTE OPERATING FUND</u>		
Personal Services	\$ 1,081,366	\$ 1,081,366
Materials & Services	7,679,320	7,679,320
Capital Outlay	88,800	88,800
Transfers	3,652,312	3,652,312
Contingency	2,267,307	2,703,974
Unappropriated Balance	<u>-0-</u>	<u>63,333</u>
Total Solid Waste Operating Fund Requirements	\$14,769,105	\$15,269,105
<u>SOLID WASTE CAPITAL FUND</u>		
Capital Projects	<u>\$6,080,000</u>	<u>\$6,080,000</u>
Total Solid Waste Capital Fund Requirements	\$6,080,000	\$6,080,000

	Approved Appropriation FY 1986-87	Proposed Appropriation for Adoption FY 1986-87
<u>SOLID WASTE DEBT SERVICE FUND</u>		
Materials & Services	<u>\$1,207,100</u>	<u>\$1,207,100</u>
Total Solid Waste Debt Service Fund Requirements	\$1,207,100	\$1,207,100
<u>ST. JOHNS RESERVE FUND</u>		
Unappropriated Balance	<u>\$1,550,700</u>	<u>\$1,550,700</u>
Total St. Johns Reserve Fund Requirements	\$1,550,700	\$1,550,700
<u>ST. JOHNS FINAL IMPROVEMENTS FUND</u>		
Capital Projects	\$ 805,000	\$ 805,000
Contingency	85,000	85,000
Unappropriated Balance	<u>1,534,500</u>	<u>1,534,500</u>
Total St. Johns Final Improvement Fund Requirements	\$2,424,500	\$2,424,500
<u>ST. JOHNS METHANE RECOVERY FUND</u>		
Personal Services	\$ 7,295	\$ 7,295
Materials & Services	13,400	13,400
Unappropriated Balance	<u>16,305</u>	<u>16,305</u>
Total St. Johns Methane Recovery Fund Requirements	\$37,000	\$37,000
<u>CONVENTION, TRADE, SPECTATOR FACILITY FUND</u>		
Personal Services	\$ -0-	\$121,170
Materials & Services	300,000	226,200
Transfers	50,000	-0-
Contingency	<u>50,000</u>	<u>52,630</u>
Total Convention, Trade, Spectator Facility Fund Requirements	\$400,000	\$400,000
<u>SEWER ASSISTANCE FUND</u>		
Materials & Services	<u>\$856,689</u>	<u>\$856,689</u>
Total Sewer Assistance Fund Requirements	\$856,689	\$856,689

	<u>Approved Appropriation FY 1986-87</u>	<u>Proposed Appropriation for Adoption FY 1986-87</u>
<u>INSURANCE FUND</u>		
Materials, & Services	\$317,204	\$317,204
Contingency	<u>60,000</u>	<u>60,000</u>
Total Insurance Fund Requirements	\$377,204	\$377,204
<u>REHABILITATION & ENHANCEMENT FUND</u>		
Materials & Services	\$472,185	\$472,185
Contingency	<u>157,395</u>	<u>157,395</u>
Total Rehabilitation & Enhancement Fund	\$629,580	\$629,580
<u>TRANSPORTATION TECHNICAL ASSISTANCE FUND</u>		
Materials & Services	<u>\$48,067</u>	<u>\$48,067</u>
Total Transportation Technical Assistance Fund Requirements	\$48,067	\$48,067

JS/sm
6182B/277
06/18/86

FORM
LB-50

NOTICE OF PROPERTY TAX LEVY

1986

To assessor of _____ County

• File no later than JULY 15.

• Be sure to read the instructions on page 2, Property Tax Certification Forms and Instructions booklet.

On July 1, 19 86, the Council

Governing Body

of Metropolitan Service District Multnomah, Washington County, Oregon, levied a tax as follows:
Municipal Corporation & ClackamasSIGN
HERE

Signature of Authorized Official

Executive Officer

Title

221-1646

Business Telephone

5/15/86

Date

PART I: TOTAL PROPERTY TAX LEVY

Partially Funded State

Totally Funded Local

1. Levy within the tax base (cannot exceed box 13, Part II)	1a -0-	1b
2. One-year special levies (itemize these levies in Part V on back of form)	2a -0-	2b -0-
3. TOTAL AMOUNT subject to net tax rate limitation. Add boxes 1a, 2a and 2b	3 -0-	
4. Continuing levies (millage and fixed) (itemize in Part V on back of form)	4a -0-	4b
5. Serial levies (itemize in Part V on back of form)	5a 1,663,806	5b 3,336,194
6. Amount levied for payment of bonded indebtedness	6a	6b -0-
7. Total amount to be raised by type of funding. Add boxes 1a, 2a, 4a and 5a, and enter in box 7a. Add boxes 2b, 5b and 6b and enter in box 7b	7a 1,663,806	7b 3,336,194
8. TOTAL AMOUNT to be raised by taxation. Add boxes 7a and 7b	8 5,000,000	

PART II: TAX BASE WORKSHEET (If an annexation occurred in the preceding fiscal year, complete Part IV first.)

9. VOTED TAX BASE, if any. _____

Date of Voter Approval

9

10. CONSTITUTIONAL LIMITATION - Tax base portion of preceding three levies actually levied.

Actual Amount Levied	Fiscal Year	Actual Amount Levied	Fiscal Year	Actual Amount Levied	Fiscal Year
10a		10b		10c	

11. Largest of 10a, 10b or 10c

11a

multiplied by 1.06 =

11b

ADJUSTMENT FOR ANNEXATION INCREASES DURING PRECEDING FISCAL YEAR

12. Annexation increase from Part IV, box 7, on back of form

12

13. Adjusted tax base (largest of box 11b plus box 12; or box 9 plus box 12 if box 9 has never been levied in full)

13

PART III: LIMITATIONS PER OREGON REVISED STATUTES

(Refer to the ORS Chapter under which the municipal corporation was organized. Does NOT apply to Bond Limitations. Does NOT apply to ALL municipal corporations.)

14. True cash value of municipal corporation from most recent tax roll

14

15. Statutory limitation of municipal corporation per ORS

15

of TVC

16. Total dollar amount authorized by statutory limit (box 14 multiplied by box 15)

16

17. Total amount of box 8 levied within statutory limitation

17

PART IV: ANNEXATION WORKSHEET

1.	Area	Effective Date of Annexation	1984 Assessed Value of Area Annexed
	A		
	B		
	C		
	D		

If more than four annexations, attach sheet showing the above information for each annexation.

2. TOTAL for 1984 assessed value of annexed areas (sum A thru D)

2.

3. Tax base levied by annexing entity for fiscal year 1984-85

3.

4. Assessed value of annexing entity on January 1, 1984

4.

5. Tax base rate of annexing entity. Divide box 3 by box 4

5.

6. Annexation increase. Multiply box 2 by box 5

6.

7. TOTAL ANNEXATION INCREASE. Multiply box 6 by 1.06.
Enter this amount in box 12, Part II, on front of form

7.

PART V: SCHEDULE OF SPECIAL LEVIES

Type of Levy (one-year, serial or continuing)	Purpose (operating, capital con- struction, or mixed)	Date voters approved ballot measure authorizing tax levy	First year levied	Final year to be levied	Total tax levy authorized per year by voters	Amount of tax levied this year as a result of voter approval
Serial	Mixed	5/15/84	FY 84-85	FY 86-87	5,000,000	5,000,000

If more than four levies, attach sheet showing the above information for each.

TOTAL SPECIAL LEVIES (This amount should equal the total of boxes 2a, 2b, 4a, 5a and 5b, Part I on front of form)

5,000,000

File with your assessor no later than July 15

STAFF REPORT

Agenda Item No. 8.5

Meeting Date June 26, 1986

CONSIDERATION OF AUTHORIZING A NEW CLASSIFICATION
AND AMENDING THE PAY AND CLASSIFICATION PLANS

Date: June 12, 1986

Presented by: Randy Boose

FACTUAL BACKGROUND AND ANALYSIS

The growth in the number of volunteers at the Zoo and the increase in the breadth of programs in which they are involved resulted in the request that a classification study be done of the Program Assistant 2 classification. The Program Assistant 2 is responsible for coordinating the volunteer program. A Classification Study Summary Report of the position is attached.

The Executive Officer has approved the reclassification of Lois Gibbons from her position of Program Assistant 2 position to Volunteer Coordinator subject to Council authorizing the addition of such a position to the Pay and Classifications Plans.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 86-657 establishing a new classification of Volunteer Coordinator at the 8.0 salary range.

RB/sm
5766C/462-2
06/12/86

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING A	)	RESOLUTION NO. 86-657
NEW CLASSIFICATION AND AMENDING)	
THE PAY AND CLASSIFICATION PLANS	)	Introduced by the
	)	Executive Officer

WHEREAS, the Zoo operates a volunteer worker program; and

WHEREAS, The volunteer worker program has expanded in the services provided to the Zoo operations; and

WHEREAS, The need has been established to amend the Pay and Classification Plans by adding a Volunteer Coordinator classification; and

WHEREAS, Metro Code Section 2.020.130 requires that any new classification added to the Pay and Classification Plans require Council approval; now, therefore,

BE IT RESOLVED,

1. That the Council of the Metropolitan Service District approves the amendment of the Pay and Classification Plans to include the addition of a Volunteer Coordinator classification attached hereto as Exhibit "A" to the Metropolitan Service District Classification Plan.

2. That the salary range for Volunteer Coordinator classification shall be 8.0 in the Pay Plan.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer

CLASSIFICATION STUDY SUMMARY REPORT

Reason for the Study: The duties and qualifications required for this position have changed. A study was requested by Jack Delaini, Education Services Manager, and his request was approved by Gene Leo, Zoo Director.

Summary of Current Responsibilities: Trains, schedules and supervises approximately 150 volunteers who work at the Zoo in one of the 14 volunteer programs that are now being offered. Coordinates the volunteer program activities with the various divisions at the Zoo. Evaluates the programs staffed by the volunteers and resolves any problems with the volunteers of the volunteer program. Responsible for the volunteer headquarters and the Zoomobile.

Methodology: The incumbent, Ms. Gibbons, and her supervisor were interviewed. A classification questionnaire was completed by Ms. Gibbons. Responsibilities and required qualifications were compared with other positions in the organization and point ratings were used to determine an appropriate salary range. A study of comparable positions in other organizations was also conducted.

Findings: The responsibilities of this position have grown over the last three years from approximately 55 volunteers, when the position was created, to over 150 presently. The addition of new programs at the Zoo, such as the Birds of Prey, increase the need for more volunteers. The reasons that have created the need for the change in classification are:

1. Supervisory responsibilities have increased. The current classification receives no credit for supervisory responsibilities.
2. Increased knowledge of Zoo operations is required to determine needs for volunteer workers.
3. Reorganization of the Education Division places the current classification of Ms. Gibbons out of alignment with the other sections in the division such as Graphics, Public Programming and the Childrens Zoo.

The position requires a knowledge of supervisory and management skills, and the ability to work independently and use excellent interpersonal skills.

Because Ms. Gibbons is already performing the duties of the proposed classification of Volunteer Coordinator it is appropriate to reclassify her to the position. Her current classification is at the 6.0 salary range. The results of point factoring put the position at the 8.0 salary range. The salary range for the 8.0 salary level is \$20,259 to \$25,272.

Recommendation: Create a new classification of Volunteer Coordinator at the 8.0 salary range, reclassify the position of Program Assistant 2 to Volunteer Coordinator. The incumbent is qualified for the Volunteer Coordinator position.

Action Required: Funding for the recommended salary range is included in FY 1986-87 budget. Council approval is needed to authorize the new classification, which requires amending the Pay and Classification Plans. Executive Officer approval is needed to approve the reclassification of Ms. Gibbons to the new classification.

RB/sm
5767C/440-2
06/12/86

EXHIBIT A

Metro
Classification No.: 268

Established: 7/1/86
Revised:
EEO:
AA: Professional

VOLUNTEER COORDINATOR

MISSION STATEMENT

Under the general direction of the Manager of the Educational Services Division, to coordinate the activities of the volunteers at the Washington Park Zoo; result interview, screen and place prospective volunteers into the most appropriate program(s) for which they are qualified; maintain records pertaining to the volunteers and their activities; coordinate the development and implementation of training programs for volunteers; and to do other work as required.

DISTINGUISHING CHARACTERISTICS

The Volunteer Coordinator class is primarily oriented to performing activities which support the efforts of volunteers to participate in a variety of Zoo programs. The Coordinator serves as a liaison between the volunteers and Zoo staff in coordinating placements, handling complaints and terminating unsatisfactory volunteers. Employees in this class have considerable latitude in interpreting and applying policies, rules and regulations.

PRINCIPAL FUNCTIONS

Duties include but are not limited to:

1. ADMINISTRATION

Typical Activities:

- Maintains records, other information files and systems, and program materials (e.g., slide programs, handouts) related to volunteer program functions and activities.
- May oversee the work assignments, projects, etc., of lower level staff and volunteers.
- May provide program support such as: maintaining equipment and materials; office management for better overall program service.
- Supervises staff and volunteer clerical help.
- Monitors progress of activities of various volunteer committees and Council.
- Arranges for recognition of volunteer efforts, individually and collectively.

2. SPECIAL EVENTS, PROGRAMS AND PROJECTS

Typical Activities:

- Working with other Zoo personnel and occasionally community representatives, oversees and/or participates in the planning and implementation of special events at the Zoo (e.g., Handicapped Free Day, Packy's Birthday) in which volunteer-led activities are central to the event.
- Collects, records and evaluates information for special studies.
- Participates, especially with other members of the Educational Services Division, in the development and/or implementation of programs and other materials for use by and for volunteers.
- Exercises responsibility for seeing that training of volunteers is planned, developed, and implemented in a thorough and timely manner.

3. COMMUNICATIONS

Typical Activities:

- Makes formal and informal presentations within the agency to provide information about the volunteer program and its functions and objectives.
- Assumes responsibility for keeping abreast of new developments and technologies affecting volunteer program functions and objectives; conveys/communicates such information to the appropriate staff.
- May represent the Zoo at various meetings or gatherings to discuss the Zoo's volunteer programs or other activities.
- Acts as advocate for volunteer concerns about the programs in which they participate.

REQUIRED KNOWLEDGE AND SKILLS

Working Knowledge Of:

Effective communication (both oral and written), presentation, instruction and interview practices and techniques; data/information collection methods and general administrative procedures; interpersonal principles and techniques and effective methods of evaluating personnel and programs; volunteer organization structures and volunteer recruitment, training and placement practices and techniques; basic principles of supervision, planning and administration.

Skill To:

Communicate effectively in writing, orally, and through formal presentations to a variety of audiences; organize work and follow both written and oral directions; instruct prospective, apprentice and veteran volunteers about information and

techniques (e.g., audio-visual equipment handling, public presentations); relate to a wide variety of people of varying ages, socio-economic backgrounds and needs; maintain records; organize and manage projects and tasks; provide leadership for and oversee the activities of volunteers carrying out a variety of programs; counsel and advise volunteers having concerns; facilitate the effective conduct of meetings; assess the abilities of prospective volunteers and place them into programs accordingly; establish and maintain effective working relationships with subordinate staff, volunteers, other Zoo staff and the public, and to be flexible in doing so.

WORKING CONDITIONS

The majority of duties are performed indoors and are of a sedentary nature although numerous activities performed by the volunteers will require this individual to be out on the Zoo grounds.

