



Agenda

SOLID WASTE POLICY ^{Advisory} (ALTERNATIVES) COMMITTEE
(SWPAC)

METROPOLITAN SERVICE DISTRICT 527 S.W. HALL ST., PORTLAND, OREGON 97201 503 221-1646
Providing Zoo, Transportation, Solid Waste and other Regional Services

Date: July 15, 1985

Day: Monday

Time: 12:00 Noon

Place: Metropolitan Service District: A-1, A-2

REVISED AGENDA

- . SWPAC REORGANIZATION *Ray*
- . WASTE REDUCTION/RESOURCE RECOVERY *Wagner*
- . DEPARTMENT UPDATE *Norm*

SOLID WASTE POLICY ALTERNATIVES COMMITTEE

SWPAC REGULAR MEETING

June 17, 1985

Committee Members Present: John Trout, Chairman; Shirley Coffin, Mike Sandberg, David Phillips, Bob Harris, Ruth Selid (for Delyn Kies)

Committee Members Absent: James Cozzetto, Howard Grabhorn, Dick Howard, Paul Johnson, Gary Newbore

Ex Officio Present: Bob Brown, DEQ

Guests: Bill Webber, Valley Landfills; Jack Schwab, Sunset Garbage Collection, Inc. Paula Bentley, Jim Kirksey of Goodwill

Staff Present: Dan Durig, Doug Drennen, Rich McConaghy, M. J. Aman, Bonnie Langford

Minutes: Minutes were approved as written with the exception of page three. The first paragraph should read 30-35 dollars per ton, and the second-to-last paragraph should read "Dave Phillips said (instead of Mike Sandberg.

Ruth Selid was introduced as a substitute for Delyn Kies at the meeting.

Paula Bentley and Jim Kirksey of Goodwill Industries, addressed the committee on disposal problems at their drop-off centers.. With rates going up and a burning ban in effect, the public will leave their garbage in the middle of the night at the unattended Goodwill donation stations--there are 22 in the region--and their "donation" consists of leaves, trimmings from trees, old unuseable couches and mattresses and other items of no use to anyone. This means Goodwill is responsible for disposing of this debris and this is costing them about \$56,000 a year at just the Portland plant--up from \$36,000 the previous year and with a possible projection of \$70,000 for 1985. Goodwill sends out one compacted load a day (about 18,000 pounds) and they have cleaned out all they can from it for recycling. scrap metal, corrugated, newspring, glass, rags, etc. Mr. Kirksey said they were appealing to SWPAC for suggestions to get the volume down and the most inexpensive way to deal with the problem. He stated the 22 sites are attended eight hours per day and some for seven days a week. Illicit items are dumped after 5:30 p.m. Attendants do make refusals when they are on duty; signs are posted; local police have been very cooperative and have caught people stealing or illegally dumping at the sites.

John Trout advised that the drop boxes were probably the best they could do. Possibly separating putrescibles from that which could be sent to a demolition landfill would be a lot cheaper. However he was unaware of any compactor that would compact furniture. Mr. Bentley stated Goodwill collects about eight-million pounds a year and 30 to 40 percent of this goes to the dump.

Dave Phillips said this is a common problem at stores and recycling depots when they are unattended. Clackamas County is looking for some severe ordinance amendments to deal with illegal dumping. This might be part of the solution.

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John Trout added that closing some depots where this problem exists, might be a savings. Ms. Bentley answered that those depots where more garbage is dumped are also the areas where most reusable items are left. Mr. Trout questioned why the past system of collection by trucks from door-to-door, where Goodwill might be more selective, was discontinued. Mr. Kirksey responded that the escalation of gas prices had caused them to abandon this method. In answer to the suggestion of manning the stations for 24 hours, he advised it would amount to more than the disposal cost. Doug Drennen suggested that a change in the hours--shortening morning shifts and extending evening shifts--might discourage some of the illegal dumping.

Dave Phillips advised that the State Highway Department had to eliminate public containers on the highways due to the dumping of illegal/household garbage. Bill Webber of A.O.R., affirmed that this is a frequent problem in the recycling business too. Educating the public through signs, and keeping the areas cleaned, seem to be the most effective methods of curbing the dumping.

Ms. Bentley thanked the committee and requested that any further ideas be referred to them at the Goodwill offices.

Agenda Item

Landfill Siting Legislation

Dan Durig referred to the handouts of SB 662, the Landfill Siting Legislation, commenting that the amendments had covered the whole bill. Dan reported the Metro staff had been working with the Legislature for some months on the problem of siting a landfill because of the land use process. We ended up with more than we asked for. Mr. Durig commented the Bill before SWPAC was entirely different from the Bill originating in the Senate. The House Committee made substantial changes and it is expected to pass in this form when it is sent to the Senate. Several parties had an influence on the changes; Vera Katz, the Speaker of the House, played a major role in this Bill; D.E.Q. was requested to make recommendations particularly on those items relating to D.E.Q. Mr. Durig broke the Bill into three sections for explanation. First, the emergency-siting sections--what Metro really went down for; a second section dealing with policy direction was discussed--where they want Metro to go in Solid Waste; and third, the emergency-siting section that goes beyond landfill siting. The State would like to initiate a state-wide policy which would move away from putting materials into landfills. The Bill would enable D.E.Q./E.Q.C., to identify sites that can ultimately be used as disposal sites, either landfills or alternative technology sites. Metro staff clearly pointed out the immediate need is a landfill. Fred Hanson, Director of D.E.Q., also recognized this but the Bill doesn't specifically say that a landfill has to be sited. A process could result in siting a landfill and a site for resource recovery. D.E.Q. is to conduct a study and complete it by July 1, 1986, recommending to the E.Q.C., three preferred locations within the three-county area. A site outside the three counties can be recommended but concurrence of the jurisdiction on the site and method must be obtained. Recommendation of the sites must be completed by January 1, 1987. By July 1, 1987, the E.Q.C. will issue an order to D.E.Q., to establish a disposal site(s). Metro has never had the authority to site--only the authority to apply for a site, so in many ways, this does not change our role, only makes the rules clearer.

Bob Harris asked Dan about the significance of a phrase in Section 4 which says "including an area of forest land designated for protection under state-wide planning goals".

