



METROPOLITAN SERVICE DISTRICT

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

MSD BOARD OF DIRECTORS

MINUTES OF OCTOBER 11, 1974 MEETING

BOARD MEMBERS IN ATTENDANCE

Mel Gordon, Acting Chairman
Burton Wilson
Connie McCready
Miller Duris

ADVISORS IN ATTENDANCE

Al Meyers, Sitting in for Charles Becker
Dean Gisvold, MSD Attorney
Gary Grimes, DEQ
Bob Brown, DEQ
Ernie Schmidt, DEQ
Les Wierson, CH2M
Mike Kennedy, COR-MET
Kees Corssmit, CH2M
Bill Culham, SWC

GUESTS IN ATTENDANCE

Carl Miller
Lee Kell
Dick Glanz
Nick Brajavich
Larry Burright, Jr.

STAFF IN ATTENDANCE

Charles C. Kemper
Merle Irvine
Rena Smith
John Hankee
Jean Woodman

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-230

DATE 10-25-74

BY Jean Woodman
CLERK OF THE BOARD

As there was not a quorum present at the beginning of the meeting, discussion items were considered out of context of the agenda. The order of agenda item consideration has been corrected for purpose of the records.

I. MINUTES

Commissioner McCready moved to approve the minutes of September 27, 1974 as submitted. Mayor Duris seconded the motion. The motion carried unanimously.

II. ACCOUNTS PAYABLE

Commissioner McCready moved to approve the Accounts Payable for the month of September in the amount of \$30,679.82. Mayor Duris seconded the motion. The motion carried unanimously.

III. PUBLIC COMMUNICATIONS

Commissioner Gordon asked if there was anyone in the audience that wished to address the Board on matters not specified on the meeting agenda. There was no response.

IV. ORDINANCE NO. 23 - FIRST PUBLIC HEARING

There was a quorum present and the Board considered Ordinance No. 23, bringing tire salvage operations under the regulatory program of the MSD Tire Ordinances; to authorize tire salvage centers; to assess and collect a fee for supervision of scrap tire salvage; and to establish criteria and procedures for authorization of tire salvage centers.

The first public hearing for Ordinance No. 23 was formally opened. Commissioner Gordon asked if there was anyone in the audience who wished a copy of Ordinance No. 23 and there were several responses. Commissioner Gordon asked again if there was anyone in the audience that wished a copy of the ordinance and there was no response.

Mayor Duris moved to have Ordinance No. 23 read by title only. Commissioner McCready seconded the motion. The motion carried unanimously.

Mr. Kemper read Ordinance No. 23 by title.

Mr. Irvine discussed the intent of the salvage ordinance in regulating, controlling and recording the number of scrap tires being salvaged. There was also some discussion on enforcement of the MSD Tire Ordinances. Commissioner Gordon felt that MSD should move ahead with prosecution of offenders of the ordinances and there was a general consensus in his opinion. Mr. Gisvold reviewed the cases already brought to the Attorneys' attention by staff and the procedure involved in prosecuting the violators.

Mr. Culham, of the Solid Waste Committee, addressed the Board outlining the committee's concern with the differential between salvage and processing and the committee's feeling that Ordinance No. 23 should be brought back to the committee for further input. This concern resulted in the narrow vote by the SWC to recommend continuing to the first public hearing on the ordinance.

Commissioner Gordon asked if there was anyone in the audience that wished to testify to Ordinance No. 23 and there was no response. He stated that the second public hearing on the ordinance will be held on October 25, 1974. The public hearing was called to a close.

Commissioner Wilson left the meeting.

V. EMERGENCY ORDINANCE NO. 22 - PUBLIC HEARING

Commissioner Gordon opened the public hearing for consideration of Emergency Ordinance No. 22 approving the MSD office space lease Agreement with CRAG. There was a quorum present for this agenda item.

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

Commissioner McCready moved to read Ordinance No. 22 by title only. Mayor Duris seconded the motion. The motion carried unanimously.

Mr. Kemper read the ordinance by title.

Mr. Gisvold addressed the Board stating that he recommended amendments to the lease agreement giving a better description of the premises location and indicating that CRAG agrees to abide by the terms of the main lease as well as MSD. The Board, in discussion, felt that the lease agreement met the needs of the MSD and had no adverse comments.

Commissioner Gordon asked if anyone in the audience wished to testify to Ordinance No. 22 and there was no response.

Commissioner Wilson moved to adopt Ordinance No. 22 subject to counsel's amendments. Commissioner McCready seconded the motion. The motion carried unanimously.

VI. COATES FIELD SERVICE REPORT

There was not a quorum present for this agenda item. Mr. Kemper introduced a letter statement from Mr. John Cooper, of Coates Field Service, Right-of-way Agent, outlining the work accomplished. The Board received the report and no action was taken.

VII. LAND ACQUISITION POLICIES

There was not a quorum present for this agenda item. In discussing the Relocation Policy and Land Acquisition Policy developed by Coates Field Service, Mr. Gisvold stated that he did not recommend approving the policies in their present form. He also stated that the policies were developed for the use of federal funds and not state funds and the policies should be given further consideration. Mr. Culham indicated that the Solid Waste Committee had not had the time to review the policies before they were presented to the Board.

Commissioner Gordon directed that the two policies be corrected and reviewed by the SWC and placed on a later agenda for Board consideration.

VIII. PRE-DESIGN COST DATA

The COR-MET presentation on the pre-design cost data will be reviewed by the Solid Waste Committee and brought back to the Board for consideration at a later date.

IX. TRANSFER/MILLING STATION ENVIRONMENTAL ASSESSMENT

There was not a quorum present for this agenda item. The Board members received the Environmental Assessment Document developed by COR-MET covering the four proposed transfer/processing site locations. The report discusses impacts on noise, traffic, air and other concerns to the local vicinity.

X. JOHNSON CREEK DRAINAGE DISCUSSION

There was not a quorum present for this agenda item. Mr. John Hankee addressed the Board with a status report of Phase I of the MSD Drainage Program for Johnson Creek. His report included the history of the program and the progress in developing financing for continuing with Phase I. Mr. Hankee discussed work plan items as follows: 1) determine funding sources feasibility; 2) establishing an organization for watershed management; 3) developing planning and flow control policies; 4) developing work plan; 5) verifying legal authority; and 6) public communications. A discussion of the requested budget followed outlining that Multnomah County has given its share, Clackamas County anticipates the legal ability to give its share, and the City of Gresham's statement that they will not provide their requested amount. Mr. Hankee indicated that the State could be approached for legislative funds for development of the Johnson Creek Flood Control Program and asked that the Board take some formal action as soon as possible for authority to continue.

XI. OTHER BUSINESS

A. Solid Waste Committee Recommendation Concerning Funding Estimates and Implementation Work

There was not a quorum present for this agenda item.

Mr. Kemper reviewed the SWC Sub-committee report which dealt with a review of letters received from industry on cost estimates for the transfer/processing station construction and operation. The Sub-committee recommendations were approved by the full Solid Waste Committee and called for development of a Request for Proposal document. Staff recommended approval of the SWC recommendations, development of an RFP document, and approval for development of a service contract for preparing the RFP.

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As there was not a quorum present, the Board could take no formal action on the staff recommendations, and Commissioner Gordon directed staff to continue as outlined in the staff report.

- B. Mr. Kemper reviewed the eight letters of intent received from private industry on possible secondary materials markets. The letters are available for Board members inspection upon request.

There being no further business to come before the Board, the meeting adjourned at 3:40 P.M.