

METROPOLITAN SERVICE DISTRICT
MINUTES OF JUNE 11, 1976 MEETING

BOARD MEMBERS IN ATTENDANCE

Miller Duris, Vice Chairman
Robert Schumacher
Charles Becker
Connie McCready
Mel Gordon

BOARD MEMBERS NOT IN ATTENDANCE

Ray Miller, Chairman
James Robnett

ADVISORS IN ATTENDANCE

Dean Gisvold, Attorney
Bob Brown, DEQ
John Wilson, Portland Zoo

GUESTS IN ATTENDANCE

List attached

STAFF IN ATTENDANCE

Charles Kemper
Merle Irvine
Cordell Ketterling
Jean Woodman

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 76-547
DATE 6-25-76
BY Jean Woodman
CLERK OF THE BOARD

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

76-539 MINUTES

Commissioner Gordon moved to approve the minutes of May 28, 1976. Commissioner Schumacher seconded the motion. The motion carried unanimously by roll call vote.

76-540 PUBLIC COMMUNICATIONS

Mayor Duris asked if there was anyone in the audience that wished to address the Board on matters not listed on the agenda. There was no response.

76-541 CASH DISBURSEMENTS

Commissioner Gordon moved to approve Vouchers No. 462 through 475 for payment in the amount of \$10,962.03. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

76-542 ORDINANCE NO. 39 - FIRST PUBLIC HEARING

Mayor Duris asked if there was anyone in the audience that did not have a copy of the ordinance. There was no response.

Motion 76-542.A: Commissioner Schumacher moved to have Ordinance No. 39 read by title only. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the title of Ordinance No. 39. An ordinance adopting Standards of Exemptions for operation of solid waste disposal sites in accordance with MSD Ordinance No. 32 and prescribing an effective date.

Mr. Irvine reviewed the ordinance and staff report which responds to Section 8.D. of Ordinance No. 32 providing for the development of standards of exemptions for operators of waste disposal sites. In reviewing the ordinance sections, Mr. Irvine stated that Phase I and II of the program allows the landfills to accept the same material as they are presently accepting; however, by Phase III the ordinance will require that only demolition wastes be accepted by the non-processible landfills. It is estimated that by Phase III the majority of the demolition landfills will be at capacity and the standards of exemption will have a minimal affect on this business. Commissioner McCready questioned the Ordinance language quantifying acceptance of mixed wastes at the demolition sites, suggesting deletion of the language and consideration of specific cases on an administrative basis. Staff will propose amendments to this section for the next hearing.

Mr. Brown of the DEQ stated that the state had recently altered

their permit on demolition fills in an attempt to control the acceptance of mixed wastes. He will provide the Board with a copy of the specific language used.

Commissioner Gordon requested that the second public hearing on Ordinance 39 be set to July 9 rather than June 25, and the Board was in agreement.

Mayor Duris asked if there was anyone in the audience that wished to speak to Ordinance No. 39. Mr. Wayne Easley, 1414 NE 140th, approached the Board questioning the method of separating the demolition from processible wastes for disposal at the proper landfill. As a contractor, Mr. Easley had concerns over the impact of Phase III on his business. Mr. Irvine stated that he had been in contact with the Association of General Contractors and this association was gathering information to determine the affect the program would have on the contractors' operations. Mr. Kemper indicated that the staff would attempt to analyze the costs and best method for separation of wastes on a typical construction project.

Mayor Duris asked if there was further testimony to be received, and there was no response.

Motion No. 76.542.B: Commissioner Gordon moved to set the date of July 9, 1976, for the second hearing on Ordinance No. 39. Commissioner McCreedy seconded the motion. The motion carried unanimously by roll call vote.

76-543 STATUS REPORT - SOLID WASTE PROGRAM

Mr. Ketterling reported on the status of the Solid Waste Program stating that the Boundary Commission had approve the annexation of the Oregon City site and staff was proceeding with the zone change process. Negotiations have been reopened with Publishers Paper, and work set in motion for implementation of Ordinance 32 and 33 and development of a certification process for the landfills. Staff is also working with DEQ to develop the exact terms of the grant/loan agreement for release of MSD funding. Mr. Ketterling also reported that the Washington County Haulers Association have incorporated and are interested in submitting a mini-transfer station concept in Washington County as opposed to the one transfer station. He felt this agreement would be before the Board on June 25. Also, Mr. Gisvold is working on the litigation strategy for resolving legal issues before the MSD.

76-544 ZOO ORGANIZATIONAL AND MANAGEMENT PLAN

Mr. Kemper presented the Board with a staff report on the proposed organization and management structure for the MSD for effective use on July 1st. Commissioner Gordon suggested that the Chairman appoint a Board sub-committee for review of the operating structure rather than attempt a decision at this time. The Board members present were in agreement. In discussion of a report date for the sub-committee, Mr. Kemper indicated that some decisions would have to be made prior to July 1st for a smooth merging of the Zoo operations and the MSD and these would be brought before the Board on June 25.

Motion 76-544.A:

Commissioner Gordon moved to set the MSD organizational and management plan over for consideration at a date no later than July 23, 1976, and direct the Chairman to appoint a three-member sub-committee for review and recommended action. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

Mayor Duris, Commissioner McCready and Commissioner Gordon will act as the sub-committee with Mayor Duris as Chairman.

Mr. Kemper reviewed the staff report pointing out areas of immediate concern in the administrative operation of the District.

Motion 76-544.B: Commissioner McCready moved to authorize the Chairman or Vice Chairman to poll the Board for action in case of a administrative emergency pending submission of the sub-committee report on the MSD organizational and management plan. Commissioner Gordon seconded the motion. The motion carried unanimously by roll call vote.

76-545 Travel Authorization - Cordell Ketterling

Staff requested authorization for Mr. Ketterling to travel to San Diego in July to present his paper submitted to the ASME for publication. Commissioner Gordon questioned the benefit to MSD by attendance at this convention stating that future trips such as this should be paid for by the benefited party.

Commissioner Schumacher moved to approve travel authorization for Cordell Ketterling to attend the ASME Conference in San Diego July 14 - 15, 1976, with an estimated expense of \$256. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

76-546 Executive Session

The Board adjourned to Executive Session at 3:30 P.M. to give consideration to labor negotiations for the Fiscal Year 76-77. Mayor Duris cited ORS 192.660(3) as the authority for the Executive Session asking all newspaper representatives to hold the discussion confidential.

The Board reconvened in public meeting to take action on on item 76-546.

Commissioner Schumacher moved to allow salary negotiations to continue with the concession employees, and to direct legal counsel to return at the next Board meeting with a report on the progress of the municipal employees negotiations and its possible impact on the Service District. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

There being no further business to come before the Board the meeting adjourned at 4:50 P.M.