Dan answered there had been some question, under state-wide planning goals, whether you could site in forest land. Each county has individual rules, so this phrase in Section 4 was put in so forest land could be considered. The goal was to make as many sites as possible available. The whole issue of land use is dealt with in this Section. It lists a series of standards that look reasonable. Rather than prohibit or have absolute standards--which is what Metro ran into in Multnomah County with Wildwood--you can mitigate these standards--do things that lessen the impact.

Dan reviewed Section 5, page 4, paragraph 3, as being the key part of the bill. When findings are issued by the department under subsection (4) of this section, the commission in selecting a disposal site under this 1985 Act must comply with the state-wide planning goals adopted under ORS 197.005 to 197.430 and with the acknowledged comprehensive plan and land use regulations of the local government unit with jurisdiction over the area in which the disposal site is located. However, when findings are not issued under subsection (4) the standards established by Section 4 of this 1985 Act, take precedence over provisions in the comprehensive plan or land use regulations of the affected local government unit, and the commission may select a disposal site in accordance with those standards instead of, and without regard to, any provisions for locating and establishing disposal sites that are contained in the comprehensive plan or land use regulations of the affected local government unit. Any provision in a comprehensive plan or land use regulation that prevents the location and establishment of a disposal site that can be located and established under the standards set forth in Section 4 of this 1985 Act shall not apply to the selection of a disposal site under this 1985 act." Dan explained when you get outrageous standards built into land use regulations which prohibit the siting of landfills or they don't make sense, they are then overridden by the standards of Section 4.

Dave Phillips voiced a concern that, while Clackamas County's standards for siting a landfill come straight out of the L.C.D.C. goals and guidelines, D.E.Q. has had the Attorney General look at those and said Clackamas County's standards are inconsistent or too severe. Yet the language follows the LCDC goals and guidelines. This Bill requires that this conform to the goals and guidelines and Phillips advised that the LCDC goals need to be changed so they conform to the Bill. Dan agreed this Bill did require conformance with the state-wide goals. Phillips commented that the counties had conformed with the state-wide goals and were stuck with them. Dan said that any legislation would have to recognize the planning goals. Phillips agreed but advised that the wording of the goals needs to be changed. Clackamas County followed the state-wide goals and are still unable to site a landfill under its plan. Bob Brown, from D.E.Q., noted that D.E.Q. was aware of the problem and they were discussing this.

Dan continued with the review, stating the heart of the Act was on page 5, paragraph 6, giving D.E.Q. the power to establish a site or sites without obtaining license, permits and franchise or other form of approval from the local governments. Once findings are made, sites identified and in conformance, siting can move forward. Section 6, page 6, is another effort to step up the process. This section provides that appeals can go directly to the Supreme Court.

Dan commented that Section 7, page 7, is essentially reiterating the parameters that D.E.Q. will be working under to carry out this act. In this section, Metro is given the responsibility for operating the site(s). The gray area is in the ownership of the site(s). Who does preliminary design and final design? Discussion with people interested in this legislation, including Fred Hanson of D.E.Q., seem to feel that Metro will be carrying on operating functions and that Metro will move into the process at some logical point like final design or the preliminary design. Bill Webber asked why the owner of the property would not have this responsibility. Dan said that depended on when ownership turned over from D.E.Q. to Metro. Metro, as the operator, will need to have some input into the design and felt D.E.Q. was aware of this.

Section 8, is a clear indication by the State that dependence on a landfill be reduced. It requires that Metro provide to EQC/DEQ a program that reduces the dependence on landfills by January 1, 1986. Mike Sandburg asked if Metro would have the operational responsibilities if the site was out of the Metro boundaries? Dan answered that this applies "in or out". This Bill is to serve the three-county area as stated in Section 2. It could be a model for other areas in the state.

Summarizing the bill, Dan stated Metro is required to have a waste-reduction plan to D.E.Q. by January 1, 1986. The D.E.Q. has 90 days to approve this. The waste-reduction plan, most likely will be a combination of the two chapters the Solid Waste staff is working on now as an update to the Solid Waste Management Plan. The Alternative Technologies and Source Reduction/Recycling chapters will be completed; taken to the Council; and submitted to D.E.Q. by January 1, 1986. If this is not done, duties, functions and powers relating to solid waste will be transferred to D.E.Q. Dan noted that in discussions in Salem, the emphasis was to get away from landfills and that there was not a great deal of sensitivity to the cost of this.

Section 9, deals with the immediate cost of carrying out this Bill. This Section provides for a "pot" of 50¢ per ton for every ton that goes into a general-purpose landfill operated by Metro and will be earmarked for "rehabilitation and enhancement of the area in and around the landfill". The reading of this seems to leave the disposition of the money up to the Metro Council.

John Trout, noted that using the current figures this would generate around \$400,000 annually. Dan answered the figure would be around \$300,-350,000 based on what actually goes into the landfill. The money wouldn't be used for things that are typically involved in operations (i.e., litter control, leachate control systems, final cover, etc.). It may be used for end-use projects, transportation improvement over and above operation needs, signage at Oregon City entrance, etc. Don said this type of compensation to communities is being done around the country.

Bob Brown, raised the question on the collection of this fee at other region landfills, like Riverbend. Dan felt that this 50¢ per ton would not apply to Riverbend but only to sites within the three-county area or those operated by Metro out of the district.

Mike Sandberg asked if this fee would be applied to facilities other than landfills, like resource recovery even though there had been discussion including other facilities like transfer stations. The Bill refers only to general-purpose landfills. If waste is not landfilled but sent to a resource recovery facility, the amount of the fund could be drastically reduced. This policy is outlined in the Bill to reduce landfill dependency.

Section 9.2 effectively says that though D.E.Q. will be doing the siting process, Metro will be paying the cost. A fee of \$1.00 per ton was established to cover the D.E.Q. costs. D.E.Q. is estimating it will need 1.2 million over the biennium to look at least three sites in detail. This doesn't appear terribly unrealistic. Up to this point, Metro has spent \$600,000 for the Wildwood decision. This is not cheap. The \$1.00 a ton will be put aside in a fund. The \$1.00 and the 50¢ fee will be effective immediately. Metro will need to go through an emergency process to raise the rates \$1.50 per ton as soon as possible. John Trout wanted to know if D.E.Q. could use Pollution Control Bond money and charge back the actual costs. Bob Brown said that DEQ would have to issue contracts right away and would have to do that. Dan responded that it is set up to pay just the actual costs of the process. If too much money is put in, the money will be returned. The Bill requires that there be an accounting of the money at the end of the process with only actual costs paid.