RB/sm
5767C/440-1
06/12/86

CONSIDERATION OF AMENDING THE METRO PAY PLAN FOR
NON-UNION METRO EMPLOYEES

Date: June 13, 1986

Presented by: Randy Boose

FACTUAL BACKGROUND AND ANALYSIS

Non-Zoo employees did not receive the 7 percent salary increase granted non-union Zoo employees for the FY 1982-83. Resolution No. 82-333, adopted by the Council on June 24, 1982, granted three additional personal holidays to the non-Zoo employees in lieu of the 7 percent increase until wage parity could be restored.

This request is for a 2 percent wage increase to non-Zoo employees' salaries. This is the final catch-up increase required to bring all non-union employees on a single uniform salary schedule. This requires amending the Pay Plan by increasing Table A (Non-Union) of the Plan by 2 percent, and merging it with Table 2 (Non-Union Zoo).

The three personal holidays granted in lieu of the 7 percent salary raise will not be continued after June 30, 1986, because the salary parity will have been achieved. An eligible employee will be entitled the two personal holidays as designated in Section 35(a) of the Personnel Rules.

It is anticipated that a salary increase will be presented to the Council at the July 10, 1986, meeting. It will be based on the average increase of the Portland CPI-W was required by Article 29.2 of the Collective Bargaining Agreement for union employees. Non-union employees will receive the same COLA increase as union employees. The Portland CPI figures will not be available until late June. The salary increases will be effective July 1, 1986.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 86-659 amending the Metro Pay Plan for non-union employees.

RB/sm
5809C/462-2
06/13/86

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING
THE METRO PAY PLAN FOR NON-UNION
METRO EMPLOYEES

)
)
)
)

RESOLUTION NO. 86-⁶⁶⁰~~659~~
Introduced by the
Executive Officer

WHEREAS, Metro Code Section 2.02.145 requires the
maintenance of a Pay Plan for regular, regular part-time, temporary
and seasonal employees; and

WHEREAS, The Council intends to award a 2 percent increase
to non-union, non-Zoo employees; now, therefore,

BE IT RESOLVED,

1. That non-union salary range Table A (Metro Downtown,
Gatehouse Sites), be amended and merged with Table Z (Non-Union Zoo)
as shown on Exhibit "A", effective July 1, 1986.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer

JS/sm
2458C/402-6
06/13/86

TABLE A

NON-UNION SALARY RANGE TABLE

Salary Range Number	Beginning Salary Rate		Entry Merit Rate		Maximum Merit Rate		Maximum Incentive Rate**	
	Annual	Hourly	Annual	Hourly	Annual	Hourly	Annual	Hourly
*0.0	8,070	3.88	8,466	4.07	10,712	5.15	11,024	5.30
0.5	9,734	4.68	10,213	4.91	11,602	5.78	12,397	5.96
1.0	10,358	4.98	10,878	5.23	12,522	6.02	12,896	6.20
1.5	10,858	5.22	11,398	5.48	13,125	6.31	13,541	6.51
2.0	11,336	5.45	11,898	5.72	13,728	6.60	14,123	6.79
2.5	11,918	5.73	12,522	6.02	14,414	6.93	14,830	7.13
3.0	12,522	6.02	13,146	6.32	15,059	7.24	15,517	7.46
3.5	13,125	6.31	13,790	6.63	15,891	7.64	16,349	7.86
4.0	13,728	6.60	14,414	6.93	16,682	8.02	17,181	8.26
4.5	14,414	6.93	15,142	7.28	17,534	8.43	18,096	8.70
5.0	15,059	7.24	15,808	7.60	18,408	8.85	18,970	9.12
5.5	15,891	7.64	16,682	8.02	19,344	9.30	19,947	9.59
6.0	16,682	8.02	17,514	8.42	20,301	9.76	20,904	10.05
6.5	17,534	8.43	18,408	8.85	21,278	10.23	21,944	10.55
7.0	18,408	8.85	19,323	9.29	22,131	10.64	22,859	10.99
7.5	19,344	9.30	20,322	9.77	23,379	11.24	24,086	11.58
8.0	20,301	9.76	21,320	10.25	24,565	11.81	25,334	12.18
8.5	21,278	10.23	22,339	10.74	25,834	12.42	26,624	12.80
9.0	22,027	10.59	23,130	11.12	27,123	13.04	27,934	13.43
9.5	23,379	11.24	24,544	11.80	28,475	13.69	29,307	14.09
10.0	24,565	11.81	25,792	12.40	29,806	14.33	30,701	14.76
10.5	25,834	12.42	27,123	13.04	31,408	15.10	32,323	15.54
11.0	27,102	13.03	28,454	13.68	32,989	15.86	34,029	16.36
11.5	28,475	13.69	29,890	14.37	34,632	16.65	35,672	17.15
12.0	29,806	14.33	31,304	15.05	36,234	17.42	37,294	17.93
12.5	31,408	15.10	32,989	15.86	38,168	18.35	39,333	18.91
13.0	32,989	15.86	34,632	16.65	40,123	19.29	41,330	19.87
13.5	34,632	16.65	36,358	17.48	43,118	20.73	44,408	21.35
14.0	36,234	17.42	38,043	18.29	44,158	21.23	45,448	21.85
14.5	37,960	18.25	39,853	19.16	46,322	22.27	47,674	22.92
15.0	39,853	19.16	41,850	20.12	48,693	23.41	50,128	24.10
15.5	42,390	20.38	44,512	21.40	51,355	24.69	52,957	25.46
16.0	44,512	21.40	46,738	22.47	57,970	27.87	59,696	28.70

* Range 0.0 is adjusted annually in January with other ranges assigned to seasonal position classifications.

** Cost of living adjustments for employees in the incentive range are computed on maximum merit rate.

STAFF REPORT

Agenda Item No. 8.7

Meeting Date June 26, 1986

CONSIDERATION OF RESOLUTION NO. 86-656 FOR THE
PURPOSE OF APPOINTING CITIZEN MEMBERS TO THE
METROPOLITAN SERVICE DISTRICT SOLID WASTE RATE
REVIEW COMMITTEE

Date: June 11, 1986

Presented by: Ray Barker

FACTUAL BACKGROUND AND ANALYSIS

The Metro Code Section 5.01.170 provides for the appointment of members to the Solid Waste Rate Review Committee by the Metro Council. The five-member committee is composed of:

1. One Certified Public Accountant with experience in cost accounting and program auditing.
2. One Certified Public Accountant with experience in the solid waste industry or public utility regulation.
3. One local government administrator with experience in governmental financing, agency budgeting and/or rate regulation.
4. Two members of the public.

No representative or affiliate of the solid waste industry nor an employee of Metro is to serve as a member of the Committee. The term of service on the Rate Review Committee is for two years and memberships of three members are to expire every other year while the term of the other two members are staggered to expire in the odd years.

Currently there are two vacancies on the Committee, the Certified Public Accountant position and the local Government Administrator position.

Citizens were solicited to fill these two positions in May through newspaper advertisement and direct mailings to local government, public administrator and accountant organizations, and to private accounting firms.

We received two applicants for the local government position and one for the CPA position. All applicants were qualified to serve on this Committee. Presiding Officer Richard Waker has recommended

Jonathan Block and N. Charles O'Connor for appointment by the Council. The letters of interest and resumes are attached.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 86-656.

RB/MJ/gl
5776C/462-2
06/11/86

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPOINTING	)	RESOLUTION NO. 86-656
CITIZEN MEMBERS TO THE)	
METROPOLITAN SERVICE DISTRICT	)	Introduced by
SOLID WASTE RATE REVIEW COMMITTEE	)	Councilor Waker

WHEREAS, The Metropolitan Service District, Code
Section 5.01.170, provides that Council appoints the members of the
Solid Waste Rate Review Committee; and

WHEREAS, The purpose of the Committee is to gather
information and provide recommendations for the establishment of
rates; and

WHEREAS, There are two vacancies on the Committee; and

WHEREAS, Section 5.01.170 requires that membership will
include one Certified Public Accountant, and one Local Government
Administrator; now, therefore,

BE IT RESOLVED,

That Jonathan Block be appointed as the Local Government
Administrator, and N. Charles O'Connor as the Certified Public
Accountant members of the Solid Waste Rate Review Committee to
complete the terms of the vacant positions through December 31, 1986.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1986.

Richard Waker, Presiding Officer

RB/MJ/gl
5776C/462-2
06/11/86

1525 Tara Court
Forest Grove, Oregon 97116
May 25, 1986

Metropolitan Service District
2000 S.W. First Avenue
Portland, Oregon 97201

ATTENTION: Mary Jane Anan

Dear Ms. Anan:

I wish to apply for the position on the Solid Waste Rate Review Committee requiring a Certified Public Accountant and wish to make this letter my formal application. I have a very strong background in accounting including three years of public accounting, five years of teaching accounting at the college level, and three years of software development in the area of accounting. I have enclosed a copy of my resume for your perusal.

My experience in cost accounting dates to my public accounting experience with McGladrey, Hendricksen, Pullen and Company. I was involved in a variety of audits of manufacturing companies where application of cost accounting principles was an important element of the audit. I have no experience in program auditing although I am familiar with its objective of measuring results (sometimes qualitatively as opposed to quantitatively) of programs established by a governing body.

If you need additional information for my application, feel free to contact me at my home address. I look forward to hearing from you concerning this application.

Sincerely,

N. Charles O'Connor
N. Charles O'Connor

N. CHARLES O'CONNOR
1525 TARA COURT
FOREST GROVE, OREGON 97116
Phones: Home: 359-5539
Work: 357-6151 x2654

EMPLOYMENT

ASSISTANT PROFESSOR: Pacific University, Forest Grove, Oregon.
Responsible for teaching all accounting courses and advising students
interested in accounting. August 1985 through present.

CONSULTING: Various assignments including expert witness in court
on two occasions, part-time tax practice for last eight years, worked
one tax season for CPA in Billings, Montana, and one summer for
CPA in McMinnville, Oregon. Part-time tax practice included work
on individual, partnership, corporate, and trust returns and work
in the area of corporate liquidations. September 1978 to present.

MANAGER OF PROGRAMMING: ALPS(formerly Timberline Systems), Lake Oswego,
Oregon. During last year supervised four CPA's responsible for
developing, designing, encoding, and maintaining accounting related
software. Member of programming staff during first two years. Proficient
in COBOL, Pascal, and BASIC. July 1982 through August 1985.

ASSISTANT PROFESSOR: Pacific University, Forest Grove, Oregon.
Responsible for teaching all accounting courses and advising students
interested in accounting. August 1980 through June 1982.

ASSISTANT PROFESSOR: Eastern Montana College, Billings, Montana.
Taught courses in accounting principles, cost accounting, managerial
accounting, auditing, and managerial finance. September 1978 through
July 1980.

ACCOUNTANT: McGladrey, Hendricksen, Pullen and Company, Certified
Public Accountants, Cedar Rapids, Iowa. Strong experience in both tax
and auditing with some supervisory responsibilities. June 1976
through August 1978.

EDUCATION

University of Iowa, Iowa City, Iowa. Received Master of Arts degree
in Accounting in May 1976. January 1975 through May 1976.

University of Northern Colorado, Greeley, Colorado. Received Bachelor
of Science degree in Accounting in May 1972. September 1970 through
May 1972.

Loras College, Dubuque, Iowa. Completed two year program in Liberal
Arts. August 1968 through May 1970.

CERTIFICATES

Certified Public Accountant, State of Iowa and State of Oregon.

PUBLICATIONS

N. C. O'Connor, "Initial Franchise Fee: Revenue Recognition,"
Management Accounting. November 1977. pp. 40-51.

RECEIVED MAY 19 1986

May 16, 1986

METRO
2000 S. W. 1st
Portland, OR 97201

ATTN: Mary Jane Aman

RE: Application for Vacancy on Solid Waste Rate Review Committee

Please consider the enclosed resume and this letter as my application for appointment to METRO's Solid Waste Rate Review Committee. As explained in the announcement for the vacancy, one position requires a local government administrator with expertise in government financing, agency budgeting, and/or rate regulation.

For the past three years I have served as Administrative Assistant to the City Administrator in Gladstone. As part of my regular duties, I assist the City Administrator in preparing Gladstone's budget, researching and preparing findings and recommendations on all aspects of local government finance, including solid waste contract and rate regulation.

I am interested in serving on the Solid Waste Rate Review Committee so that I may extend my skills and experiences to new challenges; I am interested in learning more about regional solid waste issues, and the opportunities for METRO to deal with them.

Thank you for your consideration. If I can supply any other information or personal material, you are welcome to reach me at work at 656-5225.

Sincerely,



Jonathan Block

JDB/vh

JONATHAN D. BLOCK
2912 SE Yamhill
Portland, OR 97214

home: 236-6728
work: 656-5223

CURRENT EMPLOYMENT:

Administrative Assistant
City of Gladstone
525 Portland Ave., Gladstone, OR. 97027
July 1983 - current

Assistant to City Administrator in implementing policies of the City Council, including budgeting and personnel administration.

INTERGOVERNMENTAL RELATIONS: city liason with state, county, regional, and local government; analyze and evaluate implications of other government actions on city policies and practices.

RESPONSIBLE FOR: contract and grant administration; serving as planning director, supervising planning consultants; providing staff support for Planning Commission and Park & Recreation Board.

ROUTINE DUTIES: research and prepare staff reports for City Administrator; public contact for planning, zoning, development review; Municipal Code interpretation and enforcement; provide administrative support for other city departments.

SPECIAL SKILLS:

Policy analysis
Research, writing, editing
Data processing and interpretation

EDUCATION:

Master of Urban Planning in Policy Analysis,
Portland State University, 1981
B.A., English, University of Washington, 1970
Grant High School, Portland, Oregon, 1966

CONTINUING EDUCATION:

Graduate-level coursework in Public and Personnel
Administration, P.S.U. 1984 - current
Holder of Oregon Real Estate Sales and Appraisers
Licenses (inactive)

PREVIOUS EMPLOYMENT:

Self-employed planning & economic development consultant
1980-1983, projects include:
Retail Market Survey, City of Hillsboro
Voters' and parents' surveys, School District #1
Tourist, Convention & Visitors' Survey,
(regarding Mt. St. Helens visitors center)
P.A.C. Campaign Spending Study, Common Cause
Retail management, sales, purchasing, 1973-1980

REFERENCES available upon request

City of GLADSTONE

RECEIVED MAY 19 1986
May 16, 1986

METRO
2000 S. W. 1st
Portland, OR 97201

ATTN: Mary Jane Aman

RE: Recommendation for Vacancy on the Solid Waste Rate
Review Committee

I am pleased to submit a letter of recommendation for
Jonathan Block's candidacy for the vacancy on METRO's Solid
Waste Rate Review Committee.

Jonathan has served as my Administrative Assistant since
1983, demonstrating the intellect and ability to handle a
wide range of tasks and assignments. He is an excellent
analyst, researcher, and writer, and has the skills to work
very well with his co-workers and the public. As my
assistant, he has helped prepare the city's budget, recom-
mendations on rate regulations, among other activities.

Based on my experience, I believe that METRO would be well
served by appointing Jonathan Block to the Solid Waste Rate
Review Committee. If any additional information is needed,
you are welcome to contact me at 656-5225.

