



METROPOLITAN SERVICE DISTRICT

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

MSD BOARD OF DIRECTORS

MINUTES OF SEPTEMBER 27, 1974 MEETING

BOARD MEMBERS IN ATTENDANCE

Robert Schumacher, Chairman
Burton Wilson
Charles Becker
Miller Duris

ADVISORS IN ATTENDANCE

Dean Gisvold, Attorney
Bob Brown, DEQ
Gary Grimes, DEQ
Ernie Schmidt, DEQ
Les Wierson, CH2M
Mike Kennedy, COR-MET
Cees Corsmit, CH2M

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-217

DATE 10-11-74

BY Jean Woodman
CLERK OF THE BOARD

GUESTS IN ATTENDANCE

Gene Bunch, Bunch Tire Balers
Carl Miller, Miller Sanitary Service
Dick Glanz, MDC
Lee Kell, Attorney CWSI

STAFF IN ATTENDANCE

Charles C. Kemper
Merle Irvine
Rena Smith
Jean Woodman
Connie Eliason

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

Commissioner Schumacher introduced Commissioner Burton Wilson and welcomed him as a member of the MSD Board of Directors. Commissioner Wilson is replacing Commissioner Rod Roth and represents Washington County.

I. MINUTES

Mayor Duris moved to approve the minutes of September 13, 1974 as submitted. Councilman Becker seconded the motion. The motion carried unanimously.

II. PUBLIC COMMUNICATIONS

Commissioner Schumacher asked if anyone in the audience wished to testify to a matter not specified on the meeting agenda and there was no response.

III. ORDINANCE NO. 19 - SECOND PUBLIC HEARING

Ordinance No. 19 amends Ordinance No. 3 with respect to the relationship between the Metropolitan Service District and local jurisdictions.

Commissioner Schumacher asked if anyone in the audience wished a copy of the ordinance that did not have one, and there was no response.

Councilman Becker moved to have Ordinance No. 19 read by title only. Mayor Duris seconded the motion. The motion carried unanimously.

Mr. Kemper read Ordinance No. 19 by title and then in its entirety.

The Board discussed Mr. Harlan's suggestion of the previous meeting to amend the Ordinance by making county approval a condition for the carrier's permit. Mr. Gisvold felt that this requirement would place MSD in the role of enforcing the counties' ordinances and might also place MSD in a difficult position in the event of a contested case hearing over denial of a permit on that basis. The intent of Ordinance No. 19 is to support Resolution No. 10 adopted by the Board stating MSD's relationship with the local jurisdictions with regard to the MSD Tire Program.

Commissioner Schumacher asked if there was anyone in the audience that wished to give testimony and there was no response.

Commissioner Wilson moved to adopt Ordinance No. 19. Mayor Duris seconded the motion. The motion carried unanimously.

IV. DEQ FIRST OBLIGATION REQUEST

Mr. Wierson, of CH2M, addressed the Board with a presentation on the capital cost budget estimates for development of the transfer stations. Mr. Wierson gave a breakdown of the inflationary cost increases along with the present pre-design cost estimate vs the original study cost estimate. The consultants felt that reducing the number of transfer stations to three and the increase in market values of recycled materials would help to alleviate the increase in costs.

COR-MET will submit a written report covering the First Obligation Grant Loan Application by October 4, 1974 and a memorandum discussing the question of reducing costs by construction of three transfer stations rather than four. (See attached report).

V. RESPONSE TO QUESTIONS RAISED BY THE CITY OF BEAVERTON

Mr. Kemper reviewed a letter received from the City of Beaverton questioning the viability of the MSD Solid Waste Action Plan and the location of the milling/transfer station in the Beaverton area. COR-MET has prepared a response to the City's letter and staff is recommending that the Board authorize presenting the information to the Beaverton City Council on October 7, 1974. The Department of Environmental Quality submitted a letter to staff in support of the Action Plan and staff is recommending that this letter also be sent to the City of Beaverton.

Mayor Duris moved to approve staff recommendation to submit a written response to the City of Beaverton with inclusion of the Department of Environmental Quality's letter of support. Commissioner Wilson seconded the motion. The motion carried unanimously.

VI. OTHER BUSINESS

A. Emergency Ordinance No. 21

This ordinance was considered following item III on the agenda and moved appropriately to OTHER BUSINESS for purpose of the records.

The Board considered Emergency Ordinance No. 21 amending Ordinance No. 3 to subject to the same requirements as other tire carriers, persons transporting scrap tires to be salvaged. Copies of the ordinance were available.

Mr. Kemper read the ordinance in its entirety.

Mr. Gisvold reviewed the language change Ordinance No. 21 would amend in Ordinance No. 3. The amendment would remove the words "and disposal" after the word "salvage" under Ordinance No. 3 Subsection 10 of Section I as amended by Ordinances No. 10 and 18. Mr. Gisvold stated that the purpose of the ordinance is that it now appears to staff and to the attorneys that salvage operations should be regulated and permitted under the Tire Ordinances.

Mayor Duris moved to change the word "incidentally" to "incidental" under Section I of Ordinance No. 21. Commissioner Wilson seconded the motion. The motion carried unanimously.

Commissioner Schumacher asked if there was anyone in the audience that wished to testify and there was no response.

Mayor Duris moved to adopt Emergency Ordinance No. 21 as amended. Commissioner Wilson seconded the motion. The motion carried unanimously.

B. MSD Flow Control Policy

Mr. Kemper reviewed proposed Resolution No. 11 covering MSD policy on flow control of solid waste. He stated that the issue of ownership of waste carried heavy implications and would be continually addressed by the Solid Waste Committee and legal counsel. The Solid Waste Committee and staff were recommending approval of the resolution.

Commissioner Wilson moved to approve Resolution No. 11 MSD Flow Control Policy. Mayor Duris seconded the motion. The motion carried unanimously.

There being no further business to come before the Board, the meeting adjourned at 3:50 P.M.