Mike Sandburg asked about the money that has been budgeted in the FY 85-86 Landfill-Siting Budget. Dan said that currently there is about \$167,000 in landfill siting. We had \$400,000 in the Capitol fund to pay for additional engineering studies. This was to come from Pollution Control Bonds.

Section 9.3 requires that money budgeted in the Landfill Siting Program that is not used for that, be used in the Waste Reduction Program. Some of the money budgeted will be kept in the Landfill Siting Program to cover Metro's staff time involved in the process with D.E.Q. John Trout asked if there wasn't an amount already identified in the rate structure to cover planning and siting development? Dan responded we could calculate the amount of the User Fee used in landfill siting. Mike Sandburg asked if this change would affect the amount of solid waste staff. Dan said that only 1.3 people were budgeted in that program and we didn't see any change. The budget indicated if we became involved in a full siting process more money would be needed in the program budget and a hold-back conservative amount was budgeted. It basically said that Metro would continue to work with the County. Our level in landfill siting this year was very modest. We will continue to have one staff member staying very close to the project, probably Dennis O'Neil who has the background.

Dave Phillips wanted to know which fee would include the \$1.00 per ton. Dan responded that a separate fee would be identified as the D.E.Q. fee, not as part of the disposal or user fees. This fee should end in a couple of years when the process is finished and the bills paid--it being a clearly identified fee it can be dropped. The way the bill is written, the 50 cents per ton will go on as part of the disposal fee so that increase will have to be immediate. Metro is looking at a new transfer station in the coming months. If we end up with the excise tax, we can very quickly be looking close to \$20 per ton. Bob Brown commented D.E.Q. is preparing a budget. A staff member will track it and consultants will do most of the work. They will take a second look at the 46 sites which will take about three months and probably one-hundred grand. Realistically, Wildwood will probably be one of the top sites. D.E.Q. cannot go to the EQC with one site. A detailed feasibility site will be necessary for these two or three sites--it could run into a million dollars. Dan remarked that essentially the D.E.Q. will go through the level of detail that Metro did for one site. Since 1979 this has cost Metro from \$600-700,000. John Trout said there had been quite a bit spent before that time. Dave Phillips said \$370,000 was spent on the original Cor-Met study and around one-million on energy recovery.

John Trout voiced concern that a lot of people are going to be upset when the rates are increased, knowing the true cost of disposal before plugging in all bureaucratic costs. Dan said Metro would continue to do its part to keep the fees identified separately. Dan clarified that the Disposal Fee did not include development costs for the transfer stations. Dan concluded by commending Fred Hanson and Stan Biles of D.E.Q. and the other interest groups at the Legislature. Bill Webber asked what groups were involved and Dan directed any who were interested in these groups to contact Phil Fell, Metro's Legislative representative.

Agenda Item: Solid Waste Update

ST. JOHNS OPERATIONS CONTRACT

Dan Durig reported the contract documents are 99 percent done and undergoing final review. They will be mailed out to the bidders June 18th. A list of the pre-qualified firms was provided in a handout. A selection committee reviewed these firms and found all to be qualified. Dave Phillips sat on this committee as SWPAC's representative. Chuck Geyer, project manager; Dan Durig, Norm Wietting; and a representative from the City of Portland made up the rest of the prequalification Committee. The nine firms include some major national firms and some good-sized regional firms. One firm, Roadway Constructors, did not meet the deadline on submittal of the prequalification forms and appealed to the Council to reopen the process. The Council voted not to reopen. A prebid conference is scheduled for June 28, 1985. All prequalified firms will be required to send a representative. Questions will be answered at that time. The formal bid opening is scheduled for July 12th at 4:00 p.m.

Clackamas Transfer & Recycling
Center

The 800 ton limit at CTRC has been exceeded. This is due to several factors. Woodburn Landfill had a substantial increase in its price that brought them almost up to CTRC. CTRC continues to be very popular with Washington County haulers and a substantial amount of waste is coming in from Washington County. The economy is picking up enough to be making some difference in the amount of waste in general. Metro is on the agenda in Oregon City for June 25th at 7:15 to explain our plight and ask that there be some consideration given to us in raising that limit for a short term until we can get the Washington County facility up and operating. Metro went through a meeting with the Washington County haulers and they made some good points: (1) It's a regional facility (2) we're paying for it and should have access to it, etc. so Metro will be sharing this with Oregon City Commissioners.

WTRC Progress

Shirley Coffin stated the Committee had studied the previous sites and come up with ten sites in six areas and are holding public meetings in each area. The meeting at the Beaverton Library involves a zoning change. Another site the committee would like to drop because there is only about an acre and a half of useable land. July 16th is a public meeting and the Committee will then meet and make a recommendation to the Council. Dan added it was important to make a decision since Oregon City was quite adamant that Washington County contribute their share of the facilities for solid waste in the area. Shirley described the sites now under consideration and discussed these with the SWPAC members. Doug Drennen commented the people and commissions were always picking on the garbage haulers, but Wood Products Industries were running about 84,000 pounds as an average, out of the Beaverton Industrial Park and this was from the State Scales. Dave Phillips said also, if a facility is closer, the trucks don't pack them so tight because it's also easier on their equipment. Washington County has had to go for bigger equipment because they have a long haul.

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Methane Gas Recovery

Doug Drennen stated Metro was probably 80-90 percent through on negotiation of the contract with BioGas for Methane gas recovery. We will probably get construction started this year and see some revenue this year. Metro is about within the timeline expected for this project and it's going to be a good deal for Metro.

Rate Issue

Doug Drennen stated we were studying rate issues. Last year Metro we didn't analyze or look at too many issues and decided we didn't need to make any adjustments. This year we have had a number of issues our Council has raised and you will note these in the handout "Scope of the 1986 Rate Study" which the Council will study and discuss at the June 30th meeting. Rich McConaghy, who is working on the Rate project, reviewed the report with the SWPAC members. Metro is trying to keep to an early time-frame so the haulers will have a chance to know what is coming up in rate issues. Metro hopes to have rates approved by September 26, 1985. The D.E.Q. fees are listed--which were discussed earlier, and the Senate Bill also requires that we look at the Rate structure for encouraging resource recovery and recycling, or diverting away from landfills. We will offer several options and combinations of options for consideration with the seven points listed on the Scope sheet. Extending St. Johns may have to be taken into consideration and also some legal work is being pursued in handling the problem of out-of-state dumping at St. Johns.

