



**METROPOLITAN SERVICE DISTRICT**

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

MSD BOARD OF DIRECTORS  
MINUTES OF MAY 24, 1974 MEETING

BOARD MEMBERS IN ATTENDANCE

Robert Schumacher, Chairman  
Connie McCready  
Miller Duris  
Rod Roth

APPROVED METROPOLITAN  
SERVICE DISTRICT  
BOARD OF DIRECTORS

ADVISORS IN ATTENDANCE

Herb Hardy, Attorney  
Mike Kennedy, COR-MET  
Bill Culham, TAC  
Jane Cease, CAC

ACTION NO. 74-135  
DATE 6-14-74  
BY Jean M. Woodman  
CLERK OF THE BOARD

STAFF IN ATTENDANCE

Charles Kemper  
Merle Irvine  
Jean Woodman

There being a quorum present, the Board considered the following items of business:

I. MINUTES

Commissioner Roth moved to approve the minutes of May 10, 1974 as submitted. Mayor Duris seconded the motion. The motion carried unanimously.

II. PUBLIC HEARING ON ORDINANCES NO. 10 AND NO. 11

The first public hearing on Ordinance No. 10, amending the Tire Ordinance No. 3 and on Ordinance No. 11 scrap tire processing center franchise was held on May 10, 1974. Mr. Irvine

reviewed the two ordinances noting the amendments which resulted from the first public hearing. He stated that the major change in Ordinance No. 10 was the inclusion of "for each offense" in the section covering violations, and Ordinance No. 11 was amended to provide 3¢ per tire for administrative fee rather than a differential rate for passenger and truck tires. He also stated that a meeting with industry was held to discuss the breaking point in tire size covered under Ordinance No. 11 and that it was agreed to leave the breaking point at 7:50 x 17 or 8:00 x 19.5 for tubeless or a ply rating up to and including 10 ply.

The Chairman formally opened the second public hearing on Ordinances No. 10 and No. 11 asking if everyone in the audience had copies of the ordinances. Several people were given copies of the ordinances. The Chairman again asked if anyone in the audience wished a copy of the ordinances. There was no response.

Mayor Duris moved to have ordinances No. 10 and No. 11 read by title only. Commissioner Roth seconded the motion. The motion carried unanimously.

Mr. Kemper read both Ordinance No. 10 and No. 11 by title and the following testimony was received:

ORDINANCE NO. 10

A. Craig Iverson  
Firestone Tire and Rubber

Testimony attached. Mr. Iverson was concerned with the recalling of Firestone tires outside the MSD area and the definition of salvage. Mr. Irvine of MSD staff stated that Section VI of Ordinance No. 3 allows for the return of scrap tires to the owner and this would apply in Firestone's case.

B. Larry Burrright  
Oregon Recycling

Mr. Burrright questioned the procedure for the return of rejected tires that were shipped out of the District for purposes of salvage. Commissioner Schumacher answered that the MSD could handle this on an administrative basis and would need some assurance from Mr. Burrright that markets for the salvaged tires existed.

ORDINANCE NO. 11

A. Craig Iverson  
Firestone Tire and Rubber Company

Testimony attached. Mr. Iverson's concern was the administrative fee to be charged to the individual processors on scrap tires and the fact that Firestone has no way of passing the charge onto the public. Mr. Hardy, MSD Attorney, stated that Firestone could attach a 3¢ user charge to the sale of their tires without going through the Federal Trade Commission.

There was some discussion by the Board under Section II of the ordinance dealing with the establishment of two processing centers and it was agreed that it should read "at least two" processing centers.

Commissioner McCready moved to amend Section II of Ordinance No. 11 to read "at least two" processing centers. Commissioner Roth seconded the motion. The motion carried unanimously.

The Board discussed a rate review of the system at given intervals to evaluate the costs based on profit. The rate per tire at this point is 3¢ and will be reduced to 2¢ in 18 months with the intent of a review in two years thereafter.

B. Larry Burrright  
Oregon Recycling

Mr. Burrright addressed the Board stating that his organization is receiving approximately 2,000 tires per day and that the administrative fee on this amount of tires was excessive; however, he agreed that a number of these tires would be separated out for salvage.