CITY OF GLADSTONE

Ronald J. Partch

Ronald J. Partch
City Administrator

City Hall
525 Portland Avenue
Gladstone, OR 97027
(503) 656-5223

Police Department
535 Portland Avenue
Gladstone, OR 97027
(503) 656-4253

Public Library
135 E. Dartmouth
Gladstone, OR 97027
(503) 656-2411

Senior Center
1050 Portland Avenue
Gladstone, OR 97027
(503) 656-7701

City Shop
18595 Portland Avenue
Gladstone, OR 97027
(503) 656-7957

/vh



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Executive Officer Report

June 26, 1986

WASTE REDUCTION PUBLIC EDUCATION CAMPAIGN

The waste reduction public education campaign designed by Coates Advertising began airing June 8. The campaign features a large print ad running three weeks in The Sunday Oregonian, a 30-second TV spot and a 60-second radio spot. You may be able to catch the TV spot during AM Northwest, Perry Mason, Channel 2 Early News, MASH, PM Magazine or Town Hall, among other programs. Some 16 radio stations are airing the radio spot. The general awareness campaign will be followed in July by another set of ads for print and radio on the subject of recycling and curbside pick-up.

RECYCLING INFORMATION CENTER

The RIC has two new phone lines to handle the calls from the promotion campaign. Four lines are now available off the 224-5555 number and one line for in-house use. Calls to the RIC have increased in June by 15 percent over forecasted. The current June daily average is 63 calls compared to 56 per day in May -- with a total of 1,178.

KUDOS FROM THE OREGONIAN

The Oregonian columnist Jonathan Nicholas had nice things to say in his June 13 column about the waste reduction public education campaign. He gave kudos to Vickie Rocker, public affairs director, and colleagues for the "Together we can get out of the Dumps" campaign.

CONVENTION, TRADE, AND SPECTATOR FACILITIES

The CTS staff is preparing a work plan and time line outlining the specific tasks necessary to implement the master plan adopted by the Council May 29. Also being prepared is final documentation of the convention center capital costs, and in preparation for the Council's consideration of the bond measure, a financing plan which will be presented to the Council June 26.

A Project Office has been established and is located on the first floor of the Metro Center in Room 150.

DEQ LANDFILL SITING

The initial screening step of the state landfill siting process has yielded a list of 19 potential sites. Among those are the Ramsey Lake site near the St. Johns Landfill, the Wildwood site, and the I-5 south of Salem. These sites scored first, second and third respectively. All 19 sites will

receive further scrutiny prior to October. Then two to four sites will be selected for more in-depth studies.

The committee members highly desired close coordination between the Metro waste reduction and the DEQ landfill siting public information effort. The committee passed a formal resolution to that effect.

TRI-MET BUDGET

JPACT reviewed Tri-Met's proposed budget and transmitted a letter to the Board expressing concern about the proposal on service availability and reliability, and suggested that the proposed budget does not solve the financial problems. Copies of the letter from Councilor Waker to Dan Mercer, Chairman of the Tri-Met Board, are available.

SIX-YEAR PROGRAM

ODOT released its "Final Draft" Six-Year Highway Improvement Program for public comment. Several jurisdictions from throughout the region will be providing comments to the OTC at their June 17 meeting. A summary of projects recommended in the Portland region together with JPACT comments to the OTC are available.

TRANSPORTATION TECHNICAL ASSISTANCE

Work has been initiated on providing Washington and Multnomah counties with detailed traffic forecasts for their use in updating their comprehensive plans and for preparing public facility plans. All three counties have expressed an interest in expanding the technical service via remote terminals funded through Federal-Aid Urban Funds.

WHEELCHAIR LIFT INSTALLED ON THE ZOO'S ORIENT EXPRESS

On June 12 members of the Hillsboro Elks Club Board, the Spinal Cord Injury Association, and representatives from the Oregon Health Sciences University dedicated the new wheelchair lift installed on the Orient Express, allowing wheelchair-bound Zoo visitors to experience the Zoo train. The Hillsboro Elks raised \$3,000 for this project. Randy Schetke of Schetke Sales Northeast donated the labor for installation. This represents the removal of the last major barrier to physically handicapped individuals at the Zoo.

ZOO ATTENDANCE

Attendance in May was very good despite six times the amount of rain than last May, and substantial lower temperatures than last May. The Golden monkey exhibit accounted for a dramatic increase in attendance on those days when weather was not inclement.

ANIMAL EXCHANGE

Last week we received confirmation from the Guangzhou Zoo accepting our offer of an animal exchange. A pair of lesser pandas will arrive at Metro's Washington Park Zoo in exchange for a group of parrots that will be sent to the Guangzhou Zoo.

FY 1986-87 BUDGET

The TSCC hearing June 10 went very smoothly, and on thst basis we are anticipating receipt of the letter certifying the budget for adoption by the Council. In attendance at the hearing with me were Councilors Tom DeJardin, Jim Gardner and John Frewing.

WASHINGTON, D.C.
TRANSPORTATION FLY-IN

I attended a NARC transportation fly-in to Washington. The budget issues still overwhelm all other considerations. I shared the federal policy paper with Rep. AuCoin and Senator Hatfield.

KD/gl
5851C/D3



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: June 25, 1986 CONFIDENTIAL

To: Metro Councilors

From: Eleanore S. Baxendale, General Counsel *ESB*

Regarding: West Transfer & Recycling Center

The enclosed materials comprise an analysis of the west transfer center situation: 1) the current status of the Cornelius Pass site (confidential memo dated June 12 which was distributed at that Council meeting and Solid Waste update memo dated June 25); 2) a process for reviewing alternative sites (confidential memo dated June 12 and confidential memo dated June 25); and 3) real property acquisition and development (confidential memo dated June 25).

Summary of Recommended Actions

Three motions should be adopted by the Council in open session following the Executive Session.

1. Move to "declare the Cornelius Pass Site selected by the Council on February 13 is no longer a suitable site because the Washington County Board of Commissioners has overturned its staff's interpretation that the transfer station is an allowed use."
2. Move to "direct the Executive Officer and legal counsel to take all necessary steps to terminate acquisition of this parcel."
3. Move to "take public testimony on Sites Number 52 (216th and Cornelius Pass Road) and Number 57 (1.3 miles from Highway 26) because they are in the Cornelius Pass Highway 26 area, for sale to Metro, and zoned for a transfer station. The testimony should be taken on July 22 in Washington County and the Council will make its decision on the July 24 Council meeting at the Metro offices. The Council should consider the same issues for selecting a site as it used previously: access to major transportation routes, impact of the traffic, impact on residential and industrial development, and design/development practicality. The 209th Site will be held in reserve, and testimony on 209th Site will not be taken unless it is necessary to consider selecting that site."

Memorandum
Metro Councilors
Page Two

The background for these motions is in the attached memoranda.

Non-Confidential Material

The Council should discuss in public session whether to consider the 209th Site with the two new sites, whether to request staff to address additional information about these sites, whether to change the public testimony process (as long as there is public testimony). Please ask legal Counsel about any other areas of concern.

ESB/amn
5883C/D4-2



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

CONFIDENTIAL

Date: June 12, 1986
To: Metro Councilors
Rick Gustafson, Executive Officer
From: Eleanore S. Baxendale, General Counsel *ESB*
Regarding: WEST TRANSFER AND RECYCLING CENTER

I. ISSUES ON SELECTED SITE

- A. Transportation Development Costs -- May Be Excessive.
Not Feasible to Remove
- B. Current Zoning -- County Interpretation of Ancillary
Prohibits West Regional Transfer Station.
Appeal Not Advisable
- C. Condemnation -- Metro Appraisal No Severance.
Jury May Split Difference
- D. Writ of Review and Stay -- Court Needs Record to Resolve
Jurisdiction and Stay Remains in Effect Until Metro
Requests Amendment.
- E. Inverse Condemnation -- Metro Should Decide as Rapidly as
Possible Whether to Continue Its Efforts to Acquire This
Site.

II. OPTIONS

- A. Proposed Conditional Zoning -- Denial Probable.
Appeal Not Advisable
- B. 209th Site -- Option On Large Parcel Expired but Property
Available; Option on Small Parcel Still Running.
- C. Process for New Sites -- New Hearings Legally Advisable
- D. Functional Plan -- Long-Range

GENERAL SUMMARY

GENERAL SUMMARY

1. Continuing at the Cornelius Pass Road site is not feasible based on new developments occurring after the site was selected. It poses significant hurdles which appear unreasonable to expect to overcome: If the transfer station use is allowed at all it will be a Type III use. The Board of Commissioners clearly does not favor this use on this site, making their denial probable. Overturning it on legal grounds is most unlikely unless they make an outright mistake. In addition, the County failed to inform Metro of road improvement costs which may be prohibitive. Any amendment which might limit those costs would have to be approved by the Board, and the probable denial would be difficult to overturn, especially since the procedural process for even requesting amendment is unclear and might involve Neuman. Finally, because the expert appraisal opinions are so divergent (from \$0 to \$5 million) there is a significant risk of severance damages in condemnation.
2. In examining other sites (a) a public hearing process is prudent (except for 209th which has already been heard at a public hearing), and (b) selection of an existing separate parcel will eliminate severance costs.
3. Instituting the functional planning process gives Metro strong legal authority, but is a long-range approach which will be more useful in addressing future situations rather than our current situation.

I. ISSUES ON SELECTED SITE

A. Transportation Development Costs -- May Be Excessive. Not Feasible to Remove

When the SID was created, the owner agreed to participate in certain improvements. The improvements were identified under the previous County transportation policy that required developers to pay for upgrading roads based on Traffic Impacts Evaluation Procedures. The policy was developed at a time when transportation monies in the County were scarce and was aimed particularly at large tract developments which at "build out" would generate significant traffic.

Washington County steadfastly maintains that Metro as the property owner of the first site assumes this total responsibility, and that the County would not accept only a commitment to pay Metro's proportionate share. Although this interpretation is unreasonable, it will take litigation to change it with no reasonable assurance of success. Normally such an unreasonable exaction would be susceptible to legal challenge. In this case the risks of such a law suit are compounded because Newman, originally the property owner, agreed to this condition as part of the SID formation.

Since the SID was adopted, the County has revised their policy for having transportation improvements made by land owners. Now developers are required to pay on a fee per trip basis rather than a traffic impact basis. There have been recent developers that have requested to change this condition and revisions to their developments where approved.

Metro could seek an amendment to the SID plan which would eliminate this requirement based on current policy. Such an amendment goes through a public hearing as a Type III process. It is difficult to ascertain how to apply for such an amendment because Newman is still the property owner for the rest of the SID, and Metro would own only one portion. Logically, if Metro is enough of a property owner to be required to pay, Metro should be enough of a property owner to change the condition, but this too may be litigated.

A third option could be to meet the requirement of the SID and to assure such transportation improvements the major being the widening of Cornelius Pass Road. This may be satisfied perhaps by including the improvements in the TIP.

Conclusion. Staff will get cost estimates of transportation impacts. This development requirement is not likely to be removed through legal action or the County planning process.

B. Current Zoning -- County Interpretation of Ancillary Prohibits West Regional Transfer Station.
Appeal Not Advisable

The neighborhood association asked the County to interpret "ancillary" uses, a request which does not require a code amendment and is, therefore, effective immediately.

The County's zoning code lists 12 uses, including transfer stations, under the heading "Ancillary." County planning staff for permits always advised Metro that the zoning allowed the transfer station as Metro envisioned it -- a west regional transfer station. Metro staff worked very closely with staff as the Board of Commissioners considered the neighborhood's allegation that "Ancillary" limited the uses to serving the SID or the West Union Planning Area only. Of the two positions, Metro's and the County permit staff's is clearly more reasonable than the neighbors'.

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land use comprehensive plan, making the quasi-judicial approach even more analagous. Although I believe Metro is not in a quasi-judicial process, to avoid problems it may be simpler to act as though Metro is.

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D. Functional Plan -- Long-Range

Functional planning gives Metro the ability to directly affect local land use plans with regard to the criteria for transfer stations, and other solid waste facilities. A plan requiring transfer stations outright in appropriate industrial zones with certain performance standards is one proposed option.

To implement this Metro needs to "define and apply a procedure to identify and designate" solid waste as an "activity having a significant impact on the orderly and responsible development of the metropolitan area." ORS 268.390(1). Then the plan is adopted and local plans reviewed for compliance within the following year. ORS 268.390(2) and (4). Metro can require changes in local plans to achieve compliance. ORS 268.390(4). Since this kind of an effort will take careful coordination, the Council, may want to include more than transfer stations in the functional plan.

ESB/gl
5810C/D2-2
06/12/86



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date:

June 25, 1986

To:

Council Members

From:

Doug Drennen

Regarding:

CONSIDERATION OF ALTERNATIVE SITES FOR SOLID WASTE TRANSFER AND RECYCLING CENTER AND AUTHORIZATION TO CONDUCT PUBLIC HEARINGS FOR THE PURPOSE OF RECOMMENDING A SITE.

FACTUAL BACKGROUND AND ANALYSIS

In April, the Metro Council reaffirmed their January 16th decision choosing the area of Cornelius Pass and Hwy 26 as the preferred site for the solid waste transfer station. The decision recognized the good access from Highway 26, a limited access highway, onto a major arterial (Cornelius Pass). The fact that the surrounding land uses were predominantly undeveloped industrial property vs. the Champion site in Beaverton which was located in an already developed industrial area was also an important factor.

Alternatives Near Highway 26 and Cornelius Pass

In keeping with the intent of Council which was reaffirmed after the Governor's Task Force presented an alternate site for consideration, staff reviewed other sites within reasonable distance of the Cornelius Pass interchange.

After reviewing all potential sites surrounding the interchange and finding none that would meet the criteria, staff has identified the following two sites for consideration (see Attachment A). These sites were selected based on the following criteria:

- 1) Were part of the original 80 sites reviewed by the Advisory Group and met the criteria.
- 2) Are industrially zoned and are a Type II process in Washington County

- 3) Have good transportation access using arterials and are within two miles of the Sunset Highway
- 4) Are available for sale and with willing sellers.

Site 57

This property is 6.1 acres, owned by the Turner family (see Attachment B). It is located on Cornell Road, 1.3 miles from the Highway 26. All access to the site is via arterial roads. Utilities are available, however, sewer access is approximately 2,600 feet. Transportation improvements needed appear to be limited to the immediate access requirements and appear reasonable. The site is five (5) miles from the center of waste.

Site 52

This parcel is 14.66 acres, owned by the George Swindell/ Partnership, and is zoned industrial. It is located on S.W. 216th, 1.7 miles from the intersection of Highway 26. The owner is a willing seller. Transportation improvements may be required beyond the immediate access due to the location on S.W. 216th. Improvements for access from Cornelius Pass onto 216th may be necessary to assure safe conditions for this level of traffic. These will be examined further if Council elects to proceed with this site. The site is five (5) miles from the center of waste.

Information related to the cost to acquire properties will be provided to the Council in Executive Session.

Sites not on the Interchange 209th and T.V. Highway

This site is 8.2 acres and has a willing seller. The site was recommended by the Governor's Task Force. It is located 3.5 miles from the center of waste and is zoned industrial. Transportation improvements are not excessive, however, a variance may be required for access to the site. Utilities are available. Although this site was not the preferred site, it did meet

the criteria and is generally acceptable.

Other sites in the Beaverton area i.e. Champion and a site at 217/Denny Road identified by the Governor's Task Force were not re-examined because Council's desire to be in the Cornelius Pass area.

It is recommended that a public hearing be held on the two sites located near Cornelius Pass and Cornell Rd. A public hearing has been held on the 209th and T.V. Highway site.

Staff will make a recommendation to the Council on July 24th after considering comments from the public and conducting research on development issues for these two sites.

STC-
#59

WEST UNION

"ATTACHMENT A"

A.S.C. 7



ORTH

SCALE

12000 feet
5000 meters

12000 feet
5000 meters



AREA BOUNDARY
GROWTH BOUNDARY

SITE #51

SITE #52

ZONED INDUSTRIAL

R-6

A.S.C. 5

A.S.C. 6

CONNECT 219th AVENUE
SERIAL CONNECTING EXISTING FACILITIES IN THE 185th AVE

R-6

SUNSET HIGHWAY

WALKER

AREA :

ATTACHMENT B

115 13743



0°28'E

C.S. 10084

2700
4 R .70Ac

1835.91
27.975 CH
N 79°06'30" W

571.1

1090.0

000
3.87Ac.