Mr. Trout stated a possible solution, which shouldn't be a legal problem, might be to restrict those dumping from outside of the region to those hours when there isn't a heavy backup at St. Johns waiting to unload. In other words those from Washington wouldn't have entree until after 4:00 p.m. Doug answered he felt that might have legal ramifications as well as operational changes. Their may be legal or technical options we can impose and it will be reviewed.

One of the seven points was that a possible fee could be charged either for special waste permits or an extra fee for dumping special wastes at St. Johns. There are several hundred of these permits issued every year and we need to recover our costs for special handling from the persons who require the special permit. We aren't trying to outcharge them so it ends up on the street or highway, but we're trying to recoup that cost to provide the service.

Mr. McConaghy asked that the SWPAC members bring any suggestions or questions and recommendations to the Council.

Old Business

Dave Phillips mentioned he had heard a number of comments about uncovered loads and the double charge or selling of tarps. He felt a news release or some type of information should be repeated, saying we are charging double for uncovered loads. The public still doesn't seem to be aware of this. Mary Jane Aman said there was a sign but it didn't seem to be that visible from the road and it should be out front. There has been discussion about this and also including the information in the yellow pages. Mr. Phillips suggested they should be charged the double fee and give them the tarp instead of offering the option that they buy or leave without disposing of their load---they feel coerced--so just give them the tarp with a double charge.

The next meeting is July 15th.

Written by Bonnie Langford

CONSIDERATION OF RESOLUTION NO. 85-578 FOR THE
PURPOSE OF AMENDING THE BY-LAWS OF THE SOLID
WASTE POLICY ALTERNATIVES COMMITTEE

Date: June 7, 1985

Presented by: Ray Barker

FACTUAL BACKGROUND AND ANALYSIS

The Council Management Committee on May 16, 1985, directed Councilor Gardner to work with staff to revise the By-Laws of the SWPAC for review at the June 20, 1985, Committee meeting.

Adoption of Resolution No. 85-578 would include the following changes to the SWPAC By-Laws:

1. Changes the name of the Committee to the Solid Waste Policy Advisory Committee.
2. Increases the number of citizens on the Committee from four to eight; decreases the number of solid waste industry representatives from six to four.
3. Revises the Committee purpose section to more clearly reflect the Metro Council's desire to have more citizen participation and greater communication regarding solid waste issues.

Rate Review

To date no decision has been made regarding possible changes to the Rate Review Committee. It appears that the following are the major alternatives regarding the rate review function:

1. Keep the Rate Review Committee a separate committee from SWPAC.
2. Make rate review a subcommittee of SWPAC (have same expertise requirements as currently exist for Rate Review Committee members).
3. Make rate review the responsibility of the SWPAC itself (require certain membership positions to have rate review experience).

One of the purposes of having the rate review function separate from SWPAC is to avoid possible conflicts of interest with the solid

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING THE) RESOLUTION NO. 85-578
BY-LAWS OF THE SOLID WASTE POLICY)
ALTERNATIVES COMMITTEE) Introduced by the
) Council Management Committee

WHEREAS, The purpose of the Solid Waste Policy Alternatives Committee (SWPAC) is to provide advice and assistance to the Metropolitan Service District Council; and

WHEREAS, The Metro Council has officially adopted a set of priorities and objectives for Metro and priority "E" is to assure the opportunity for public involvement in Metro's important decision-making processes; and

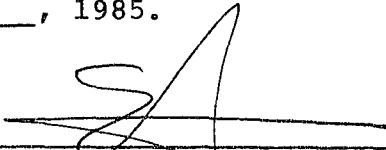
WHEREAS, The Metro Council wants to increase the citizen participation on SWPAC, and reorganize the Committee for greater effectiveness; now, therefore,

BE IT RESOLVED,

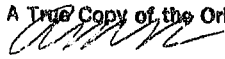
1. That the By-Laws of the Solid Waste Policy Alternatives Committee are hereby amended as shown in Exhibit "A" attached.

2. That the By-Laws of the Solid Waste Policy Alternatives Committee are further amended to require that two of the members appointed to represent the public shall also be appointed to serve on the Rate Review Committee.

ADOPTED by the Council of the Metropolitan Service District this 27th day of June, 1985.


Ernie Bonner, Presiding Officer

RB/srs/3726C/405-4
06/27/85

Certified A True Copy of the Original Thereof

Clerk of the Council

SOLID WASTE POLICY [ALTERNATIVES] ADVISORY COMMITTEE

BY-LAWS

ARTICLE I

NAME

This Committee shall be known as the SOLID WASTE POLICY [ALTERNATIVES] ADVISORY COMMITTEE.

ARTICLE II

PURPOSE

1. [To provide advice and assistance to the Executive Officer, Metro Council and Council Regional Services Committee regarding regionwide solid waste related issues.] To provide advice to the Metro Council and the Executive Officer regarding regionwide solid waste policy issues.

2. [To provide a forum for public, private and citizen representatives to develop and evaluate regionwide policy alternatives concerning the beneficial use and disposal of solid waste generated in the region together with its impact on collection, and with the siting, construction and operation of the necessary facilities.] To provide a forum for citizen, industry, and local government representatives to evaluate policy alternatives concerning the beneficial use and disposal of solid waste, and to advise Metro staff in the formulation of such policy alternatives.

3. [To advise on alternative courses of action which Metro may undertake to alleviate or resolve the short- and long-term solid waste problems of the region.] To provide a forum for communication between Metro and the citizens of the region on solid waste policy issues and the Solid Waste Management Plan.

ARTICLE III

MEMBERSHIP-VOTING-MEETINGS

Section 1. MEMBERSHIP

a. The Committee shall be representative of the general public and of persons involved in production, source separation, collection, beneficial use and disposal of solid waste, and the siting[, construction] and operation of necessary facilities.

b. Membership shall include:

Cities & Counties

Clackamas County	1
Multnomah County	1
Washington County	1
City of Portland	1

General Public

Clackamas County	[1]	<u>2</u>
Multnomah County	[1]	<u>2</u>
Washington County	[1]	<u>2</u>
City of Portland	[1]	<u>2</u>

Solid Waste

Industry

<u>Commercial Haulers</u>	1
<u>Residential Haulers</u>	<u>1</u>
[Collection]	[2]
Landfill[s] <u>Operators</u>	[2] <u>1</u>
<u>Recycling Industry</u>	1
[Construction Industry]	[1]

[c. Ex officio -- Clark County, Oregon Department of Environmental Quality (DEQ), Federal Environmental Protection Agency (EPA).]