C. George Ward  
Consulting Engineer

Testimony attached. Mr. Ward was questioning the date MSD would be making a decision on the general processing centers. Mr. Irvine answered that staff will be asking for applications around the middle of June.

D. Roger Emmons  
Tri-County Solid Waste Management Council

Testimony attached.

As there was no further testimony to be taken on Ordinances No. 10 and No. 11, the public hearing was called to a close.

The Board discussed the testimony received on the two ordinances from the transcript of the May 10, 1974 hearing and the testimony just received and there was a consensus that with amendments, it was in order to act on the adoption of the ordinances.

Commissioner McCready moved to adopt Ordinance No. 10 and Ordinance No. 11 with amendments to Section II, inclusion of "at least two" processing centers, and Section IV, sub-section 3 amending it to read "fee approved in Section III 2," of Ordinance No. 11. Mayor Duris seconded the motion. The motion carried unanimously.

III. PUBLIC HEARING ON ORDINANCE NO. 12

Commissioner Schumacher opened the public hearing to receive testimony on Ordinance No. 12, tire processing and disposal program standards of service. He asked if anyone in the audience did not have a copy of the ordinance and wished one. Copies were given out. He again asked if anyone in the audience wished a copy of the ordinance, and there was no response.

Commissioner Roth moved that Ordinance No. 12 be read by title only. Mayor Duris seconded the motion. The motion carried unanimously.

Mr. Kemper read Ordinance No. 12 by title. Mr. Irvine reviewed Ordinance No. 12 and the attached standards of services for the Board members. The following testimony was received.

A. Craig Iverson  
Firestone Tire and Rubber Company

Testimony attached. Mr. Iverson's concern was in the need for authorization from MSD for shipment of processed tire chips to other parts of the country for testing purposes. Commissioner Schumacher assured him that any notice required would not delay Firestone's process.

B. Dan Grimshaw  
Grimshaw Tires

Testimony attached. Mr. Grimshaw was concerned that scrap tires, as the raw material for his operation in tire retreading, will be taken out of the tire stream if they are taken into the collectors' system.

C. Roger Emmons  
Tri-County Solid Waste Management Council

Mr. Emmons answered Mr. Grimshaw's concern stating that it is not the collectors intent to take retreadable tires to the dump to be ground and suggested that staff hold a meeting with those people affected and attempt to solve the problem.

D. Carl Miller  
Collection Industry

Mr. Miller also answered Mr. Grimshaw's concern stating that there were areas in the district that are not being covered by the tire carriers and that the collectors' county franchises allow the collectors to pick up the scrap tires. Commissioner McCready questioned Mr. Miller's concern that the tire carriers were taking business away from the collectors if the collectors were not involved in the process in the past.

E. Larry Burright  
Oregon Recycling

Mr. Burright addressed the Board with the statement that his research indicated that the collectors were not serving 90% of the people in the area selling tires and that his operation answered a need. He further stated that his operation handled 2,000 tires per day, picking them up, sorting them for retreading, and shredding the balance.

As there was no further testimony to be heard, the public hearing was called to a close. The second hearing on Ordinance No. 12 will be on June 14, 1974.

IV. SCRAP TIRE PROCESSING AND DISPOSAL PROGRAM APPROVAL

Tabled.

V. AUTHORIZATION TO DEVELOP CONTRACT FOR AN MSD RIGHT-OF-WAY AGENT

AGENT  
Chairman directed staff to develop contract for an MSD Right-of-Way Agent.

VI. SELECTION OF SOLID WASTE COMMISSION

Selection performed. See attached list.

VII. OTHER BUSINESS

- A. The Board directed that staff charge \$25 per set for the MSD Solid Waste Action Plan.
- B. Mr. Kemper stated that a meeting was held with Multnomah County and the City Planning staff to review the transfer station site alternatives and it was felt that the sites should receive public hearings prior to a recommendation from the county to MSD Board.

There being no further business to come before the Board of Directors, the meeting adjourned at 4:40 P.M.