(C.S. No. 13211)

NW 224TH AVE

STREET

2001
12.93Ac.

S 86°18' W 1079.3
ROAD

N.W.

574

S 102°1' W 1143.5

60

TERM C.R. 1014

700Ac.

1700

.23 Ac.

S 77°31'27" E 450

687.36

N 20°55'55" E

1462 1932

N W

SITE
57

1500
1.10Ac.

180.04

1600
1.42Ac.

1601
45Ac.

1601
179.1

608.5 N 00°01' E

0°07' E 151.3

402.38

1801
2.63 Ac.

402.38

1802
22 Ac.

324.77

1340

1800
7.02 Ac.

1340

VACATED

1900
9.96 Ac.

326.6

1412

1401

1400

502A

502A

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424.58

1300

5.71Ac.

Listed

64000

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METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: June 25, 1986 CONFIDENTIAL

To: Metro Councilors

From: Eleanore S. Baxendale, General Counsel *ESB*

Regarding: West Transfer & Recycling Center Process

Based on the Council's rejection of the Champion Site in Beaverton in favor of the Cornelius Pass site, staff assumed that Council prefers: 1) access from Highway 26 and 2) vacant land surrounding the potential site. Therefore, staff has reviewed sites in the preferred area which were considered by the Advisory Group, and recommends the Council hold the 209th/T.V. Highway Site in reserve.

The fact that the Advisory Group chose to recommend only sites with a score of 55 or higher does not prevent the Council from considering these two sites which scored in the low fifties. This will have to be explained in the staff report and the Council's final action.

The Council should take public testimony on these sites as it did for the other sites recommended it by the Advisory Group or the Governor. The Council should then determine its preferred site, evaluating the same issues it considered important previously: access (distance from Highway 26 or T.V. Highway); traffic impact/cars passing through residential, school, commercial or other sensitive areas); development impact (preference for areas away from residential zoning and without intensive existing development); and design/development factors (retrofitting buildings, cost of roads, existence of wetlands).

If the Council wishes to consider more than the Highway 26/Cornelius Pass area, this should be discussed in public session. The process would be the same: if the area has not already had a public meeting, it should be given one. In the case of the 209th/T.V. Highway Site, a hearing has already been held; however, to recognize the perception that the most recent arguments are the most persuasive, some form of public testimony should be allowed if that site comes out of "reserve" and is under consideration again.

ESB/amn
5885C/D4-2



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: June 25, 1986

CONFIDENTIAL

To: Metro Councilors

From: Eleanore S. Baxendale, General Counsel *ESB*

Regarding: West Transfer & Recycling Center

The enclosed materials comprise an analysis of the west transfer center situation: 1) the current status of the Cornelius Pass site (confidential memo dated June 12 which was distributed at that Council meeting and Solid Waste update memo dated June 25); 2) a process for reviewing alternative sites (confidential memo dated June 12 and confidential memo dated June 25); and 3) real property acquisition and development (confidential memo dated June 25).

Summary of Recommended Actions

Three motions should be adopted by the Council in open session following the Executive Session.

1. Move to "declare the Cornelius Pass Site selected by the Council on February 13 is no longer a suitable site because the Washington County Board of Commissioners has overturned its staff's interpretation that the transfer station is an allowed use."
2. Move to "direct the Executive Officer and legal counsel to take all necessary steps to terminate acquisition of this parcel."
3. Move to "take public testimony on Sites Number 52 (216th and Cornelius Pass Road) and Number 57 (1.3 miles from Highway 26) because they are in the Cornelius Pass Highway 26 area, for sale to Metro, and zoned for a transfer station. The testimony should be taken on July 22 in Washington County and the Council will make its decision on the July 24 Council meeting at the Metro offices. The Council should consider the same issues for selecting a site as it used previously: access to major transportation routes, impact of the traffic, impact on residential and industrial development, and design/development practicality. The 209th Site will be held in reserve, and testimony on 209th Site will not be taken unless it is necessary to consider selecting that site."

Memorandum
Metro Councilors
Page Two

The background for these motions is in the attached memoranda.

Non-Confidential Material

The Council should discuss in public session whether to consider the 209th Site with the two new sites, whether to request staff to address additional information about these sites, whether to change the public testimony process (as long as there is public testimony). Please ask legal Counsel about any other areas of concern.

ESB/amn
5883C/D4-2



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

CONFIDENTIAL

Date: June 12, 1986

To: Metro Councilors
Rick Gustafson, Executive Officer

From: Eleanore S. Baxendale, General Counsel *ESB*

Regarding: WEST TRANSFER AND RECYCLING CENTER

I. ISSUES ON SELECTED SITE

- A. Transportation Development Costs -- May Be Excessive.
Not Feasible to Remove
- B. Current Zoning -- County Interpretation of Ancillary
Prohibits West Regional Transfer Station.
Appeal Not Advisable
- C. Condemnation -- Metro Appraisal No Severance.
Jury May Split Difference
- D. Writ of Review and Stay -- Court Needs Record to Resolve
Jurisdiction and Stay Remains in Effect Until Metro
Requests Amendment.
- E. Inverse Condemnation -- Metro Should Decide as Rapidly as
Possible Whether to Continue Its Efforts to Acquire This
Site.

II. OPTIONS

- A. Proposed Conditional Zoning -- Denial Probable.
Appeal Not Advisable
- B. 209th Site -- Option On Large Parcel Expired but Property
Available; Option on Small Parcel Still Running.
- C. Process for New Sites -- New Hearings Legally Advisable
- D. Functional Plan -- Long-Range

GENERAL SUMMARY

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1. Continuing at the Cornelius Pass Road site is not feasible based on new developments occurring after the site was selected. It poses significant hurdles which appear unreasonable to expect to overcome: If the transfer station use is allowed at all it will be a Type III use. The Board of Commissioners clearly does not favor this use on this site, making their denial probable. Overturning it on legal grounds is most unlikely unless they make an outright mistake. In addition, the County failed to inform Metro of road improvement costs which may be prohibitive. Any amendment which might limit those costs would have to be approved by the Board, and the probable denial would be difficult to overturn, especially since the procedural process for even requesting amendment is unclear and might involve Neuman. Finally, because the expert appraisal opinions are so divergent (from \$0 to \$5 million) there is a significant risk of severance damages in condemnation.
2. In examining other sites (a) a public hearing process is prudent (except for 209th which has already been heard at a public hearing), and (b) selection of an existing separate parcel will eliminate severance costs.
3. Instituting the functional planning process gives Metro strong legal authority, but is a long-range approach which will be more useful in addressing future situations rather than our current situation.

I. ISSUES ON SELECTED SITE

A. Transportation Development Costs -- May Be Excessive. Not Feasible to Remove

When the SID was created, the owner agreed to participate in certain improvements. The improvements were identified under the previous County transportation policy that required developers to pay for upgrading roads based on Traffic Impacts Evaluation Procedures. The policy was developed at a time when transportation monies in the County were scarce and was aimed particularly at large tract developments which at "build out" would generate significant traffic.

Washington County steadfastly maintains that Metro as the property owner of the first site assumes this total responsibility, and that the County would not accept only a commitment to pay Metro's proportionate share. Although this interpretation is unreasonable, it will take litigation to change it with no reasonable assurance of success. Normally such an unreasonable exaction would be susceptible to legal challenge. In this case the risks of such a law suit are compounded because Newman, originally the property owner, agreed to this condition as part of the SID formation.

Since the SID was adopted, the County has revised their policy for having transportation improvements made by land owners. Now developers are required to pay on a fee per trip basis rather than a traffic impact basis. There have been recent developers that have requested to change this condition and revisions to their developments where approved.

Metro could seek an amendment to the SID plan which would eliminate this requirement based on current policy. Such an amendment goes through a public hearing as a Type III process. It is difficult to ascertain how to apply for such an amendment because Newman is still the property owner for the rest of the SID, and Metro would own only one portion. Logically, if Metro is enough of a property owner to be required to pay, Metro should be enough of a property owner to change the condition, but this too may be litigated.

A third option could be to meet the requirement of the SID and to assure such transportation improvements the major being the widening of Cornelius Pass Road. This may be satisfied perhaps by including the improvements in the TIP.

Conclusion. Staff will get cost estimates of transportation impacts. This development requirement is not likely to be removed through legal action or the County planning process.

B. Current Zoning -- County Interpretation of Ancillary Prohibits West Regional Transfer Station.
Appeal Not Advisable

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D. Functional Plan -- Long-Range

Functional planning gives Metro the ability to directly affect local land use plans with regard to the criteria for transfer stations, and other solid waste facilities. A plan requiring transfer stations outright in appropriate industrial zones with certain performance standards is one proposed option.

To implement this Metro needs to "define and apply a procedure to identify and designate" solid waste as an "activity having a significant impact on the orderly and responsible development of the metropolitan area." ORS 268.390(1). Then the plan is adopted and local plans reviewed for compliance within the following year. ORS 268.390(2) and (4). Metro can require changes in local plans to achieve compliance. ORS 268.390(4). Since this kind of an effort will take careful coordination, the Council, may want to include more than transfer stations in the functional plan.

ESB/gl
5810C/D2-2
06/12/86



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503 221-1646

Memorandum

Date:

June 25, 1986

To:

Council Members

From:

Doug Drennen

Regarding:

CONSIDERATION OF ALTERNATIVE SITES FOR SOLID WASTE TRANSFER AND RECYCLING CENTER AND AUTHORIZATION TO CONDUCT PUBLIC HEARINGS FOR THE PURPOSE OF RECOMMENDING A SITE.

FACTUAL BACKGROUND AND ANALYSIS

In April, the Metro Council reaffirmed their January 16th decision choosing the area of Cornelius Pass and Hwy 26 as the preferred site for the solid waste transfer station. The decision recognized the good access from Highway 26, a limited access highway, onto a major arterial (Cornelius Pass). The fact that the surrounding land uses were predominantly undeveloped industrial property vs. the Champion site in Beaverton which was located in an already developed industrial area was also an important factor.

Alternatives Near Highway 26 and Cornelius Pass

In keeping with the intent of Council which was reaffirmed after the Governor's Task Force presented an alternate site for consideration, staff reviewed other sites within reasonable distance of the Cornelius Pass interchange.

After reviewing all potential sites surrounding the interchange and finding none that would meet the criteria, staff has identified the following two sites for consideration (see Attachment A). These sites were selected based on the following criteria:

- 1) Were part of the original 80 sites reviewed by the Advisory Group and met the criteria.
- 2) Are industrially zoned and are a Type II process in Washington County

- 3) Have good transportation access using arterials and are within two miles of the Sunset Highway
- 4) Are available for sale and with willing sellers.

Site 57

This property is 6.1 acres, owned by the Turner family (see Attachment B). It is located on Cornell Road, 1.3 miles from the Highway 26. All access to the site is via arterial roads. Utilities are available, however, sewer access is approximately 2,600 feet. Transportation improvements needed appear to be limited to the immediate access requirements and appear reasonable. The site is five (5) miles from the center of waste.

Site 52

This parcel is 14.66 acres, owned by the George Swindell/ Partnership, and is zoned industrial. It is located on S.W. 216th, 1.7 miles from the intersection of Highway 26. The owner is a willing seller. Transportation improvements may be required beyond the immediate access due to the location on S.W. 216th. Improvements for access from Cornelius Pass onto 216th may be necessary to assure safe conditions for this level of traffic. These will be examined further if Council elects to proceed with this site. The site is five (5) miles from the center of waste.

Information related to the cost to acquire properties will be provided to the Council in Executive Session.

Sites not on the Interchange 209th and T.V. Highway

This site is 8.2 acres and has a willing seller. The site was recommended by the Governor's Task Force. It is located 3.5 miles from the center of waste and is zoned industrial. Transportation improvements are not excessive, however, a variance may be required for access to the site. Utilities are available. Although this site was not the preferred site, it did meet

the criteria and is generally acceptable.

Other sites in the Beaverton area i.e. Champion and a site at 217/Denny Road identified by the Governor's Task Force were not re-examined because Council's desire to be in the Cornelius Pass area.

It is recommended that a public hearing be held on the two sites located near Cornelius Pass and Cornell Rd. A public hearing has been held on the 209th and T.V. Highway site.

Staff will make a recommendation to the Council on July 24th after considering comments from the public and conducting research on development issues for these two sites.

STC #59

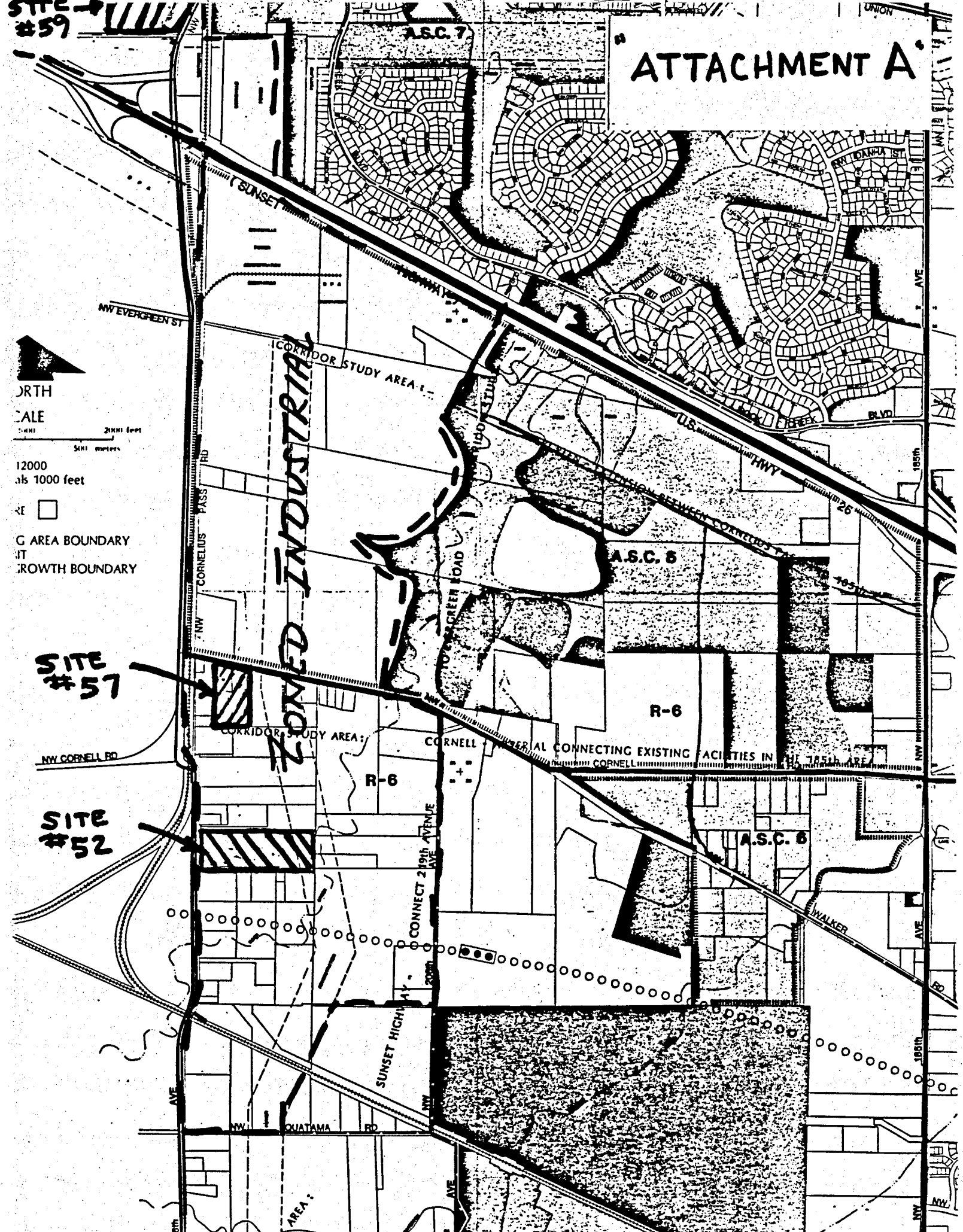
ATTACHMENT A

ORTH
SCALE
12000
1/4" = 1000 feet
500 meters
G AREA BOUNDARY
IT
GROWTH BOUNDARY

SITE #51

SITE #52

PLANNED INDUSTRIAL





METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: June 25, 1986 CONFIDENTIAL

To: Metro Councilors

From: Eleanore S. Baxendale, General Counsel *ESB*

Regarding: West Transfer & Recycling Center Process

Based on the Council's rejection of the Champion Site in Beaverton in favor of the Cornelius Pass site, staff assumed that Council prefers: 1) access from Highway 26 and 2) vacant land surrounding the potential site. Therefore, staff has reviewed sites in the preferred area which were considered by the Advisory Group, and recommends the Council hold the 209th/T.V. Highway Site in reserve.