Section 2. APPOINTMENT and TENURE

a. Each member appointed to represent cities and counties shall be designated by the jurisdictions they represent and shall be staff employees. All other appointments shall be made for a term of two (2) years and shall be made by the Presiding Officer of the Metro Council [in accordance with procedures] with the concurrence of the Metro Council.

b. Each member shall serve until removed by the Presiding Officer, or the appointing cities or counties, or as determined under Section 2 (c) of this Article.

c. Absence unexcused by the Committee Chairperson from three (3) consecutive regularly scheduled meetings shall constitute removal of the voting member from the Committee.

[d. Additional members may serve on the Committee upon nomination by the Metro Council Regional Services Committee and concurrence by the Presiding Officer of the Metro Council, in accordance with procedures of the Metro Council.]

[e] d. Ex officio members, without vote, may serve on the Committee upon nomination by the [Metro Council Regional Services Committee and concurrence by the Presiding Officer]

Presiding Officer of the Metro Council, [in accordance with procedures] with concurrence of the Metro Council.

e. Two of the members appointed to represent the public shall also be appointed to serve as the public members on the Rate Review Committee.

Section 3. VOTING PRIVILEGES

Each member of the Committee, except ex officio members, shall be entitled to one (1) vote on all issues presented at regular and special meetings at which the member is present.

Section 4. MEETINGS

a. Regular meetings of the Committee shall be held [on the Monday of the week of a regularly scheduled Metro Council meeting] once each month at a regularly scheduled date, time and place established by the Committee [Chairperson].

b.

Section 5. CONDUCT of MEETINGS

a. A majority of the voting members shall constitute a quorum for the conduct of business. The act of a majority of the voting members present at meetings, at which a quorum is present, shall be the act of the Committee.

b. All meetings shall be conducted in accordance with Robert's Rules of Order, Newly Revised.

c. The Committee may establish other Rules of Procedure as deemed necessary for the conduct of business.

ARTICLE IV

OFFICERS AND DUTIES

Section 1. OFFICERS

The officers of the Committee shall be a Chairperson and a Vice-Chairperson elected by the voting members of the Committee.

Section 2. TERM OF OFFICE

Each officer shall hold office during the fiscal year or until relieved of the position. Officers may hold succeeding terms of office, but may serve no longer than three (3) consecutive years.

Section 3. DUTIES

The Chairperson shall preside at all meetings he/she attends and shall be responsible for the expeditious conduct of the Committee's business. The Vice-Chairperson shall perform all duties of the Chairperson in his/her absence.

Section 4. ADMINISTRATIVE SUPPORT

Metro shall supply staff, as necessary, to record actions of the Committee and to handle times and places of meetings, and citizen participation activities.

ARTICLE V

[SUBCOMMITTEES AND] TASK FORCES

The Committee Chairperson, with the consent of the Committee, may appoint Task Forces from among its members and other interested persons. Composition and term of service shall be determined according to mission and need. Task Forces shall be given a specific Charge and time for reporting as an integral part of their establishment.

ARTICLE VI

REPORTING PROCEDURES

The Committee shall make its reports, findings and recommendations to the Metropolitan Service District Council [Regional Services Committee]. Any such reports and recommendations shall also be sent to the Executive Officer. [If there is any conflict between the position of the Committee and the Executive Officer, the Executive Officer will notify the Council Regional Services Committee and the matter will be discussed by the Regional Services Committee and other interested parties and a recommendation forwarded to the Metro Council.] The Solid Waste Policy Alternatives Committee shall adopt procedures which adequately notify affected jurisdictions and interested parties on matters before the Committee.

ARTICLE VII

AMENDMENTS

These By-Laws may be amended or repealed only by the Metropolitan Service District Council.

RB/gl
4886B/285-3
06/24/85

STAFF REPORT

Agenda Item No. 7.1

Meeting Date June 27, 1985

CONSIDERATION OF RESOLUTION NO. 85-578 FOR THE
PURPOSE OF AMENDING THE BY-LAWS OF THE SOLID
WASTE POLICY ALTERNATIVES COMMITTEE

Date: June 24, 1985

Presented by: Ray Barker

FACTUAL BACKGROUND AND ANALYSIS

The Council Management Committee on May 16, 1985, directed Councilor Gardner to work with staff to revise the By-Laws of the SWPAC for review at the June 20, 1985, Committee meeting.

Adoption of Resolution No. 85-578 would include the following changes to the SWPAC By-Laws:

1. Changes the name of the Committee to the Solid Waste Policy Advisory Committee.
2. Increases the number of citizens on the Committee from four to eight; decreases the number of solid waste industry representatives from six to four.
3. Revises the Committee purpose section to more clearly reflect the Metro Council's desire to have more citizen participation and greater communication regarding solid waste issues.

Rate Review

To date no decision has been made regarding possible changes to the Rate Review Committee. It appears that the following are the major alternatives regarding the rate review function:

1. Keep the Rate Review Committee a separate committee from SWPAC.
2. Make rate review a subcommittee of SWPAC (have same expertise requirements as currently exist for Rate Review Committee members).
3. Make rate review the responsibility of the SWPAC itself (require certain membership positions to have rate review experience).

One of the purposes of having the rate review function separate from SWPAC is to avoid possible conflicts of interest with the solid

waste industry. Making rate review a subcommittee of SWPAC, and only allowing non-industry membership may help address the conflict of interest question but it also raises some questions: would the rate review subcommittee report to the SWPAC and SWPAC then act on the subcommittee's recommendations (solid waste industry representatives, too?), or would the subcommittee report directly to the Metro Council? If the subcommittee reports directly to the Metro Council, why abolish the existing Rate Review Committee which reports directly to Council?

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer makes no recommendation.

MANAGEMENT COMMITTEE'S RECOMMENDATION

The Council Management Committee recommends passage of Resolution No. 85-578. In a separate action, the Committee determined that the two public members of the Rate Review Committee should be selected from public members appointed to SWPAC. Resolution No. 85-578 and the attached SWPAC By-Laws are amended to reflect the Committee's recommendation.

