

MSD BOARD OF DIRECTORS

PORTLAND WATER BUREAU
1800 SW 6TH AVE.
AUDITORIUM

DECEMBER 13, 1974
2:00 P.M.

A G E N D A

I. MINUTES

*

II. ACCOUNTS PAYABLE

III. PUBLIC COMMUNICATION

*

IV. EMERGENCY ORDINANCE NO. 27 RFP EVALUATION TEAM RESPONSIBILITIES

*

V. RFP DOCUMENT AMENDMENT AUTHORIZATION

VI. RFP EVALUATION TEAM ADMINISTRATIVE PROCEDURES

*

VII. JOHNSON CREEK PHASE I AUTHORIZATION

VIII. CODIFICATION OF MSD ORDINANCES

IX. OTHER BUSINESS

*

X. EXECUTIVE SESSION - RFP EVALUATION TEAM APPOINTMENTS

*

IMPORTANT ITEMS

msd METROPOLITAN SERVICE DISTRICT

NEW ADDRESS: 527 SW Hall, Portland, Oregon 97201 222-3671

December 6, 1974

TO: MSD BOARD OF DIRECTORS
FROM: MSD STAFF
SUBJECT: STAFF REPORT FOR DECEMBER 13, 1974

PRESENTED TO THE BOARD FOR TRANSMITTAL AND RECOMMENDED ACTION
ARE THE FOLLOWING ITEMS:

PAGE

- 1 I. MINUTES
Action - Approve the Minutes of November 14,
1974 and November 22, 1974.
- 9 II. ACCOUNTS PAYABLE
Action - Approve Accounts Payable for the
second half of November 1974, in
the total amount of \$12,333.84.
- 10 III. PUBLIC COMMUNICATION
Action - Receive comments from public on items
not specified on the agenda.

11 IV. EMERGENCY ORDINANCE NO. 27 - RFP EVALUATION
TEAM RESPONSIBILITIES
Action - Hold Public Hearing and adopt Emergency
Ordinance No. 27

15 V. RFP DOCUMENT AMENDMENT AUTHORIZATION
Action - Approve staff recommendation

21 VI. RFP EVALUATION TEAM ADMINISTRATIVE PROCEDURES
Action - Information and discussion item.
No action.

24 VII. JOHNSON CREEK PHASE I AUTHORIZATION
Action - Approve staff recommendation

41 VIII. CODIFICATION OF MSD ORDINANCES
Action - Authorize codification of ordinances

42 IX. OTHER BUSINESS
A. Multnomah Land Reclamation, Inc.

45 X. EXECUTIVE SESSION - RFP EVALUATION TEAM
APPOINTMENTS

I. MINUTES

THE FOLLOWING PAGES CONTAIN MINUTES FOR THE MSD BOARD
MEETING OF DECEMBER 13, 1974.

THE STAFF RECOMMENDS APPROVAL OF THE MINUTES.

II. ACCOUNTS PAYABLE

THE ATTACHED PAGE CONTAINS THE ACCOUNTS PAYABLE ITEMS REQUESTED FOR PAYMENT IN THE SECOND HALF OF NOVEMBER 1974.

THE STAFF RECOMMENDS APPROVAL OF THE ACCOUNTS PAYABLE IN THE AMOUNT OF \$12,333.84 FOR PAYMENT.

ACCOUNTS PAYABLE
November 19 - December 9

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-271

DATE 12-13-74

BY *John M. Wood*

CLERK OF THE BOARD

<u>VOUCHER NO.</u>	<u>VENDOR</u>	<u>PURPOSE</u>	
25	Addressograph Multigraph Co.	Inventory stickers	\$ 33.60
26	Bicycle Boy San.	SWC Sandwiches	33.00
27	Winslow Brooks	Travel	7.05
28	Boise Cascade	Supplies	170.53
29	Cornell	Lumber	256.92
30	Daily Journal Comm.	Public Notices	60.15
31	Dictaphone	Tape recorder	180.45
32	Cake, Hardy, Butler	Legal fee	8,521.88
33	Merle Irvine	Travel & supplies	31.61
34	CC Kemper	Travel	50.15
35	McGraw-Hill	Publications	39.37
36	McGraw-Hill	Public Notices	49.40
37	Oregonian	Public Notices	402.40
38	Pacific N.W. Bell	Telephone Installation	444.65
39	Portland Stamp, Seal	Rubber Stamps	19.72
40	Rena Smith	Supplies & Travel	40.86
41	Sheraton	Special Meeting	102.10
42	Fishels	Furniture	290.00
43	Bill Deming	Consultant	<u>1,600.00</u>
		TOTAL	\$12,333.84