The fact that the Advisory Group chose to recommend only sites with a score of 55 or higher does not prevent the Council from considering these two sites which scored in the low fifties. This will have to be explained in the staff report and the Council's final action.

The Council should take public testimony on these sites as it did for the other sites recommended it by the Advisory Group or the Governor. The Council should then determine its preferred site, evaluating the same issues it considered important previously: access (distance from Highway 26 or T.V. Highway); traffic impact/cars passing through residential, school, commercial or other sensitive areas); development impact (preference for areas away from residential zoning and without intensive existing development); and design/development factors (retrofitting buildings, cost of roads, existence of wetlands).

If the Council wishes to consider more than the Highway 26/Cornelius Pass area, this should be discussed in public session. The process would be the same: if the area has not already had a public meeting, it should be given one. In the case of the 209th/T.V. Highway Site, a hearing has already been held; however, to recognize the perception that the most recent arguments are the most persuasive, some form of public testimony should be allowed if that site comes out of "reserve" and is under consideration again.

ESB/amn
5885C/D4-2

Jim's motion

Move to " declare the Cornelius Pass site selected by the Council on February 13 is no longer a suitable site because of the Washington County Board of Commissioners' recent interpretation that the Special Industrial District requires more protection than other industrial zones."



AGENDA ITEM 5
6-26-86
Oregon Sanitary Service Institute

4372 Liberty Rd. S., Salem, Oregon 97302 Phone 399-7784

Research
Standards
Service

June 26, 1986

Reply to: 2202 SE Lake Road
Milwaukie, OR 97222 (654-9533)

TESTIMONY BEFORE METRO COUNCIL, June 26, 1986

Re: **Advertising Campaign for Recycling**

When I appeared before you on June 9, 1986, I stated that it was the position of the solid waste industry that Metro should take an aggressive role in promotion and education, but that industry should be included in the planning and promotion stages. Councilor Kirkpatrick expressed a concern that such a procedure take place. Unfortunately, this did not occur.

Had the solid waste industry been involved in planning the advertising campaign currently underway for Metro's Waste Reduction Program, I can assure you the slogan would not have read: "Together we can get out of the dumps."

Both industry and Metro have waged a campaign for many years to change the public perception of landfills. As you tried to site a landfill, you constantly assured the public that you were not trying to saddle their community with an unsightly "dump."

Now your own advertising campaign confirms the public's perception of a rotting pit.

Only the last line of the large newspaper ad stresses the true message - RECYCLING.

This is a typical example of what happens when a task is given to someone who is totally unfamiliar with the subject. They not only gave a negative image, they missed the point entirely.

The solid waste industry strongly recommends that the complete tenor of the advertising campaign be revised to emphasize citizen involvement in recycling and ways that can be accomplished. The industry again recommends that they be included in the planning and promotion stages since they have had the hands-on expertise in this area for many years.

Respectfully submitted,

ESTLE HARLAN,
Industry Consultant

EH:e

Copy: OSSI BOARD
TRI-COUNTY COUNCIL

Agenda Item 5
6/26/86

COPY

June 2, 1986

TO THE METRO COUNCILORS:

After discussing the solid waste reduction promotion campaign with Metro staff, I would like to make a few comments on behalf of the Association of Oregon Recyclers.

The campaign is very well researched and thought out and looks to have every sign of success, except for one very important item. Any good campaign has a slogan or tag line. A simple, short statement that sticks with you for a period of time that keeps the subject in mind. "You deserve a break today" - "Finger lickin' good" - "Double your pleasure". These are tag lines that have endured many years of familiarity. Our society's goal is to have recycling be a life-long project. Therefore, any tag line selected to follow this project needs to be positive and something that conveys our pride in our environment.

"Together we can get out of the dumps" is a negative statement that regresses at least ten years.

- Much effort and many hours and dollars have been spent to have "dumps" recognized as the clean, efficient and professionally run LANDFILLS of today's technology. Running ANY tag line that refers to a "dump" is a disgrace.
- Staff has repeatedly referred to the "double entendre" of "the dumps". That reasoning needs to be recycled! Many phrases can be used that will amuse BUT NOT CONFUSE the public.
- A positive statement such as "Together we can" is a great thing - don't weight it down with negativism. Instead, ask that a positive phrase be added.

Feelings on this subject are very strong. Staff replies it is because we are too close to the issue, that surveyed citizens felt good about the "dumps". This is probably quite true, however, when will we learn that what we feel good about is not necessarily good for us? If the professionals in a field are uncomfortable with a statement made about their profession, do they refute it or make the same statement themselves because their audience feels good about it?

The decision is now with the Council. A positive, complimentary tag line that will accomplish the intent of the solid waste reduction plan - or a tag line that will encourage the public to connect waste reduction with infested, dangerous, open, antiquidated DUMPS to add to Metro's image.

Sincerely,

ASSOCIATION OF OREGON RECYCLERS

Kathy Cancilla
Education Chair

AKC:lvdk

cc: Richard Waker, Presiding Officer
Jim Gardner, Deputy Presiding Officer
Bob Oleson, Councilor
Corky Kirkpatrick, Councilor
Tom DeJardin, Councilor
George Van Bergen, Councilor
Sharron Kelley, Councilor
John Frewing, Councilor
Hardy Myers, Councilor
Larry Cooper, Councilor
Marge Kafoury, Councilor
Gary Hansen, Councilor
Rick Gustafson, Executive Officer

June 3, 1986

Item 5
6/26/86

To: Metro Council

From: SWPAC

Re: Advertising Slogan, "Together We Can Get Out of the Dumps"

SWPAC is eagerly anticipating an exciting advertising campaign for solid waste reduction. However, the committee is very concerned about the selection of the above slogan. A telephone survey of the committee which reached 15 of 16 members resulted in 14 members expressing negative reactions to the use of the slogan.


SWPAC urges Metro Council to give serious consideration to abandoning this slogan and requesting the Coates agency to develop a more appropriate approach to the campaign. We realize production work has already been completed on the campaign but believe it is more cost effective to revise the campaign now, before its release to the public, rather than proceed with it in its present form.

Members of SWPAC have a variety of concerns:

- slogan's use of the word "dumps" is negative, confuses dumps and landfills, and undermines Metro's and industry's efforts to use the correct term, landfill.
- slogan erroneously suggests that landfills could be eliminated, potentially compromising Metro's and DEQ's efforts to site a new landfill.
- slogan has caused grave concern among solid waste hauling industry, recycling industry, and Metro solid waste staff.
- slogan uses a negative rather than positive, proactive approach.

SWPAC realizes that an advertising slogan cannot please all people. However, there is a serious problem with the proposed slogan in that it has provoked a remarkable extremity of negative reactions from a wide range of people. This reaction has already consumed a tremendous amount of energy and threatens to jeopardize morale and motivation of staff and industry representatives.

SWPAC applauds Metro's efforts to use an attention-getting slogan, but feels strongly that the current approach is counterproductive.


Teresa DeLorenzo
Chair

Council Meeting of June 26, 1986

NOTE: The following minutes are in draft form, have not been edited by the Council Clerk and have not been approved by the Council. The Minutes of June 26, 1986, will be considered for Council approval at the meeting of July 24, 1986.

8.1 Consideration of Resolution No. 86-650, for the Purpose of Accepting the Hearings Officer's Report in Contested Case No. 85-7 (Kaiser), Furthering Annexation of the Affected Property to Metro and Expressing Council Intent to Amend the Urban Growth Boundary

Jill Hinckley, Land Use Coordinator, reported when the Council considered the Resolution at its June 12 meeting, it voted to remand the matter to staff to work with the petitioners on providing better assurance the property would be used to meet large parcel needs. She also explained the proposed action was a resolution to: 1) join in a "triple majority" petition for annexation to Metro; and 2) express the Council's intent to amend the Urban Growth Boundary (UGB) as requested once the property was within Metro's jurisdiction. Ms. Hinckley then reviewed staff's proposed language to amend the Hearings Officer's Report as contained in Exhibit D (the exhibit distributed was erroneously marked "C").

Motion: Councilor Kafoury moved to adopt Resolution No. 86-650 as published in the staff report with the following revisions: 1) change "Exhibit C" to read "Exhibit D" ("Amendments to the Hearings Officer's Findings of Fact and Conclusions of Law for Application of Kaiser Development Corporation and Co-Petitioners") under the fourth "whereas" and the first "be it resolved" in the Resolution; 2) include the new language in Exhibit D with the following changes; a) in Exhibit D, item 5, change the reference to "Resolution No. 86-6571" to read "Resolution No. 86-651; b) in Exhibit D, item 6, delete the word "givs" (sic) from the first sentence; c) in Exhibit D, item 6, fourth line, change the word "district" to read "distinct." Councilor Van Bergen seconded the motion.

A discussion followed about whether it was the Council's intent to encourage large lot preservation for all cases or for this case only. The Presiding Officer noted the need for large lots was not universal throughout the District. Councilor Frewing suggested staff schedule a workshop for Councilors, developers and local government planners to offer instruction on UGB issues. The Presiding Officer said a workshop could be scheduled.

Vote: A vote on the motion resulted in:

Ayes: Councilors DeJardin, Frewing, Gardner, Hansen,
Kafoury, Kelley, Kirkpatrick, Oleson, Van Bergen and
Waker

Absent: Councilors Cooper and Myers

The motion carried and Resolution No. 86-650 was adopted as revised.

amn

5923C/313-1

07/07/86

CTS Work Plan Timeline

I. PUBLIC INFORMATION

Project information activities

Continuing information

II. FINANCING

Metro GO bonds

State financing

Local improvement district funds

Hotel/motel tax

Transportation funding (light rail station)

III. DESIGN & CONSTRUCTION

Advisory committee on design & construction

Construction manager (CM)

Architectural/engineering (A/E) design team

Design of convention

Jun 86

Jul

Aug

Sep

Oct

Nov

Dec

Jan 87

Feb

Mar

Apr

May

Jun

Speakers' bureau

4-election

Prepare:
Factsheet
Standard speech
Slide show
Brochure
Calendar of events

Contact local publications
Contract for concept sketches

Public exhibits & displays

Info for property owners

Speaker's bureau

Fulfill election requirements

Bond Counsel
26-Metro actions

Financial advisor
10-Metro resolution
TSCC approval

6-File w/elections officer
15-Voter's pamphlet info
General explan. info

Prepare bond marketing plan

4-election

Market bonds

Contact Gov's staff, staffs of Ways and Means, Trade & Ec. Dev., key legislators

Legislative contact

Receive funds

Inclusion in Gov's draft budget

Select technical consultant (TC) for study on special benefits to LID

Draft report from TC

City engineer report to Metro on plans & specifications for LID

City engineer report to Portland City Council on LID

Portland City Council time-and-manner ordinance creates LID

Intergov't agreement transfers LID funds to Metro

Portland implements LID
Receive funds

6 mo. project budget

Metro, Mult. Co. adopt intergovt. agree

Determine amount

Determine funding sources

Advise project staff, as

Work program & RFP for CM

Select CM

Selection criteria, RFP for A/E

Advertisement Pre-bid conference

Respond to questions Review proposals Recommend candidate

Contract award for A/E 11-Metro approval

Construction

IV. ACQUIRE PROPERTY

Holladay/Union site

Relocate businesses

V. REGIONAL OPERATION OF CONVENTION CENTER

Regional commission to administer center

Transition of ERC to regional commission

Marketing/operations

VI. ADMINISTRATION

Master plan elements

26-Metro review workplan 6-month budget (July-Dec)

Review Clackamas County events center arena

Continue master plan elements

RFP for consultant for arena study

Select consultant Develop contract

Oregon agricultural products and natural resources center

Budget for Jan-June 1987

Soils survey (A/E)
Utility relocation (A/E)

Transportation study (A/E)
Light rail station (A/E)
Refine architectural program

Alternatives for schematic design (A/E)
Site study results (A/E)

Refine cost estimates (A/E)

Schematic design review
City issues
Light rail station agreements w/Tri-Met

Design development drawings, costs for alternatives (A/E)

PDC/Metro contract for acquisition & relocation assistance

Acquire Lloyd Corporation property

Parcel tracking & reporting procedure

Meetings with property owners/tenants

PDC appraisals & negotiations

Relocate businesses (PDC through normal channels)

Draft ordinance establishing regional commission

2-Metro review
23-Metro approve ordinance

27-Select regional commission

Initial contract for marketing agent
Contract w/ERC for booking

Jun 86

Jul

Aug

Sep

Oct

Nov

Dec

Jan 87

Feb

Mar

Apr

May

Jun

Jul Aug Sep Oct Nov Dec Jan 88 Feb Mar Apr May Jun 88 Jul, Aug, Sep 1990

I. PUBLIC INFORMATION

Project information activities

Continuing information

II. FINANCING

Metro GO bonds

State financing

Local improvement district funds

Hotel/motel tax

Transportation funding (light rail station)