RB/g1
3726C/405-3
06/24/85

SOLID WASTE POLICY [ALTERNATIVES] ADVISORY COMMITTEE

BY-LAWS

ARTICLE I

NAME

This Committee shall be known as the SOLID WASTE POLICY [ALTERNATIVES] ADVISORY COMMITTEE.

ARTICLE II

PURPOSE

1. [To provide advice and assistance to the Executive Officer, Metro Council and Council Regional Services Committee regarding regionwide solid waste related issues.] To provide advice to the Metro Council and the Executive Officer regarding regionwide solid waste policy issues.

2. [To provide a forum for public, private and citizen representatives to develop and evaluate regionwide policy alternatives concerning the beneficial use and disposal of solid waste generated in the region together with its impact on collection, and with the siting, construction and operation of the necessary facilities.] To provide a forum for citizen, industry, and local government representatives to evaluate policy alternatives concerning the beneficial use and disposal of solid waste, and to advise Metro staff in the formulation of such policy alternatives.

3. [To advise on alternative courses of action which Metro may undertake to alleviate or resolve the short- and long-term solid waste problems of the region.] To provide a forum for communication between Metro and the citizens of the region on solid waste policy issues and the Solid Waste Management Plan.

ARTICLE III

MEMBERSHIP-VOTING-MEETINGS

Section 1. MEMBERSHIP

a. The Committee shall be representative of the general public and of persons involved in production, source separation, collection, beneficial use and disposal of solid waste, and the siting[, construction] and operation of necessary facilities.

b. Membership shall include:

Cities & Counties

Clackamas County	1
Multnomah County	1
Washington County	1
City of Portland	1

General Public

Clackamas County	[1]	<u>2</u>
Multnomah County	[1]	<u>2</u>
Washington County	[1]	<u>2</u>
City of Portland	[1]	<u>2</u>

Solid Waste

Industry

<u>Commercial Haulers</u>	1	
<u>Residential Haulers</u>	<u>1</u>	
[Collection]	[2]	
<u>Landfill[s] Operators</u>	[2]	<u>1</u>
<u>Recycling Industry</u>	1	
[Construction Industry]	[1]	

[c. Ex officio -- Clark County, Oregon Department of Environmental Quality (DEQ), Federal Environmental Protection Agency (EPA).]

Section 2. APPOINTMENT and TENURE

a. Each member appointed to represent cities and counties shall be designated by the jurisdictions they represent and shall be staff employees. All other appointments shall be made for a term of two (2) years and shall be made by the Presiding Officer of the Metro Council [in accordance with procedures] with the concurrence of the Metro Council.

b. Each member shall serve until removed by the Presiding Officer, or the appointing cities or counties, or as determined under Section 2 (c) of this Article.

c. Absence unexcused by the Committee Chairperson from three (3) consecutive regularly scheduled meetings shall constitute removal of the voting member from the Committee.

[d. Additional members may serve on the Committee upon nomination by the Metro Council Regional Services Committee and concurrence by the Presiding Officer of the Metro Council, in accordance with procedures of the Metro Council.]

[e] (d) Ex officio members, without vote, may serve on the Committee upon nomination by the [Metro Council Regional Services Committee and concurrence by the Presiding Officer]

Presiding Officer of the Metro Council, [in accordance with procedures] with concurrence of the Metro Council.

e. Two of the members appointed to represent the public shall also be appointed to serve as the public members on the Rate Review Committee.

Section 3. VOTING PRIVILEGES

Each member of the Committee, except ex officio members, shall be entitled to one (1) vote on all issues presented at regular and special meetings at which the member is present.

Section 4. MEETINGS

a. Regular meetings of the Committee shall be held [on the Monday of the week of a regularly scheduled Metro Council meeting] once each month at a regularly scheduled date, time and place established by the Committee [Chairperson].

b.

Section 5. CONDUCT of MEETINGS

a. A majority of the voting members shall constitute a quorum for the conduct of business. The act of a majority of the voting members present at meetings, at which a quorum is present, shall be the act of the Committee.

b. All meetings shall be conducted in accordance with Robert's Rules of Order, Newly Revised.

c. The Committee may establish other Rules of Procedure as deemed necessary for the conduct of business.

ARTICLE IV

OFFICERS AND DUTIES

Section 1. OFFICERS

The officers of the Committee shall be a Chairperson and a Vice-Chairperson elected by the voting members of the Committee.

Section 2. TERM OF OFFICE

Each officer shall hold office during the fiscal year or until relieved of the position. Officers may hold succeeding terms of office, but may serve no longer than three (3) consecutive years.

Section 3. DUTIES

The Chairperson shall preside at all meetings he/she attends and shall be responsible for the expeditious conduct of the Committee's business. The Vice-Chairperson shall perform all duties of the Chairperson in his/her absence.

Section 4. ADMINISTRATIVE SUPPORT

Metro shall supply staff, as necessary, to record actions of the Committee and to handle times and places of meetings, and citizen participation activities.

ARTICLE V

[SUBCOMMITTEES AND] TASK FORCES

The Committee Chairperson, with the consent of the Committee, may appoint Task Forces from among its members and other interested persons. Composition and term of service shall be determined according to mission and need. Task Forces shall be given a specific Charge and time for reporting as an integral part of their establishment.