III. PUBLIC COMMUNICATIONS

THIS AGENDA ITEM ALLOWS FOR THE MSD BOARD TO HEAR COMMENTS FROM THE PUBLIC ON ITEMS NOT CONTAINED ON THIS AGENDA.

IV. EMERGENCY ORDINANCE NO. 27 - RFP EVALUATION TEAM RESPONSIBILITIES

IN ORDER TO DEVELOP DETAILED PROCEDURES AND PREPARE THE EVALUATION TEAM FOR BIDDER PROPOSALS REVIEW, THE FOLLOWING ORDINANCE HAS BEEN PREPARED TO OUTLINE THE EVALUATION TEAM RESPONSIBILITIES. THIS ORDINANCE WILL BE UTILIZED BY THE EVALUATION TEAM TO BE APPOINTED BY THE MSD BOARD.

THE MSD STAFF RECOMMENDS THE BOARD HOLD PUBLIC HEARING AND ADOPT EMERGENCY ORDINANCE No. 27.

AMENDMENT TO STAFF REPORT

Approval of Evaluation Team considered and approved under Resolution No. 16. Ordinance No. 27 considered invalid.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-274

DATE 12-13-74

BY John H. Wood
CLERK OF THE BOARD

METROPOLITAN SERVICE DISTRICT

ORDINANCE 27

An ordinance establishing and appointing an evaluation team for the purpose of examining bids for four transfer/processing stations, and recommending appropriate action to the Board of Directors; and declaring an emergency.

TITLE PAGE

ORDINANCE 27

Establishment of request for proposal (RFP) Evaluation Team
THE METROPOLITAN SERVICE ORDAINS:

SECTION I PURPOSE:

Establish a committee appointed by the MSD Board to receive, evaluate and determine the degree of responsiveness of proposals filed with the MSD for design, construction, and operation of the MSD Resource Recovery system, and recommend action to the MSD Board in accordance with its findings.

SECTION II AUTHORIZATION OF PROGRAM MANAGER:

The MSD Program Manager will:

1. Present to the MSD Board of Directors the names of 5 prospective appointees who are able to serve to dispatch the duties outlined.
2. Establish the duties and procedures in accordance with the applicable clauses of the Request for Proposals and ORS 279.
3. Assist the evaluation team with legal, technical, and value analysis aides as needed to accomplish the task.
4. Establish a schedule for meetings sufficient to maintain a schedule to meet the contract needs.

SECTION III RESPONSIBILITY OF EVALUATION TEAM

The MSD evaluation team will study and evaluate bid responses to the MSD Solid Waste System Request for Proposals by:

1. Examine, judge and recommend to the MSD Board the results of pre-qualified data analysis prior to January 10, 1975.

2. Receive for evaluation all of the pre-qualified responses in accordance with the RFP Document and Ordinance 26.
3. Request clarifying data or oral presentations by proposers as required to fully understand the written responses to the RFP in fulfilling the objectives of the MSD-SWMP.
4. Make its analysis solely on the basis of the information submitted within the proposals and weigh the relative merits of each in meeting the stated criteria of the MSD system.
5. Determine by findings of fact the proposal which best serves the Metropolitan Service District.
6. Keep records of its proceedings.
7. Recommend to the Board of MSD action to either reject all, or accept one, or, place more than one bid proposal before the MSD Board for its determination.

SECTION IV DECLARATION OF EMERGENCY

This ordinance being necessary for the timely construction of the Metropolitan Service District's solid waste management system and the immediate preservation of the health, safety and welfare of the people of the Metropolitan Service District, an emergency is declared to exist, and this ordinance takes effect upon passage.