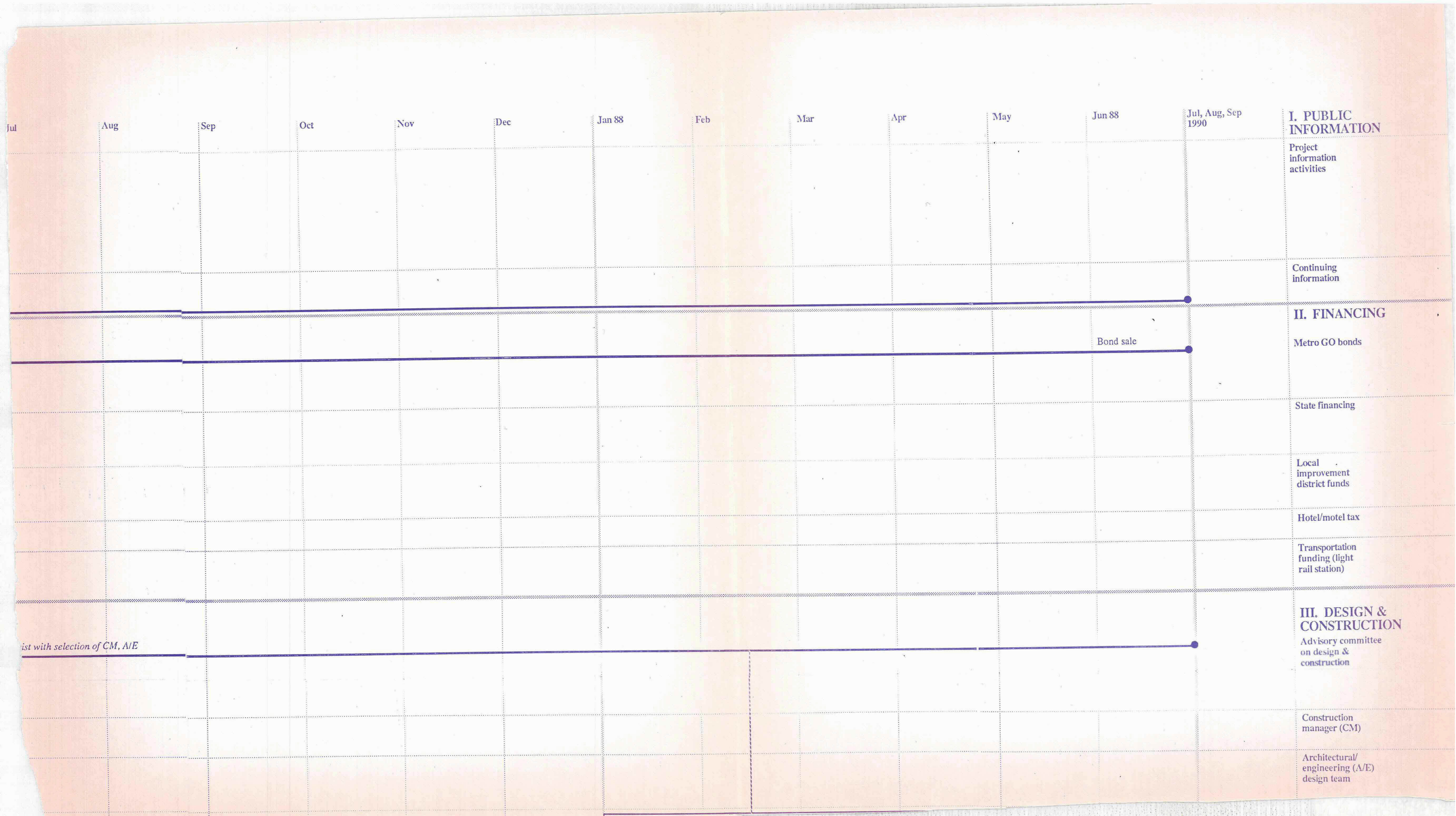
III. DESIGN & CONSTRUCTION

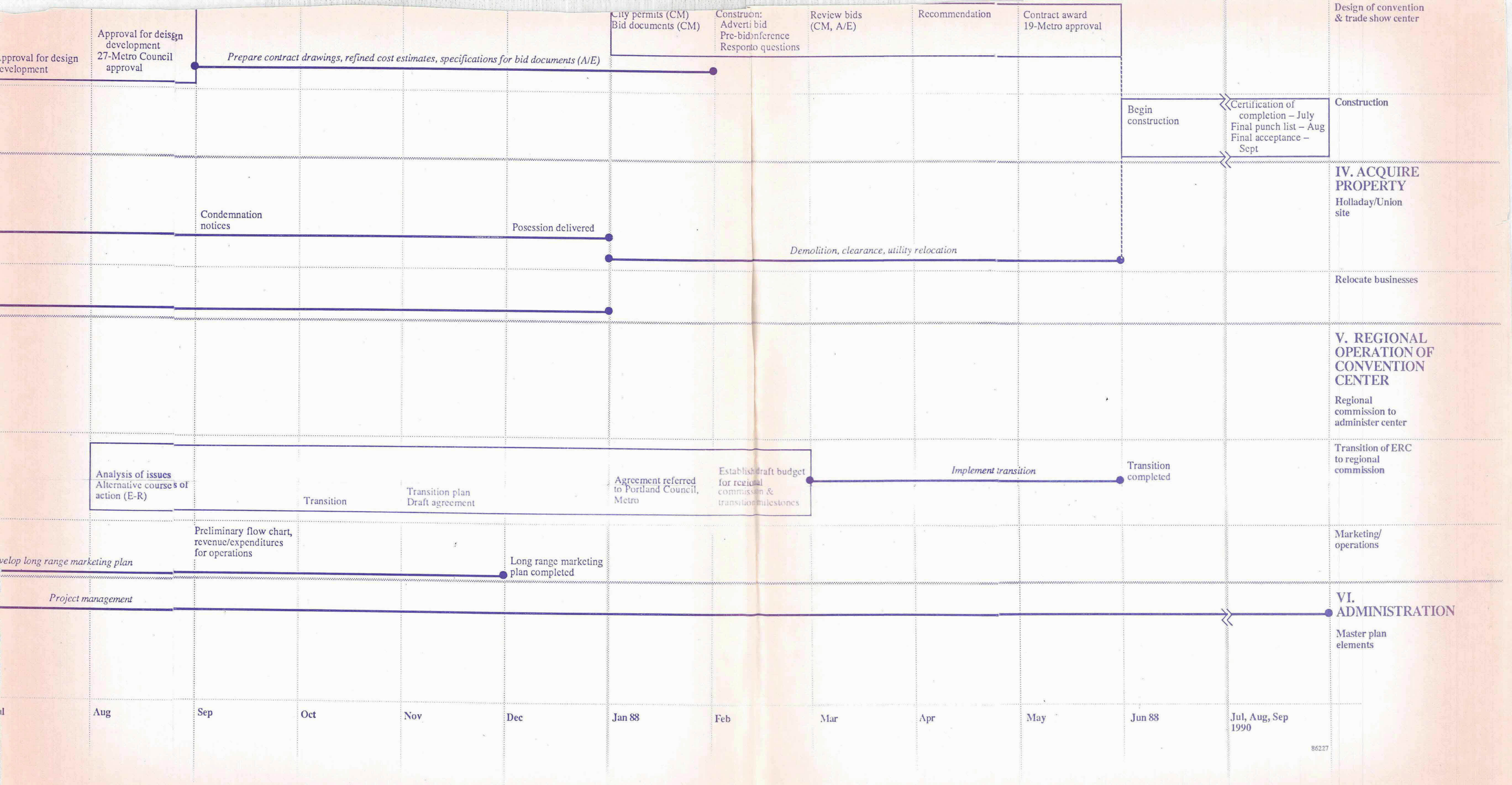
Advisory committee on design & construction

Construction manager (CM)

Architectural/engineering (A/E) design team

ist with selection of CM, A/E







METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: June 26, 1986
To: Richard Waker, Presiding Officer
From: Ray Barker, Council Assistant
Regarding: COUNCIL AGENDA NOTES FOR JUNE 26 MEETING

7.1 Consideration of Ordinance No. 86-203, Amending Metro's Code Section 2.05 regarding Deadlines and New Evidence and Exceptions to Revised Orders (First Reading and Public Hearing) (Action Requested: Motion for Adoption)

- a. Announce that this is the first reading and public hearing of Ordinance No. 86-203.
- b. Have Clerk read the Ordinance a first time by title only.
- c. Have Ms. Hinckley present staff report.
- d. Receive a motion for adoption of Ordinance No. 86-203.
- e. Open public hearing.
- f. Close public hearing.
- g. Council questions and comments.
- h. Announce that the second reading of Ordinance No. 86-203 will be July 10.

7.2 Consideration of Ordinance No. 86-204, Amending Ordinance No. 85-189 (Temporary Procedures for Hearing Petitions for Major Amendment of the Urban Growth Boundary) (First Reading and Public Hearing) (Action Requested: Motion for Adoption)

- a. Announce that this is the first reading and public hearing of Ordinance No. 86-204.
- b. Have Clerk read the Ordinance a first time by title only.
- c. Have Ms. Hinckley present staff report.

- d. Receive a motion for adoption of Ordinance No. 86-204.
- e. Open public hearing.
- f. Close public hearing.
- g. Council questions and comments.
- h. Announce that the second reading of Ordinance No. 86-204 will be on July 10.

8.1 Consideration of Resolution No. 86-650, for the Purpose of Accepting the Hearings Officer's Report in Contested Case No. 85-7 (Kaiser), Furthering Annexation of the Affected Property to Metro and Expressing Council Intent to Amend the Urban Growth Boundary (Action Requested: Adoption of the Resolution)

- a. Have Ms. Hinckley present staff report.
- b. Invite petitioner to speak.
- c. Receive motion to adopt Resolution No. 86-650.
- d. Council questions and comments.
- e. Vote on motion to adopt Resolution No. 86-550.

8.2 Consideration of Resolution No. 86-658, for the Purpose of Granting Public and Commercial Rate Increases at the Killingsworth Fast Disposal Landfill (Action Requested: Adoption of the Resolution)

- a. Have Mr. McConaghy present staff report.
- b. Receive motion to adopt Resolution No. 86-658.
- c. Invite public comments.
- d. Council questions and comments.
- e. Vote on motion to adopt Resolution No. 86-658.

8.3 Consideration of Resolution No. 86-654, for the Purpose of Amending Resolution No. 85-562 Amending the FY 1985-86 Budget and Appropriations (Public Hearing) (Action Requested: Adoption of the Resolution)

- a. Have Ms. Sims present staff report.
- b. Receive motion to adopt Resolution No. 86-654.
- c. Open public hearing.

- d. Close public hearing.
- e. Council questions and comments.
- f. Vote on motion to adopt Resolution No. 86-654.

8.4 Consideration of Resolution No. 86-659, for the Purpose of Adopting the Annual Budget for FY 1986-87, making Appropriations from Funds of the District in Accordance with Said Annual Budget, and Levying Ad Valorem Taxes (Public Hearing) (Action Requested: Adoption of the Resolution)

- a. Have Ms. Sims present staff report.
- b. Receive motion to adopt Resolution No. 86-659.
- c. Open public hearing.
- d. Close public hearing.
- e. Council questions and comments.
- f. Receive motion to incorporate proposed amendments.
- g. Vote on proposed amendments.
- h. Vote on main motion to adopt Resolution No. 86-659.

8.5 Consideration of Resolution No. 86-657, for the Purpose of Authorizing a New Classification (Program Assistant 2) and Amending the Pay and Classification Plans (Action Requested: Adoption of Resolution)

- a. Have Mr. Boose present staff report.
- b. Receive motion to adopt Resolution No. 86-657.
- c. Council questions and comments. Kay Rich will be present to answer questions.
- d. Vote on motion to adopt Resolution No. 86-657.

8.6 Consideration of Resolution No. 86-660, for the Purpose of Amending the Pay Plan for Non-Union Employees (Action Requested: Adoption of Resolution)

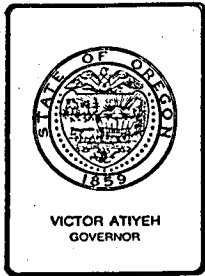
- a. Have Mr. Boose present staff report.
- b. Receive motion to adopt Resolution No. 86-660
- c. Council questions and comments.
- d. Vote on motion of adopt Resolution No. 86-660.

- 8.7 Consideration of Resolution No. 86-656, for the Purpose of Appointing Citizen Members to the Solid Waste Rate Review Committee (Action Requested: Adoption of Resolution)
- a. Have Mr. Barker present staff report.
 - b. Receive motion of adopt Resolution No. 86-656.
 - c. Council questions and comments.
 - d. Vote on motion to adopt Resolution No. 86-656.

EXECUTIVE SESSION (Held Under the Authority of ORS 192.660(1)(e), (f) and (h))

- a. Recess regular meeting.
 - b. Hold Executive Session.
 - c. Return to regular meeting.
 - d. Discuss nonconfidential matters. Take any necessary action.
 - e. Adjourn regular meeting.
-

RB/sm
5884C/D4
06/26/86



Department of Transportation
HIGHWAY DIVISION

Right of Way, Metro Office, Phone: 238-8215
5821 NE. GLISAN, PORTLAND, OREGON 97213

JUN 25 1986

June 19, 1986

In Reply Refer to
File No.:

Mr. Tuck Wilson
CTS Project Office
Metro
2000 S.W. First Ave.
Portland, OR 97201

Convention Center Estimate

It was a pleasure to meet and visit with you yesterday at the PDC office while reviewing the file for the Holladay convention center site.

As we discussed then, the estimate appears to have been performed in a thorough and responsible manner. PDC obtained several opinions of value for each individual parcel and factored in what seem to be reasonable amounts for relocation, settlement, personnel, demolition and administrative costs.

You may recall that we noted there may be at least one instance where the project appears to require only part of an owner's property. During acquisition it is conceivable the owner might demand that the remainder be purchased as well. However, the added cost of such additional purchases appears relatively insignificant compared to the total estimate.

Good luck with your project and please let us know if we may be of assistance.

Sincerely,

Erik Ingebretson
Metro Liaison Agent

EI:jb

cc Steve Green
J. B. Boyd



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: June 27, 1986

To: Metro Council

From: Ray Barker, Council Assistant

Regarding: Evaluation of District 9 Candidates

The following candidate scores and rankings were taken from the evaluation forms completed by the three-member Citizen Committee on June 26, 1986:

	<u>Ranking of Candidates</u>	<u>Committee Members'</u> <u>Scores*</u>			<u>Average Score</u>
		<u>A</u>	<u>B</u>	<u>C</u>	
1st	Tanya Collier	25	28	28	27.0
2nd	Bob Palmer	24	18	21	21.0
3rd	Edward Meese	14	16	11	13.7
3rd	Ben Butzien	8	16	17	13.7

*with the evaluation form used, the highest score possible is 30.

Attached are written comments made by members of the Citizen Committee regarding the strengths and weaknesses of the candidates.

Written Comments Made by Citizens Committee

TANYA COLLIER

1. Understands need to secure support
2. Like her varied background
3. Provide good sound judgment on regional level
4. Would make a strong candidate for election as she is well known.

BOB PALMER

1. Has not lived here very long - not familiar with district
2. Strong in public duties but weak in knowledge of district
3. Lack of knowledge of the district
4. Has no Portland experience at the local level.
5. Would have a hard time being a successful candidate for election.

EDWARD MEECE

1. Interested in urban growth - key component of Metro
2. Interested in wider view of Metro
3. Articulate - has broad sense of duties
4. Has shown no interest in local government to date, no activity at the local level, would be a weak candidate for election.

BEN BUTZIEN

1. Too concerned with grassroots, doesn't see the overview/regional
2. Doesn't correlate regional duties versus city, or understand the broader sense or view.
3. Lack of understanding of overall responsibilities of Metro
4. Has a strong involvement in the community
5. Would be a good candidate

RB:tj



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

METRO COUNCIL DISTRICT 9 POSITION

Questions for Candidates:

1. Why would you like to be a Metro Councilor?

2. What services do you think Metro should provide?

3. How should Metro relate with other governments in the region?

4. Metro Councilors are responsible for setting regional policy and, for fiscal oversight of the Metropolitan Service District.

Explain how your background would enhance the Council's ability to perform these tasks.

5. By assuming this position, you will be appointed to represent a district of approximately 78,000 people -

Please share with us your knowledge of the needs and concerns of your district.

What experience do you have in working with community organizations, as well as individuals in your district?

How would you balance the needs of your district with the needs of the region?

