

John Trout called the meeting to order at 12:14 p.m. Dennis O'Neil apologized for not including the minutes in the agenda and explained that Solid Waste's support staff was short handed and would get the minutes to the committee by the next committee meeting.

Doug Drennen introduced Ed Stuhr and gave a brief history of his prior experiences and what he would be working on at Metro.

--- Dennis Mulvihill handed out information dealing with the yard debris project, including the letter from the Yard Debris Steering Committee to Rick Gustafson as Executive Officer and a memo from Rick to the Metro Council.

Dennis mentioned that there would be a public forum to discuss this issue because it will affect all jurisdictions within the urban growth boundaries.

The committee briefly discussed Metro Council Bruce Etlinger's letter regarding yard debris--secretary did not receive a copy of said letter for record. The committee asked when the yard debris issue would be before SWPAC for recommendations. Dennis indicated sometime in late August or September.

Terilyn Anderson went over the issue of post closure, the need for a trust fund for post closure and the rate review committee's recommendation and position on the issue. Teri outlined the

scope of the post closure maintenance fund (trust fund), that each site would be required to submit a written post closure maintenance plan.

The committee asked whether or not post closure was already allowed for in the Disposal Franchise Ordinance. Teri replied that there is a closure bond, but the bond is only sufficient to assure the facility can be closed properly (ie, final cover, etc) and would terminate when operational plan for DEQ is accepted and also would terminate with the franchise for the site.

Dave Phillips asked what would occur if 15 years was not sufficient to cover the expenses of post closure maintenance and John Trout asked where the money goes after the 15 year period is over?

Terilyn Anderson said the committee(Rate Review) did not specifically address the shortfall issue and recommended that monies left over revert to Metro's solid waste fund.

Gary Newbore asked how this "trust fund" requirement would be implemented at facilities since the public would be paying the additional cost of such a program. It would be tacked onto the Metro user fee? A separate fee?

Teri responded that it would be like a surcharge.

Gary Newbore asked if tonnage(yardage) at any facility in the Metro district has gone up since rates were raised.

Doug Drennen answered that there has been a decrease in total solid waste generated (disposed of at area landfills) all the landfills are showing a decrease--he attributed this to recycling, economy and illegal dumping.

Gary Newbore pointed out that when prices go up, more and more people are finding alternatives to disposing of solid waste at a landfill and that another Metro fee could only result in more illegal dumping--raising the fees is not the answer.

Dennis O'Neil said that a post closure maintenance fund should already be a part of landfill operational plans, but this cannot be assumed to be accurate in all cases. The trust fund is dedicated.

Gary replied that because Metro would be taking monies directly from the operators, rates would go up and further, a bond could be used to cover such a purpose--There was disagreement with this by staff that a bond would or would not cover "maintenance" of closed sites.

Gary replied that the trust fund is not the most cost effective method.

John Trout pointed out that the older sites would have greater difficulties--but the more recently developed facilities have more environmental restrictions on them, and therefore, less risk for post closure maintenance problems.

Bob Brown pointed out that DEQ has a bill before the Oregon Legislature to require "financial assurances" but the bill does not specify what those assurances will be. If the bill passes, the law would go into effect January 1, 1984.

John Trout asked that if the balance of funds left over are put in a ~~solid-wast~~- Metro solid waste, isn't it just another form of a hidden tax?

Dave Phillips moved that the committee go on record as supporting the concept of a post closure maintenance fund for all sites.

Bob Harris seconded.

Under discussion, Gary Newbore voiced concern over the use of the word "fund" a fund designates that the money is taken away from the operators of the site and cannot be utilized for the site and any use of such a fund is basically unknown til after the site is actually closed. He added that an insurance program could be used and that post closure used could be arranged to compliment maintenance which needs to be performed. The committee discussed liability for a site which is sold after closure--is liability transferred to new owner and if so, what occurs if the new operator refuses? Bob Brown from DEQ replied that the DEQ permit says that if a permittee refuses to maintain a site, liability for it goes to the property owner.

Gary Newbore moved to amend the original motion to read "program" in place of the word "fund"

Solid Waste Policy Alternatives Committee
June 20, 1983
Page 6

Bob Harris seconded.

Members voted as follows:

J. Cozzetto: Absent

S. Coffin: Yes

H. Grabhorn: Absent

_ Gray: Absent

B. Harris: Yes

D. Howard: On vacation, absent

P. Johnson: Absent

D. Kies: Ill, absent

G. Newbore: Yes

D. Phillips: No

M. Sandberg: Yes

E. Sparks: Yes

J. Trout: Yes

K. Wellington: Absent

Tally of vote: Yes-6; No-1; Absent-7; motion carried.

Amended motion now reads, "that the committee go on record as supporting the concept of a post closure maintenance program for all sites."

John Trout called for the vote

--MOTION CARRIED UNANIMOUSLY

Solid Waste Policy Alternatives Committee
June 20, 1983
Page 7

Under new business, old business, Doug Drennen informed the committee that the Regional Services Committee would be looking at diversion credits and issues raised will be brought back to SWPAC for recommendation and consideration. After hearing no more new/old business, John Trout adjourned the committee.

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Solid Waste Policy Alternatives Committee
June 20, 1983

Members

John Trout
Gary Newbore
Dave Phillips
Shirley Coffin
Edward Sparks
Mike Sandberg
Bob Harris

Staff

Dennis Mulvihill
Ed Stuhr
Dan Durig
Doug Drennen
Dennis O'Neil
Terilyn Anderson
Patti Polly

Guests

Rosemary Reynolds, KYXI