Adopted this _____ day of _____, 1974.

Robert Schumacher, Chairman

V. RFP DOCUMENT AMENDMENT

AS A RESULT OF QUESTIONS RECEIVED BY MSD CONCERNING VARIOUS ITEMS CONTAINED WITH THE SOLID WASTE RFP DOCUMENT, THE STAFF HAS PREPARED RFP AMENDMENT No. 1. THE FOLLOWING PAGES CONTAIN AMENDMENT No. 1. THIS AMENDMENT CONTAINS NINE BASIC ITEMS RANGING FROM SCHEDULING CHANGES TO CLARIFICATION OF ESCALATING COST INDICES.

THE STAFF RECOMMENDS THE MSD BOARD APPROVE THE DISTRIBUTION OF AMENDMENT 1 TO REGISTERED RFP DOCUMENT HOLDERS. FURTHER, IT IS RECOMMENDED THAT THE MSD PROGRAM MANAGER BE AUTHORIZED TO AMEND AS NECESSARY THE PROVISIONS OF THE REQUEST FOR PROPOSAL DOCUMENT INCLUDING DATE OF PUBLIC OPENING OF BIDS, CONTRACT TERMS, SCHEDULES, SPECIFICATIONS AND SUCH OTHER PROVISIONS NEEDED TO ENABLE THE DOCUMENT TO ACHIEVE ITS STATED PURPOSE.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-275

DATE 12-13-74

BY John M. Wood
CLERK OF THE BOARD

NEW ADDRESS: 527 SW Hall, Portland, Oregon 97201 222-3671

REQUEST FOR PROPOSAL FOR FOUR SOLID WASTE PROCESSING TRANSFER FACILITIES

AMENDMENT 1

December 10, 1974

The MSD Request For Proposals was issued at Portland, Oregon, 25 November, 1974, and is AMENDED as follows:

- 1-1. Extend opening date from 17 January, 1975 to 3 February, 1975, 2:00 pm, Portland Water Bureau Auditorium, 1800 S.W. 6th Street, Portland, Oregon 97201. Refer pages 3-3, 4-2, 4-10, 4-11.
- 1-2. Extend deadline for submission of questions from 13 December, 1974 to 20 December, 1974. Refer to pages 4-10, 4-11.
- 1-3. Extend deadline for submission of bidders prequalification forms from 27 December, 1974 to 3 January, 1975. Refer to pages 4-10, 4-11.
- 1-4. Extend deadline for MSD to respond to written questions from 27 December, 1974 to 6 January, 1975. Refer to pages 4-10, 4-11.
- 1-5. Revise the time schedule in Section 4.8, page 4-10 by adding the following sentence: MSD will respond to prequalification submittals prior to January 24, 1974, by registered mail.
- 1-6. Delete item 14 of Section 4.7 on page 4-7.
- 1-7. Construction dates and operating contract length of term data are deleted entirely. Refer to pages 3-1, 3-2, 4-10. Substitute the following data:
 - a. Earliest construction start date, 15, August, 1975.
 - b. Phasing of facilities are at the contractors option as supported by detailed schedule and work plan.
 - c. The fourth and final facility shall be operational on or before 30 June, 1980.
 - d. The operating contract commences with acceptance of the first processing center and extends through 30 June, 1990.
 - e. Negotiations to renew or terminate the operating contract will commence no later than 1 July, 1989 and be completed by 10 January, 1990.

- f. In the event the operating contract is not renewed, the contractor will remove, at his expense, his equipment from each station during the three months following 1 July, 1990 unless the MSD has exercised its option to purchase for cash all equipment or portions thereof on site at a total fixed price equal to 5% of original value.