ARTICLE VI

REPORTING PROCEDURES

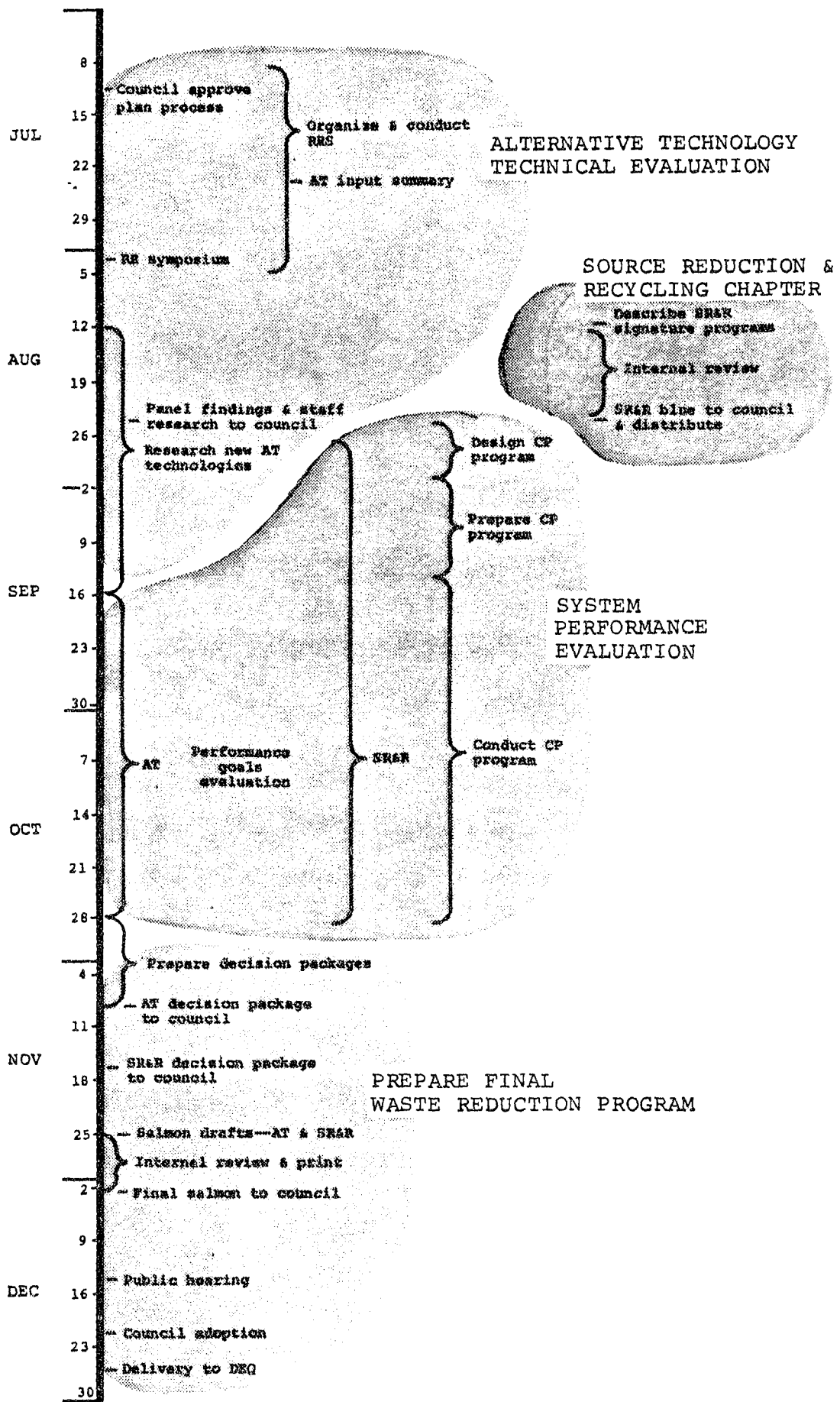
The Committee shall make its reports, findings and recommendations to the Metropolitan Service District Council [Regional Services Committee]. Any such reports and recommendations shall also be sent to the Executive Officer. [If there is any conflict between the position of the Committee and the Executive Officer, the Executive Officer will notify the Council Regional Services Committee and the matter will be discussed by the Regional Services Committee and other interested parties and a recommendation forwarded to the Metro Council.] The Solid Waste Policy ~~Alternatives~~ Committee shall adopt procedures which adequately notify affected jurisdictions and interested parties on matters before the Committee.

ARTICLE VII

AMENDMENTS

These By-Laws may be amended or repealed only by the Metropolitan Service District Council.

RB/gl
4886B/285-3
06/24/85



WASTE REDUCTION PROGRAM

PHASES

PRIMARY CONSIDERATIONS

JULY

TECHNICAL
REVIEW

- technical feasibility of alternative technologies
- defining of SR&R "signature programs"
- examination of other policy issues

SEPT

OPTIONS
EVALUATION

CP
ACTIVITIES

- evaluation of resource recovery technologies according to:
 - *cost
 - *marketability of products
 - *environmental costs/benefits
 - *State policy
 - *public support
- consideration of policies concerning:
 - *roles of METRO & private sector
 - *experimental technologies
- evaluation of SR&R "signature programs"

NOV

DECISION
TIME

- selection of Resource Recovery/waste disposal system
- selection of SR&R "signature programs"

JAN



METROPOLITAN SERVICE DISTRICT
Providing Zoo, Solid Waste and Local Government Services

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Rick Gustafson
Executive Officer

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Ernie Bonner
Presiding Officer
District 8

Richard Waker
Deputy Presiding
Officer
District 2

Bob Oleson
District 1

Jim Gardner
District 3

Corky Kirkpatrick
District 4

Tom DeJardin
District 5

George Van Bergen
District 6

Sharron Kelley
District 7

Hardy Myers
District 9

Larry Cooper
District 10

Marge Kafoury
District 11

Gary Hansen
District 12

**ANNOUNCING: RESOURCE RECOVERY SYMPOSIUM
ALTERNATIVES TO BURYING WASTE**

A Resource Recovery Symposium, sponsored by the Metropolitan Service District, will be held on August 2nd and 3rd at Metro offices in Portland, Oregon. This is an invitation to submit materials for consideration and to request an opportunity to speak.

PURPOSE OF THE SYMPOSIUM: The symposium will gather information needed to complete an update of the Alternative Technologies chapter of Metro's Solid Waste Management Plan for the Portland metropolitan area. That Plan will be the basis for implementing a resource recovery technology.

Please note that the symposium is not a forum for presentations of qualifications or proposals of vendors. It is a means of obtaining information about the generic characteristics of technologies.

INFORMATION ABOUT THE SYMPOSIUM: The two-day symposium will consist of the posting of papers and the making of presentations by professionals in resource recovery technology. It will cover the full range of potentially viable technologies for processing solid waste. Examples of such technologies include incineration, composting, RDF production, ethanol production, etc.

A panel has been commissioned to hear presentations of general technical information describing system operation, efficiency, and reliability. They will recommend the most feasible technologies for the Portland area to the Metro Council.

CALL FOR PRESENTERS: You are invited to submit a paper (maximum five pages) for consideration by the panel. Based on these papers the panel will select speakers on each technology. The panel's chief consideration will be to assure that they obtain accurate and concise information concerning the full range of technologies. Selection of speakers in no way implies a bias toward any particular vendor.

It will not be possible, nor is it the intention of the symposium, to allow every manufacturer of a resource recovery system to make a presentation. However, all manufacturers and other interested parties, are welcome to attend.