June
1986

METRO COUNCIL DISTRICT 9 POSITION

Evaluation Form

1. Knowledge of Metropolitan Issues

A. Metro: Understands the major programs and responsibilities of Metro and upcoming issues.

1) very weak 2) somewhat weak 3) average 4) somewhat strong 5) very strong

Comments:

B. Regional Intergovernmental Relations Understands relationships with other governments in region.

1) very weak 2) somewhat weak 3) average 4) somewhat strong 5) very strong

Comments:

2. Duties of Metro Councilor Understands/has experience in policy setting and budget process.

A. Public Policy Skills: Background and experience in public policy setting.

1) very weak 2) somewhat weak 3) average 4) somewhat strong 5) very strong

Comments:

B. Budget Skills: Background and experience in using budget as policy setting tool.

1) very weak 2) somewhat weak 3) average 4) somewhat strong 5) very strong

Comments:

3. Constituent Relations Experience in working with broad based community concerns: particularly within Metro Council District 9.

1) very weak 2) somewhat weak 3) average 4) somewhat strong 5) very strong

Comments:

4. Personal Goals Why does this candidate wish to be a Metro Councilor?

5. Observations

A. Communication Skills: Ability to clearly share thoughts with constituents and fellow Councilors; ability to listen and understand other people's opinions.

1) very weak 2) somewhat weak 3) average 4) somewhat strong 5) very strong

Comments:

B. Strengths/Weaknesses of candidate (based on application and any additional information provided):

C. General Comments:

METROPOLITAN SERVICE DISTRICT
2000 S.W. 1st Avenue, Portland, Oregon 97201 (503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE

DISTRICT 9

This application must be completed in full and returned to Metro at the above address not later than 5:00 p.m. June 23, 1986.

NAME: BEN BUTZIEN DATE: 6/21/86
ADDRESS: 42 SE 83RD AVE. PORTLAND OREGON 97216
Street City State Zip
TELEPHONE: (Day) 253-6076 (Evening) SAME.

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION: CAREER IN CONSTRUCTION, LAND USE & HISTORIC REHAB CONSULTING, MANY YEARS INVOLVEMENT IN COMMITTEES, BOARDS & COMMISSIONS DEALING WITH RELATED ISSUES - PLEASE SEE RESUME, ATTACHED.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE POSITION:

RESPECT FOR METRO BOARD & CHALLENGE OF LOCAL/REGIONAL ISSUES & SOLUTIONS

HIGH SCHOOL ATTENDED: WOODROW WILSON, PORTLAND, OR.
COLLEGE: Name PORTLAND STATE UNIV. Major B.S. GEN. STUDIES -
Name _____ Major SOCIOLOGY, URBAN STUDIES,
ADMINISTRATION OF JUSTICE

VOCATIONAL TRAINING: Name _____ Course _____
Name _____ Course _____

OTHER FORMAL EDUCATION: _____

EMPLOYMENT HISTORY:

Present or Last Employer P.B. Butzien - Builder, Designer & Woodworker
Address 42 S.E. 83RD AVE. PORTLAND, OREGON 97216
Position or Title OWNER - GEN. MGR. Phone 253-6076
Duties PLEASE SEE RESUME, ATTACHED

Dates of Employment AUGUST, 1976 TO PRESENT

CERTIFICATE

I hereby certify that I am an elector and resident of subdistrict No. 9 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 9 for a continuous period of at least one year as of JULY 10, 1986; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED JUNE 23, 1986

PB Butzien
Applicant's Signature

AJ/srs
6770A/94
01/17/86

RESUME

P. BEN BUTZIEN
42 S.E. 83rd Ave
Portland, Oregon 97216

(503) 253-6076

PERSONAL INFORMATION

Date of Birth - June 19, 1946

Social Security Number - 543-50-5542

Oregon Driver's License - 479841

Height - 5 ft, 8 in

Weight - 165

Married 14 Years - Karen Perkins-Butzien

Dependents - Jay, 11 yrs

Coby, 7 yrs

Jessica, 3 yrs

EMPLOYMENT HISTORY

P.B. Butzien - Builder, Designer & Woodworker (Self Employed)
42 S.E. 83rd Ave
Portland, Oregon 97216

TITLE: Owner, General Manager

SUPERVISOR: None

DATE: August, 1976 to Present

DUTIES: Responsible for all aspects of operation and management of local construction and woodworking company; Experience includes new construction and remodeling, residential and light commercial, custom shopwork and consultation; Supervise sub-contractors and staff; Bidding, financial management, design, plans, permits and job supervision; Also manufacture custom and commissioned furniture, woodworking and cabinetry in shop.

Alternate-Inn, Inc.

P.O. Box 12282
Portland, Oregon 97214

TITLE: Executive Director

SUPERVISOR: Larry Rutter

DATE: December, 1973 to August, 1976

DUTIES: Conceived and developed residential treatment program for adult felony offenders on probation and parole; grant writing and fundraising; recruitment, training and supervision of staff, volunteers and practicum students; represented program at community meetings and events, with news media and interested governmental and private agencies; made presentations at professional seminars, conventions and training events; lectured high school and college classes; facilitated group and individual counseling with program clients; prepared and implemented policy and budgetary decisions of Board of Directors.

Oregon Corrections Division

Adult Parole and Probation Section
Portland Branch Office East
7305 N.E. Glisan St
Portland, Oregon 97213

TITLE: Human Resources Assistant II

SUPERVISOR: George Hutto

DATE: September, 1973 to May, 1976

DUTIES: Supervised caseload of adult felony offenders on probation and/or parole; supervised volunteers and practicum students in developing and implementing work and treatment plans, resources and alternatives.

EDUCATION

Primary

Edwin Markham Elementary
Portland, Oregon

High School

Woodrow Wilson High School
Portland, Oregon
Graduated June, 1964

College

Portland State University
Portland, Oregon

B.S. General Studies/Sociology - 1974

B.S. Urban Studies - 1975

B.S. Administration of Justice - 1975

COMMUNITY AND CIVIC ORGANIZATIONS

Bureau of Buildings Budget Advisory Committee

Portland, Oregon

Chair

1983 to 1986

Budget Advisory Coordinating Committee

Portland, Oregon

Bureau of Buildings Rep

1984 to 1986

Southeast Uplift Neighborhood Program

Portland, Oregon

Board Member & Neighborhood Rep

1978 to September, 1985

Southeast Uplift Land Use Committee

Portland, Oregon

Chair

1979 to September, 1985

Southeast Uplift Crime Prevention Committee

Portland, Oregon

Member

1981 - 1982

Reed Neighborhood Association

Portland, Oregon

Board Member; SEUL Delegate

1978 to 1983

Montavilla Community Association

Portland, Oregon

Chair

1983 to present

Multnomah County Citizens' Involvement Committee

Portland, Oregon

Chair

January, 1985 to present

Muh Co DES Citizen Budget Adv. Comm.
Portland, Oregon
Chair
1986

82nd Avenue Business Association
Portland, Oregon
Member
February, 1985 to present

Alliance of Portland Neighborhood Business Associations
Portland, Oregon
82nd Ave B/A Delegate
1985 to present

Portland City Club
Portland, Oregon
Member
1986

METROPOLITAN SERVICE DISTRICT
2000 S.W. 1st Avenue, Portland, Oregon 97201 (503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE

DISTRICT 9

This application must be completed in full and returned to Metro at the above address not later than 5:00 p.m. June 23, 1986.

NAME: Edward Ted Meece DATE: June 23, 1986

ADDRESS: 4124 NE Royal Court, Portland Oregon 97232
Street City State Zip

TELEPHONE: (Day) 227-0597 (Evening) 233-1719

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION:

Legislative Intern 1973, 1975; Leslative Assistant 1977

Attorney at Law in Portland, Oregon (trial emphasis) 1978 to present,
partner in the firm of Deich, Hinton and Meece.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE POSITION:

I have a strong interest in regional planning issues particularly
regarding transportation. In my judgment, the Tri-county area needs
a mass transporation system that is responsible to the people it serves
through officials they elect. I would like to see Metro take this
responsibility.

HIGH SCHOOL ATTENDED: Willow Glen High, San Jose, California

COLLEGE: Name Willamette University Major Political Science

Name _____ Major _____

VOCATIONAL TRAINING: Name _____ Course _____

Name _____ Course _____

OTHER FORMAL EDUCATION: Willamette University Law School - 1976

EMPLOYMENT HISTORY:

Present or Last Employer Deich, Hinton and Meece

Address 1618 SW First #400, Portland, OR 97201

Position or Title n/a Phone 227-0597

Duties general practice of law, represent clients in all court, civil and criminal in the State of Oregon

Dates of Employment partner 1984 to present. Prior to that I was in sole practice.

CERTIFICATE

I hereby certify that I am an elector and resident of subdistrict No. 9 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 9 for a continuous period of at least one year as of July 10, 1986; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED 6/23/86

Edward Ted Meece
Applicant's Signature

AJ/srs
6770A/94
01/17/86

I have always been interested and involved in local and state government. As a native Portlander, this position provides me the opportunity to utilize the skills I have acquired over the years to make the greater Portland area a better place to live.

HIGH SCHOOL ATTENDED: Washington High Portland

COLLEGE: Name Portland Community College Major Social Science
Name Portland State University Major Social Science/education

VOCATIONAL TRAINING: Name _____ Course _____
Name _____ Course _____

OTHER FORMAL EDUCATION: Enrolled in masters program.

EMPLOYMENT HISTORY:

Present or Last Employer Oregon Child Care Education and Advocacy Project.

Address 2455 Franzen N.E. Salem, Oregon 97301.

Position or Title Executive Director Phone 581-1093

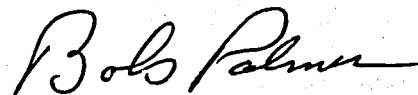
Duties To administer the day to day functions of a statewide child
care advocacy program.

Dates of Employment July 1, 1985 to present

CERTIFICATE

I hereby certify that I am an elector and resident of subdistrict No. 9 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 9 for a continuous period of at least one year as of July 10, 1986; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED June 17, 1986



Applicant's Signature

AJ/srs
6770A/94
01/17/86

6406 E. Burnside
Portland, Oregon 97215

June 21, 1986

Selection Committee
2000 SW First Ave
Portland, Oregon 97201

Dear Sir:

As a manager and a former local government policy/administrator, I have supervised, coordinated and evaluated personnel as well as reviewed and adopted local and state budgets ranging from \$20,000,000 to over 1.9 billion dollars. My background encompasses fifteen years experience in both local and state government as well as in education. Given these qualifications, I am pleased to submit my name as a candidate for appointment to the vacant position from Metro District 9.

During my three terms in the Montana State Legislature, I established a positive track record of working with diverse personalities and philosophies. As county commissioner, I interacted on a regular basis with senior citizens, city alderman, the mayor, business leaders, the press, labor leaders and the public. Over the years, I succeeded in establishing a relationship of mutual trust and respect with officials at the local, state and federal levels of government.

Should I be appointed to the council, I bring an understanding that persistence generates progress. I learned long ago, that government moves slowly and if something can go wrong it will. Further, I understand that along with a position such as this comes the potential for criticism. Again, I am no stranger when it comes to the controversy of making difficult decisions. Over the years I have attended meetings and on more than one occasion faced angry citizens hostile over something the county or state legislature had under consideration. I possess a mature understanding based upon first hand experience of the process for implementing sound public policy.

As an elected official, I always looked for creative ways to reduce the cost of government without gutting essential services. The challenge of providing necessary services while eliminating duplication is what prompted me to apply for this position. It makes good sense in an era of shrinking public revenues to encourage the delivery of services on a regional basis. As a member of the Metro Council, I would use my expertise and understanding of local and state government

to negotiate when possible or change the law if necessary to bring those services best delivered on a regional basis under the authority of Metro.

Finally, I would appreciate the opportunity to discuss this further in an interview.

Respectfully,


Bob Palmer

1-503-236-5429 Home Phone
1-503-230-9269 Message Phone

Bob Palmer
6406 E. Burnside
Portland, Oregon 97215

Ph. (503)236-5429
(503)230-9269

SUMMARY OF EXPERIENCE

- Over 15 years experience in management, local and state government and education that includes budget preparation, program planning and directing and motivating staff.
- Served 11 years as elected public local and state official that included six years in Montana State Legislature; two terms in state house, one term in state senate and five years as county commissioner in the third most populated county in Montana.
- Served as both administrator and policy maker for non-profit organizations; duties included preparing comprehensive reports and recommendations to the board; supervising staff, fund raising, and program development.

PROFESSIONAL EXPERIENCE

- Thorough knowledge of management principles; skilled in budget and personnel procedures; developed and wrote job descriptions, conducted staff evaluations, and grievance hearings.
- Screened, interviewed, hired and supervised group home houseparents. Conducted program and personnel evaluations. Maintained corporate records.
- Well developed communication skills; proven ability to work with people from all walks of life such as reporters, businessmen, elected officials, bureaucrats as well as taxpayers; established professional relationship of trust and earned respect of elected officials at the city, county, state and federal levels of government.
- Demonstrated expertise in legislative procedures and coalition building; passed 18 of 24 bills during legislative career.
- Co-founded and lobbied with the Montana Urban Coalition during the 1983 legislative session; resulted in the passage of first state revenue sharing program for local governments totalling over \$6,000,000.
- Mobilized community, business, and press support in building effective statewide coalitions; assisted legislative committees, citizens' groups and governing boards in developing legislative strategies; organized and prepared testimony before various state legislative committees.

EMPLOYMENT HISTORY

July 1985 to Present	<u>Executive Director</u> Oregon Child Care Education and Advocacy Program 2455 Franzen NE Salem, Oregon 97301
January 1981 to July 1985	<u>County Commissioner</u> County Courthouse Missoula, Montana 59802.
December 1976 to January 1981	<u>Teacher, Adult Basic Education</u> Missoula Vocational Technical Center Missoula, Montana 59801
January 1975 to January 1981	<u>Montana State Representative and State Senate</u> Capitol Station Helena, Montana 59601
May 1975 to September 1975	<u>Housing Administrator</u> Missoula Developmentally Disabled Homes Council Missoula, Montana 59801
May 1973 to June 1974	<u>Executive Director</u> Project REACH Missoula, Montana 59801
January 1971 to May 1973	<u>Teacher</u> Mary Immaculate School De Smet, Idaho 83824

PROFESSIONAL ACTIVITIES

- Appointed three consecutive years to the National Association of Counties, Human Services Steering Committee.
- Elected two terms to the Executive Board of Directors for the Montana Association of Counties (MACo) and the Montana Urban Coalition; appointed by the Governor to the State Job Training Coordinating Council.
- Awarded by Coeur d' Alene Indian Tribe, "Resolution of Tribute for Service"; recognition received from the Montana Daycare Association in 1977 and the Montana Adult Basic Education Association in 1979

EDUCATION & SPECIAL TRAINING

Enrolled Masters Program, 1986, Portland State University
Portland, Oregon. Major: Master Public Administration (MPA)
Bachelor of Science, 1971, Portland State University,
Portland, Oregon. Major: Social Science
Oregon Secondary Teaching Certificate
Associate of Arts, 1967, Portland Community College,
Portland, Oregon. Major: Social Science
Word Processor, Missoula Vocational Technical Center, 1983,
18 hours: Management and Organization, The Budget Process, University of
Montana, 1983, Missoula, Mt. 59802.

METROPOLITAN SERVICE DISTRICT
2000 S.W. 1st Avenue, Portland, Oregon 97201 (503) 221-1646

APPLICATION FOR APPOINTMENT
TO VACANT METRO ELECTIVE OFFICE

DISTRICT 9

This application must be completed in full and returned to Metro at the above address not later than 5:00 p.m. June 23, 1986.