1-8 Replace summary bid form Section 4.3, Page 4-3, footnote 3 with the following:

Cost per ton figures shown on lines 1 and 2 (page 4-3) are subject to adjustment annually starting April 1, 1977 or upon startup of the first facility, whichever is first, in the following manner:

- a. Group operating costs under the following categories:
Labor, Process Equipment Operation and Maintenance, Mobile Equipment O & M, Electrical Power, and Miscellaneous.
- b. Find the weighted percentage for each component to the total of the 5 components.
- c. Multiply each percentage times its individual index correct for the MSD area, listed as follows:
Monthly Labor Review, U.S. Department of Labor, Bureau of Labor Statistics:
 - . Labor - Hourly earnings index of transportation and public utilities (table 18 BLS)
 - . Process equipment O & M - Wholesale price index for special industry machinery and equipment. (table 26 BLS)
 - . Mobile equipment O & M - Wholesale price index - Motor vehicles and equipment. (table 26 BLS)
 - . Electrical wholesale price index - electric power (table 26 BLS)
 - . Misc. - Wholesale price index - National average (table 26 BLS)
- d. Add all weighted averages together to get Weighted Composite Index in accordance with the actual experienced costs of the operator after one year of operation.
- e. Base period statistics to be used are August 1974.

f. The weighted composite index (WCI) will be applied in relation to the Base Data (e) to the contractor's operating expenses according to the following schedule:

1 April 1977	100% of WCI
1 April 1978	90% of WCI
1 April 1979	85% of WCI
1 April 1980	80% of WCI
each year thereafter	80% of WCI

This schedule intends to allow the contractor to recover the higher initial operating costs associated with all new industrial facilities.

The MSD intention in allowing this type of escalation is to shoulder what would otherwise be a major risk factor to the operating contractor.

NOTE THE EXAMPLE WHICH FOLLOWS:

DETERMINATION OF WEIGHTED COMPOSITE INDEX
METROPOLITAN SERVICE DISTRICT
REQUEST FOR PROPOSALS

<u>Operating Expense Category</u>	<u>Percent Of Total Operating Expense</u>	<u>Individual Index Applied</u>	<u>August 1974 Index</u>	<u>Weighted Average</u>
	*			
Labor	50	(1)	1.684	.842
Process Equip- ment O & M	26	(2)	1.561	.406
Mobile Equip- ment O & M	11	(3)	1.301	.143
Electricity	10	(4)	1.706	.171
Misc. Expenses	3	(5)	1.674	.050
Weighted Composite Index(WCI) =				1.612

Sources of Indices: Monthly Labor Review(regional)
U.S. Department of Labor--BLS

* This column adds to 100%

1-9 Add footnote 4 after "line 4" on page 4-3. Add footnote 4 to read as follows:

- a. Total capital cost adjustments of all fixed facilities to be financed by MSD shall use the Engineering New Record (ENR) Indices as compiled quarterly for the nearest city to the MSD area.
- b. The ENR indices to be used are:
 - ENR Construction Cost Index
 - ENR Building Cost Index

The Construction Cost Index consists of common labor plus materials while the Building Cost Index consists of skilled labor plus materials. The bidder must define the percentage to be allocated to each index.

- c. These indices shall be used for escalation of costs after July 1, 1975.

Bidders must acknowledge receipt of this amendment by signing the spaces indicated below and including a copy of the executed amendment with the bid package.

Very truly yours,

Charles C. Kemper
Manager

Bidder: _____

By: _____

Title

Date: _____

VI. RFP EVALUATION TEAM ADMINISTRATIVE PROCEDURES

THE STAFF HAS PREPARED AN OUTLINE OF ADMINISTRATIVE PROCEDURES FOR THE RFP EVALUATION TEAM. THESE PROCEDURES ARE CONTAINED ON THE FOLLOWING PAGES FOR THE MSD BOARD REVIEW.

NO ACTION IS REQUIRED.

NEW ADDRESS: 527 SW Hall, Portland, Oregon 97201 222-3671

December 6, 1974

TO: MSD Board
FROM: MSD Staff

ADMINISTRATIVE PROCEDURE FOR EVALUATION OF RFP RESPONSES

PURPOSE: To establish guidelines for the orderly evaluation of responses (RFP) to implement the operation of processing facilities for the Solid Waste Management Action Plan resulting in a recommendation to the MSD Board of Directors.