Papers should address the questions on the attached sheet. Supplemental materials may be included but are not necessary.

Papers are due July 15, 1985 in Metropolitan Service District offices in order to be considered in selection of the speakers. All papers delivered before July 22 will be presented to the panel and posted.

Those selected to speak at the symposium will be notified of the time and place for their talk no later than July 19. Presentations will commence at 9:00 a.m. Friday, August 2, 1985, lasting 30-45 minutes each. A question and answer period, at the pleasure of the panel, will follow.

If you have questions please contact Debbie Gorham at (503) 221-1646, ext. 231.

We look forward to hearing from representatives of the various alternative systems, some combination of which will one day contribute in great measure to solving the Portland area's municipal solid waste disposal problem.

The following questions should be addressed in the paper describing the resource recovery technology you represent.

1. What type(s) of refuse can this technology handle?
2. What, if any, pre-processing is necessary to prepare the solid waste for this technology?
3. What is the end result of the process--% of volume reduction; % of weight reduction?
4. What markets must exist for the material/energy recovery to be successful?
5. What, if any, additional processes are necessary to prepare the end product for market?
6. Are auxiliary fuels necessary for the process to work?
7. What is the reliability of the technology?
8. What are the waste by-products of the process, and how are the effluents, air and water pollution problems handled?
9. What is the construction cost of a facility capable of handling 200, 400, 1000, and 2000 tons per day of municipal solid waste?
to operate a 200, 400, 1000, and 2000 ton per day plant?
10. Where are existing, operating examples of this technology in the United States? in other countries?
11. What environmental impact analysis has been conducted at an operating facility, and what were the findings?
12. What finance mechanisms have been employed at facilities in the United States using this technology?
13. What references are available from whom objective performance data on this technology may be obtained?

BID PRICES BY FIRM FOR THE
ST. JOHNS LANDFILL OPERATING CONTRACT

	Browning-Ferris Industries	Genstar Waste Transfer, Inc.	Herzog Contracting Corporation	Kedon Services LTD.	Oakland Scavengers	Waste Management Incorporated
Sanitary Landfill Disposal Sub-Total	\$ 9,123,249	\$13,969,473		\$12,175,765	\$10,821,093	
Final Access Roads	67,628	63,272		41,140	70,840	
Final Cover Material	3,025,800	3,193,900		3,042,200	3,394,800	
Final Cover Stripping & Replacement	808,500	1,508,500		490,000	1,421,000	
Grass	181,560	173,400		201,450	169,320	
Placement of Final Cover Supplied by Owner	20,000	52,000		30,000	37,000	
Leachate Drains	9,630	39,000		24,000	73,140	
TOTAL Bid Price	\$ 13,236,367	\$ 18,999,545		\$ 16,004,555	\$15,987,193	

Waste Cost 4/20/00

*3-7-00
P. M. M.*

Unresponsive
NO Bid Bond

SEQUENCE OF EVENTS FOLLOWING BID OPENING

1. Within five calendar days after bid opening, Contractor submits to Owner a list of subcontractors for approval (Part 3, Article 6A).
2. DBE Compliance Procedures
 - a. For those DBE subcontractors participating in the Contract, Contractor must submit within five (5) working days after bid opening, Letters of Agreement (Part 8, Metro Code 2.04.220d).
 - b. If DBE goals have not been met, Contractor shall supply documentation of good faith efforts to comply with the goals (Part 8, Metro Code 2.04.220f).
3. Internal staff review of proposal to determine compliance with the Contract Documents. Staff issues its report to Council by July 26.
4. Council awards the Contract on August 8.
5. Within 10 days (not including Sundays and legal holidays) after August 8 the Contractor will sign and deliver to the Owner five (5) sets of Contract Documents with the Performance and Payment Bond to the Owner (Part 1, Item 18).
6. Within five (5) days (not including Sundays and legal holidays) after receipt of signed contracts the Owner will sign the Contract.
7. Prior to September 11 Contractor shall submit for approval descriptions, schedules and/or drawings for landfill site activities (Part 4, Item 1.4).
8. Prior to September 23 Contractor shall submit final approval from the Department of Environmental Quality (DEQ) for daily cover material (Part 4, Item 1.4).
9. Prior to commencement of the work, a conference will be held to designate responsible personnel and establish a working relationship (Part 3, Article 16F).
10. Prior commencement of the work, Contractor shall furnish certificates of insurance as specified in the Contract Documents (Part 3, Article 10A).
11. Prior to October 1 all work associated with the mobilization of equipment and personnel shall be completed (Part 4, Item 1.4).
12. AT 12:01 a.m. on October 1 the Contractor shall assume operations at the landfill (Contract).

13. Prior to October 15, stockpiling of daily cover shall be completed (Part 4, Item 1.4).
14. Prior to its use, the Owner and DEQ shall approve final cover material (Part 4, Item 2.11).
15. Prior to January 1, 1986, initial training of site personnel shall be completed and attendance certificates shall be provided to Owner (Part 4, Item 2.53).

CG/srs
3934C/356-3
07/12/85

waste industry. Making rate review a subcommittee of SWPAC, and only allowing non-industry membership may help address the conflict of interest question but it also raises some questions: would the rate review subcommittee report to the SWPAC and SWPAC then act on the subcommittee's recommendations (solid waste industry representatives, too?), or would the subcommittee report directly to the Metro Council? If the subcommittee reports directly to the Metro Council, why abolish the existing Rate Review Committee which reports directly to Council?

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer makes no recommendation.

MANAGEMENT COMMITTEE'S RECOMMENDATION

The Council Management Committee will meet on June 20, 1985, to consider Resolution No. 85-578. Staff will mail the Committee's recommendation to Councilors prior to the June 27 Council meeting.

RB/gl
3726C/405-2
06/11/85

COMMITTEE MEETING TITLE _____

DATE _____

NAME

AFFILIATION

Paul Coleman

City Leadership

John [unclear]

Community [unclear]

Shirley Coffey

Police - Wash. Co.

GM [unclear]

Union [unclear]

Norm Winkling

Metro

Ruth [unclear]

City of [unclear]

Debbie [unclear]

Metro

Ray Barker

Metro

Debra Muhlhill

"

Wynne [unclear]

"

Bill [unclear]

Metro

Sharon [unclear]

Local [unclear]

James [unclear]

[Empty lined area for names]

[Empty lined area for affiliations]