NAME: TANYA COLLIER DATE: June, 19, 1985
ADDRESS: 8637 S.E. Morrison Portland Oregon 97216
Street City State Zip
TELEPHONE: (Day) 293-0011 (Evening) 256-3699

LIST EXPERIENCE, SKILLS OR QUALIFICATIONS WHICH YOU FEEL WOULD QUALIFY YOU FOR THE POSITION: I have over ten (10) years experience in public policy development. Personal skills specific to this position include: group facilitation experience, public speaking experience, citizen involvement skills, personal knowledge of District #9 and political experience. PLEASE REFER TO ATTACHED RESUME for details.

IN THE SPACE PROVIDED STATE YOUR REASONS AND PURPOSES FOR APPLYING FOR THE POSITION:

PLEASE REFER TO ATTACHED

HIGH SCHOOL ATTENDED: John Marshall High School, Portland, Or
COLLEGE: Name Portland State Univ. Major B.S. Political Science (1974)
Name Portland State Univ. Major Master's in Public Admin. (1979)
VOCATIONAL TRAINING: Name Leadership Skills Institute Course Group facilitation
Name _____ Course _____

OTHER FORMAL EDUCATION: _____

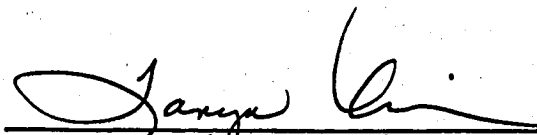
EMPLOYMENT HISTORY:

Present or Last Employer Oregon Nurses Association
Address 9700 S.W. Capitol Highway Suite 200 Portland, Or 97219
Position or Title Labor Representative Phone 293-0011
Duties Collective Bargaining, Grievance handling, Training, Organizing,
Project development, Arbitration, Unfair Labor Practices, Advocacy
Dates of Employment March, 1985 - Present

CERTIFICATE

I hereby certify that I am an elector and resident of subdistrict No. 9 of the Metropolitan Service District, as reapportioned in 1981; that I will have been a resident of subdistrict No. 9 for a continuous period of at least one year as of July 10, 1986; and that I am not an elected official of any other public body or, if an elected official, I will resign such office prior to appointment.

DATED June 19, 1986


Applicant's Signature

AJ/srs
6770A/94
01/17/86

June 19, 1986

Ray Barker, Council Assistant
Metropolitan Service District
2000 S.W. First Avenue
Portland, Oregon 97201

Dear Mr. Barker,

Enclosed please find my application for appointment to the District 9 vacancy created by Hardy Myers' resignation.

I have been a resident of District 9 virtually all of my life. In particular, I have lived at 8637 S.E. Morrison, Portland, Oregon, since 1977. I am not currently an elected official.

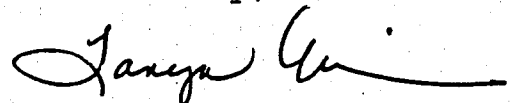
In addition to my application for appointment, I have enclosed my resume and some (as time allowed) supplemental answers to the questions you will ask during the interview. Since only 10 minutes is allowed, I will try to be succinct with my verbal comments. If you would like more information please call me at work or at home.

Barring unforeseen circumstances, I intend to run for the position if I am appointed. I am prepared to gather the necessary signatures on a nominating petition and campaign for the position.

I apologize for my unavailability to interview until after 4 p.m. on June 26th. If this is inconvenient, please contact me and I will rearrange my work schedule.

Thank you for the opportunity to gather, and focus, my thoughts on Metro. It is something every Metro voter should do --but doesn't, unless provoked. I look forward to our interview.

Sincerely,



Tanya Collier

Enclosures
TC/ct

REASONS AND PURPOSES FOR APPLYING FOR THIS POSITION

I believe in the concept of Regional Government. I also believe that the creation of Metro was the implementation of sound public policy. In order to succeed, however, Metro really needs some positive, visible--and successful projects.

I am submitting my name for this appointment, not only because I believe in Regional Government, but because I have some skills and talents to help it reach full potential.

I have been an active citizen and have a variety of public relations skills. Additionally, I have extensive knowledge of government at all levels. Specifically, my knowledge and experience include: the public decision making process, budget, personnel, planning, evaluation and organizing public interest campaigns.

Tanya Collier
8637 S.E. Morrison
Portland, Oregon 97216
(503) 256-3699

Resume

TANYA COLLIER

SUMMARY DESCRIPTION

Professional manager with strong, successful background in public administration. Experience includes high-level management responsibility for planning, budgeting, operational control, and evaluation. Especially adept at team building and special project troubleshooting. Have solid background helping organizations develop policy positions, representing those positions in a variety of public forums. Have well developed skills in group negotiation and public speaking. Active in civic affairs at both the state and local level.

CAREER OBJECTIVE

Upper-level management position which is a challenge and takes advantage of my professional growth in public administration.

EDUCATION

Master's Degree, Public Administration, Portland State University, 1979. Recipient of National Public Service Fellowship. Study emphasis on personnel administration and collective bargaining.

B.S., Political Science, magna cum laude, Portland State University, 1975. Named University Outstanding Scholar for 1975.

A.A., Political Science, with highest honors, Clackamas Community College, 1973.

Certification, six-month course at the Leadership Skills Institute, Goldbar, Washington, 1976.

EMPLOYMENT

General Manager
Portland Energy Conservation, Inc. (PECI)
Portland, Oregon
October 1983 to Present

PECI is a private, non profit corporation charged with implementing the private sector goals of the City of Portland's Energy Policy.

Through \$3.5 million in contracts with private corporations and local, state and federal agencies, Peci administers

5 programs including: low interest residential weatherization loans, weatherization cash rebates; marketing that promotes a variety of weatherization opportunities available to the public as well as energy conservation in general; a Commercial/Industrial energy audit program; and, a Commercial/Industrial evaluation program.

Primary management responsibilities: personnel, planning, budgeting, program supervision, evaluation, securing and administering energy conservation contracts and reporting to a 7 member Board of Directors appointed by City Council. PECI has 12 employees and a monthly operating budget of \$30,000.

Director

Department of Intergovernmental Relations and Community Affairs

Multnomah County

January 1981 -- January 1983

This was one of six major department directorates in Multnomah County government. Was responsible for overseeing eight program activities, including legislative policy development, lobbying, public information, intergovernmental affairs, citizen involvement, ombud assistance, and cable television franchising and regulation. Major achievements in the position included:

- Upon assuming a relatively new department, stabilized it and established operating procedures, including an approach to legislative policy development that has become a model for other jurisdictions around the country.
- By the account of many state legislators, established the most effective lobbying program the County ever had at the state capitol.
- Established a tradition of negotiation with other jurisdictions. Organized and chaired intergovernmental negotiations on a number of important issues: cooperative purchasing among 9 jurisdictions, division of law enforcement coverage between the Multnomah County Sheriff's Office and the Portland Police Bureau, proposed merger of the human resource departments of Multnomah County and the City of Portland.

The voters made several Charter changes in 1983; one of which abolished the Department of Intergovernmental Relations and Community Affairs.

Assistant Director

Department of Intergovernmental Relations and Community
Affairs

Multnomah County

August 1980 -- January 1981

General responsibilities included assisting the department director in the activities mentioned above. Special responsibilities included supervising all community affairs programs and developing a public information program. Promoted to director of the department.

Special Project Manager

Bureau of Budget and Management

City of Portland

January -- June 1980

Temporary assignment. Was responsible for coordinating the City budgeting process. This entailed the review of all bureau budgets and the production of the City's budget document for submission to the City Council.

Staff Assistant

Multnomah County Commissioner Barbara Roberts

June -- December 1978

Responsible for analysis of Commission agenda items, liaison to the Department of Human Services, constituent relations, development of public forums on policy issues. Was given special responsibility for revising and implementing the County's Affirmative Action plan, an effort that kept the County from losing \$10 million in federal funding.

Commissioner Roberts was fulfilling an unexpired term. When her term expired I accepted a public service fellowship in Portland State's MPA program.

Executive Director

Multnomah County Children's Commission

September 1976 -- May 1978

Responsible for general administration of the agency, development of legislative proposals, and lobbying for child welfare legislation. Coordinated citizens, business, and labor involvement in day care programs. Encouraged and helped several businesses and public bodies to establish employee-sponsored day care programs.

CIVIC AND PROFESSIONAL ACTIVITIES

- 1985-86 Co-Chair, Portland State University, Public Administration 10th Anniversary celebration.
- 1982-84 Adjunct Professor, Master's in Public Administration Program, Portland State University. Taught courses in Intergovernmental Relations and Public Management.
- 1984-85 Portland State University Foundation.
- 1984-85 Columbia Willamette Futures Forum (CWFF), Critical Choices '84 (Parks, Libraries, Transportation) Conference Steering committee.
- 1983-84 Board member, Metropolitan Citizens League.
- 1983-84 Member, Multnomah County Charter Review Commission.
- 1983-86 Member, City Auditor's Citizen Advisory Committee, City of Portland.
- 1983-86 County Auditor's Citizen Advisory Committee and personnel selection committee.
- 1981-83 Member, Council of Intergovernmental Coordinators, National Association of Counties (NACO).
- 1980-81 Member, School Closure Committee, Portland School District 1.
- 1977-80 Multnomah County Community Action Agency (MCCAA), member and Board Chair, 1979.
- 1979-80 Member, Joint City-County 911 Emergency Service Task Force; responsible for establishing a 911 emergency telephone system in the Portland Metropolitan area.
- 1979 Member, District Attorney's Task Force on Domestic Violence.
- 1979 Member, Office of Management and Budget Advisory Committee, Multnomah County.
- 1978 Chair, State of Oregon Child Care Eligibility Task Force.
- 1976-87 Oregon Women's Political Caucus. State Vice President, 1983-84; Portland metropolitan Vice President, 1985-86; National Representative, 1986-87.

QUESTIONS FOR CANDIDATES

Why would you like to be a Metro Councilor?

I believe in the concept of Regional Government. The creation of Metro fulfilled that concept. I would like to see Metro succeed: not be changed to a "Super County", not have to be supported by tax dollars without visible delivery of service, and certainly, not to be abolished. I have a vision of Metro reaching full potential --conceptually and statutorily.

I am submitting my name for this appointment, and if appointed will probably run for a full term, because I believe in Metro and have some ideas and skills to help it succeed.

I have been seriously involved in my community for over ten (10) years. Citizen involvement is tough. My extensive experience has enlightened my views. Experience has also honed my skills and increased my respect for citizen participation.

Additionally, I have been educated and have experience at all levels and facets of government. Besides my Master's Degree in Public Administration, I have been employed by, or a citizen activist, at the local, state and national level of government. Specifically my education and experience includes: the public decision making process, citizen involvement, budget (revenue and expenditures), personnel, planning, evaluation, program development and implementation, and re-evaluation.

I have been seriously active in my District and our community. Submitting this application is merely an extension of my personal ideals and growth. This position will give me the opportunity to be a participant in setting and implementing public policy rather than just reacting to it.

Metro needs good policy makers with administrative experience and knowledge of the public decision making process. It is important to represent a District with a view towards the whole region.

What services do you think Metro should provide?

For the time being, Metro should work on the projects it has already undertaken. New projects should be considered with an eye towards potential for success and positive visibility. As Metro's public image improves it should begin slowly, competently, fulfilling its statutory authority.

Eventually, Metro should be responsible for any service that would be better provided on a regional basis. Some of those services include:

1. Transportation
2. A regional library system
3. A regional justice/jail system
4. Coordinated regional health care
5. Roads
6. A regional park system
7. Regional economic development

How should Metro relate with other governments in the region?

1. Keep current on all local government agendas in the Metropolitan area.
2. Establish working relationships with all Metropolitan elected officials.
3. Routinely make presentations to public bodies. Regular reports on per capita governmental contributions should be made as well as current and future project coordination efforts.
4. Participate in established citizen committees pertaining to current and potential Metro issues.
5. Coordinate with local governments for legislative action and impacting state administrative agencies.
6. Routinely update metropolitan legislators on goals, objectives and plans.
7. Create a public relations plan that is not only directed at the public but metropolitan governments as well.

Metro councilors are responsible for setting regional policy and, for fiscal oversight of the Metropolitan Service District.

Explain how your background would enhance the Council's ability to perform these tasks.

Setting regional policy:

My experience with government and my community has given me a well developed sense of the fine lines between representing a

specific group, and vision, and leadership. I work well with citizens and routinely include their opinions and participation in my personal decision making process. Negotiation and compromise is compatible with my personal style. When I am wrong or misdirected I back off, reassess, and try either something new or a different approach.

Fiscal oversight:

I was the General Manager of a \$4 million private non-profit corporation with 12 employees for two years. My responsibilities included budget, personnel, planning, evaluation and project management. Specifically, I was responsible for meeting a bi-weekly payroll. Our sources of income ranged from public contracts, foundations to creative programs designed for "profit". I balanced future planning with current programs to enable the work and production flow and timing of incoming contracts to sustain the corporation on an even keel.

Additionally, I worked in the City of Portland Budget Office, served as a citizen on the Multnomah County Budget Advisory Committee and was responsible for creating and overseeing my own Departmental budget as Director of Intergovernmental Relations and Community Affairs for Multnomah County.

By assuming this position, you will be appointed to represent a District of approximately 78,000 people -

What experience do you have in working with community organizations, as well as individuals in your district?

Knowledge of the District:

I have lived in the District all of my life. My son and I both graduated from John Marshall High School and my daughter currently is attending Marshall. I was an unsuccessful candidate for the state legislature in 1978 and 1980. I personally knocked on the doors of 10,000 households in 2 successive primary elections. That legislative district comprised a great deal of Metro's District 9. The boundaries were: N-Banfield; E-approximately 122nd; W-82nd; and, S-Clackamas County.

Generally speaking of the above area:

1. lower middle class economically
2. conservative
3. want better for their children
4. High percentage of "starter" homes and senior citizens
5. low voter registration and turn out
6. Protestant, conservative religious orientation
7. low activity in neighborhood associations

8. inconsistant community activity
9. anti: sewers, Metro, Tri-Met
10. mistrustful of government in general

General knowledge of District west of 82nd:

1. economically middle and upper-middle class
2. public opinion makers
3. civically active
4. high Catholic population
5. high registration and voter turnout
6. more active neighborhood associations
7. less turnover in neighborhoods
8. moderate to liberal politically.

Concerns of citizens in District 9:

1. How their tax dollars are raised and spent
2. Those who want to be included should be; those who want to vent should have a forum
3. Service and service delivery
4. Property tax relief
5. jobs/economic development
6. conditions of the streets west of 82nd
7. Cost and timing of the sewer projects
8. Crime.

What experience do you have in working with community organizations, as well as individuals in your District?

PLEASE REFER TO THE CIVIC AND PROFESSIONAL
ACTIVITIES SUPPLEMENT TO MY RESUME.

Individuals:

I maintain a network of individuals that I know have a concern about specific issues. I also keep a card file and assist citizens with Board and Commission appointment and activities that would be of interest. I recruit individuals in the District to work on issues I am involved in.

How would you balance the needs of your District with the needs of the region?

I am aware of the conflicting views on the principle of representative government vis a vis one's duties and obligations in providing that representation. My view is that one is elected to make decisions. Information gathering from constituents is part of the decision making process. Ultimately, the elected representative must balance all information, including looking at what other Districts have to say, and make the policy decision.

My personal decision making style is:

1. To be personally at ease with my views on representation and my decision making process.
2. To actively include interested citizens in my decision making process.
3. To educate myself on all sides of an issue.
4. To base my final position on all the facts at hand.
5. To present my decision, and the reasons for it, to the full decision making body.
6. To educate/inform my constituency.
7. To make positive use of both my allies and opposition for future position development and issues.