METHOD:

1. Name a committee of 5 broad based individuals to act as the Value Team.
2. Staff to assist the Team as needed to organize, display, and record data.
3. Establish a schedule of events with sufficient work sessions to meet the schedule demands.
4. Develop systems for cross comparison and fact finding plus the recording of these findings.

SEQUENCE OF ACTIV- ITIES:

1. Meet to understand work scope and to organize data.
2. Make pre-qualification analysis.
3. Announce results of pre-qualification findings.
4. Receive copies of Bid Proposals after formal opening.
5. Make preliminary findings and reject clearly non-responsive proposals.
6. Narrow proposals to two or three valid responsive candidates.

7. Study in detail the proposals of each finalist. Call for clarification if needed.
8. Deliver a final action recommendation to the MSD Board of Directors.
9. Stand by until contract is let or bids rejected.
10. Turn findings of fact to the MSD for inclusion in bid file record.
11. Disband with thanks.

COMMUNICATIONS:

1. All work of the Value Team is confidential and must not be disclosed to anyone during the evaluation period.
2. All work of the Value Team will be public record after the award of contract.
3. The Program Manager, Chuck Kemper, bears primary responsibility for the Evaluation Team effort.
4. The Proposal Manager, Bill Deming, has been delegated the authority to carry forward the duties of proposal management control by the Program Manager.
5. The Executive Secretary, Jean Woodman, has been designated to control the records of proceedings and the confidential files.
6. Public statements will not be made by or about the Value Team without the express approval of the Program Manager.
7. Meetings, as far as practical, will be held in the MSD office conference room. Public notice is not necessary. Members are serving voluntarily without pay.

VII. JOHNSON CREEK PHASE I AUTHORIZATION

A STAFF REPORT CONTAINED ON THE FOLLOWING PAGES RECOMMENDS
STARTUP OF PHASE I WORK ON JOHNSON CREEK FLOOD CONTROL
BY MSD. THE BOARD SHOULD APPROVE THE STAFF RECOMMENDATIONS
AFTER REVIEW.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-277

DATE 12-13-74

BY Paul M. Woalen
CLERK OF THE BOARD

msd METROPOLITAN SERVICE DISTRICT

NEW ADDRESS: 527 SW Hall, Portland, Oregon 97201 222-3671

December 9, 1974

TO: MSD Board of Directors

FROM: MSD Staff

SUBJECT: JOHNSON CREEK PHASE I AUTHORIZATION

The MSD staff has pursued various alternatives for funding Phase I of the MSD Proposed Drainage Management Program for the Johnson Creek Basin as authorized by the Board of Directors of the Metropolitan Service District on July 26, 1974. The purpose of this report is to update the Board regarding the status of this endeavor and to make recommendations with respect to further action.

The staff has sought funding from local jurisdictions and state agencies to supplement the existing remitted taxes from the dissolved Johnson Creek Water Control District. At the July 26, 1974 meeting, the MSD Board authorized the staff to request grant/loans from local jurisdictions up to the following amounts:

Multnomah County	\$7,000.00
Clackamas County	5,687.00
City of Portland	2,363.00
City of Gresham	2,450.00
	<hr/>
	\$17,500.00

In addition the Board authorized the staff to attempt to secure \$5,000 in state support and to thereby reduce the need for local contributions. However, the staff was unable to secure funds from any state agency and could not meet the time constraints in securing funds from the State Emergency Board through a State Legislator. Replies from the State Engineers Office and the Department of Environmental Quality are attached.

Committments from local jurisdictions have been more positive; Multnomah County, the City of Portland and the City of Gresham have committed \$5,050.00, \$2,363.00 and \$2,450.00 respectively (letters attached) and Clackamas County have indicated that it would approve its share (\$5,687) soon. Multnomah County has already transferred \$8,518.31 in remitted taxes to the MSD and Clackamas County is in the process of transferring the remaining \$4,571.51.

