



METROPOLITAN SERVICE DISTRICT

6400 S.W. CANYON COURT PORTLAND, OREGON 97221 (503) 297-3726

METROPOLITAN SERVICE DISTRICT BOARD

MINUTES OF NOVEMBER 9, 1973 MEETING

BOARD MEMBERS IN ATTENDANCE

Lloyd Anderson
Lorin Johnson
Mel Gordon
Robert Schumacher

ADVISORS IN ATTENDANCE

Herb Hardy
Molly Kohnstamm

STAFF IN ATTENDANCE

Charles Kemper
Jean Woodman

The meeting commenced at 2:00 PM, and as there was not a quorum present, the Board discussed the agenda items in general. Commissioner Schumacher arrived at 2:30 P.M. developing a quorum and the Board formally considered the following items of business:

I. MINUTES

Commissioner Gordon moved to approve the minutes of October 12, 1973 and October 26, 1973 as submitted. Col. Johnson seconded the motion. The motion carried unanimously.

II. DISCUSSION OF STATUS OF SOLID WASTE GRANT APPLICATION

PHASE II

Mr. Kemper discussed the progress of the Solid Waste Phase II Grant Application, stating that the application was reviewed

by the State Citizen Advisory Committee Planning Sub-Committee and the full CAC on October 31, 1973 and was approved unanimously with the stipulation that the Committee review and DEQ approve the final Phase I engineering report prior to disbursement of any funds. The application is now scheduled to go before the Emergency Board on the 29th and 30th of November.

In discussing strategy for the Emergency Board presentation, Commissioner Anderson informed the Board that a tentative date of November 26, 1973 was established to hold an informal session with representatives from the Emergency Board. He asked that the Board members attend. The DEQ will be making the formal presentation to the Emergency Board and staff will contact Bartle-Wells and COR-MET to assist in the presentation. Also staff will work with DEQ to develop a system for the presentation of the various needs and support. The Citizen and Technical Advisory Committees have expressed their support and willingness to appear at the Emergency Board meeting in force.

Commissioner Gordon moved to accept the status of the Solid Waste Phase II Grant Application. Col. Johnson seconded the motion. The motion carried unanimously.

Mrs. Kohnstamm representing the MSD/CAC stated that her committee unanimously felt that they should continue to operate rather than disband at the completion of Phase I as scheduled. Mr. Kemper stated that if Phase II money becomes available, it would be appropriate for the CAC to continue. He also suggested that the Technical Advisory Committee be expanded to take on any additional interests of the MSD rather than limit themselves to solid waste.

Col. Johnson moved for the continuation of the MSD/CAC through Phase II subject to approval of the grant application by the Emergency Board. Commissioner Gordon seconded the motion. The motion carried unanimously.

III. PRE-FINAL SUBMITTAL OF COR-MET SOLID WASTE REPORT

The Board received Chapter 12 of Volume I and Appendixes H and I of Volume III of COR-MET's Pre-Final report. These additions will be transmitted to the counties and various interested parties for review and comment.

Commissioner Gordon moved to accept COR-MET's Pre-Final submittal of Volume I Chapter 12 and Volume III Appendixes H and I. Col. Johnson seconded the motion. The motion carried unanimously.

IV. JOHNSON CREEK FLOOD CONTROL DISTRICT

The Board discussed the progress of the Corps of Engineers Study of the drainage problem on Johnson Creek. The engineering consulting firm of Haner Ross and Sporseen is doing the engineering study for the Corps. The Corps is looking to MSD to provide formal assurance for sponsoring the program after the study is completed and assurance for providing the necessary right-of-ways along the creek.

Mr. Kemper informed the Board that letters have been mailed to both Clackamas County Board of Commissioners and Multnomah County Board of Commissioners requesting their portions of the funds dispersed after the dissolution of the Johnson Creek Water Control District. Staff has not as yet received answers from the two counties.

Commissioner Anderson stated that the boundaries for the Johnson Creek area should be defined and a low assessment (for example 1¢ per \$1,000) be levied to provide MSD with planning money. There was some discussion on the procedure for setting up Special Assessment Districts and staff will outline this for the Board. Mr. Hardy questioned whether or not MSD could levy an assessment for planning only, and he will review this.

Commissioner Schumacher addressed the Board indicating that he has had several communications with people in Clackamas County concerned with the problems on Johnson Creek. He felt that it was time for MSD to develop an implementing program to correct the situation along the creek. The Board was in agreement with Commissioner Schumacher's statements. The Board also agreed that if a park and recreation plan and a bikeways plan could be developed and ready at the time the Corps study is completed, it would lend weight to the MSD efforts to finance improvements for Johnson Creek.

V. FUTURE AREAS OF INTEREST FOR MSD

The Board considered Commissioner Anderson's memorandum discussing the present functions of MSD and suggested broadening of these functions. Commissioner Anderson suggested approaching various

groups of people for the purpose of discussing MSD's position on other areas of interest. He felt this procedure would help determine the feasibility of MSD expanding its functions into other areas. Commissioner Gordon agreed, stating that some priorities should be set on the different aspects such as parks and libraries. There was a consensus that it would be appropriate to develop a procedure for hearing public testimony and determining a recommended course of action.

Commissioner Schumacher suggested that each Board member indicate areas of concern not yet mentioned, and that the MSD move forward in these areas. Commissioner Gordon suggested the development of criteria to be used in determining priorities and needs. Col. Johnson stated that the first priority would have to be the expansion of the MSD boundaries, and that the completion of the Solid Waste Program would be a good public relations lever.

VI. NEW BUSINESS

Commissioner Gordon addressed the Board with respect to his letter sent to Mr. William Roberts of TRI-MET. Commissioner Gordon wished to clarify that his intent in this letter was that MSD consider taking over TRI-MET only as a last resort option if TRI-MET's planning situation did not improve. In an Opinion Letter from Herb Hardy, MSD attorney, it was confirmed that MSD was in a position to do this.

Commissioner Schumacher was in agreement with the basic philosophy of Commissioner Gordon's letter, however, he felt that taking over TRI-MET by the MSD might leave the MSD without the power of levying the supportive taxes needed to operate TRI-MET. Com. Anderson suggested monitoring the situation with TRI-MET for a few months and at that time, if there has been no correcting action, MSD could set up an informal hearing and then a formal resolution for consideration. The Board was in consensus on this action.

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Staff will draft a letter to the MSD Board members and receive their reaction to the situation before the next Board meeting. At that time a letter will be sent to TRI-MET outlining MSD's recommended action.

There being no further business, the meeting adjourned at 3:20 PM.