If Clackamas County approves transferring approximately \$10,000 to the MSD for the Johnson Creek Program the staff feels the funds will be sufficient to implement Phase I. Therefore, the staff recommends that the Board authorize the MSD Chairman to execute agreements with the above local jurisdictions for the funding approved by the individual governmental units contingent upon Clackamas County's agreement to transfer the \$4,571.51 in remitted taxes and its approval of at least \$5,000 in loan/grant money. In addition, the staff recommends that the Board set a January 1, 1975 deadline for approval by Clackamas County. (If no committment is secured by then, the staff feels that the Board should take action at its next scheduled Board meeting (January 9, 1975) to rescind its resolution to assume responsibility for sponsorship of flood control measures in the Johnson Creek Basin.)

Assuming support is forthcoming by Clackamas County prior to January 1, 1975 the staff recommends the following action be approved:

1. That the Chairman guarantee to the City of Gresham on behalf of the MSD Board that a public hearing will be held as a part of Phase I as soon as alternative methods of dealing with flood control and drainage have been sufficiently developed for public review but no later than June 1975;
2. That the staff be authorized to work with the Board members to appoint members of the Drainage Committee prior to January 15, 1975;
3. That the Board authorize the Chairman to negotiate and execute a contract with a local jurisdiction or CRAG for personal services to provide staff support through the remainder of the fiscal year.
4. That the Board approve the attached detailed budget for Phase I of the Drainage Management Program.



DEPARTMENT OF ENVIRONMENTAL QUALITY

NORTHWEST REGION

1010 N.E. COUCH STREET • PORTLAND, OREGON • 97232 • (503) 238-8471

TOM McCALL
GOVERNOR

KESSLER R. CANNON
Director

E. J. WEATHERSBEE
Region Administrator

October 1, 1974

Metropolitan Service District
6400 Southwest Canyon Court
Portland, Oregon 97221

RECEIVED
OCT 2 1974

METRO SERVICE DISTRICT

Attention: Mr. Robert Schumacher,
Chairman of the Board

Re: WQC - Johnson Creek

Gentlemen:

This will acknowledge your letters and meetings with our staff relative to the Metropolitan Service District proposed drainage management program for the Johnson Creek basin. The purpose of those letters and meetings was to investigate the possibilities of obtaining a grant from the Department of Environmental Quality to initiate planning for flood control facilities and stream flow augmentation during the low flow season on Johnson Creek.

We have carefully reviewed your proposal and have the following general comments:

1. Insofar as grants are concerned, our attorneys have advised that the Department is limited to funding only those projects related to sewage treatment works as defined in Oregon Revised Statutes (ORS) 454.505 (enclosed).
2. With regard to your request that we conduct certain water quality studies on Johnson Creek, we have scheduled dates for water quality studies to be conducted and it is expected that a report containing our analysis and recommendations for the enhancement and improvement of water quality in Johnson Creek will be completed by the spring of 1975.



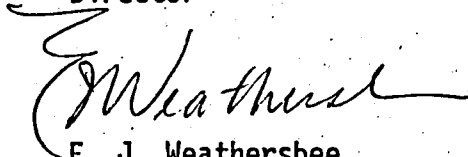
Contains
Recycled
Materials

Metropolitan Service District
Page 2
October 1, 1974

If we can clarify any of the above items or if we can be of any further assistance, please feel free to contact Mr. Robert E. Gilbert of this office at 238-8471.

Sincerely,

KESSLER R. CANNON
Director



E. J. Weathersbee
Administrator
Northwest Region

REG/kz

Enclosure

cc Mr. Kent W. Cox, City of Gresham
Mr. Chuck Kemper
Mr. John C. McIntyre, Clackamas County
Department of Public Works
Mr. William T. Monahan, City of Portland,
Department of Public Works
Mr. Daniel M. Uman, Multnomah County
Department of Environmental Services
Water Quality Division, DEQ



**STATE
ENGINEER**

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

TOM McCALL
GOVERNOR

September 16, 1974

CHRIS L. WHEELER
State Engineer

RECEIVED
SEP 23 1974

METRO SERVICE DISTRICT

File No.

John Hankee
Metropolitan Service District
6400 SW Canyon Court
Portland, Oregon 97221

Dear Mr. Hankee:

This is in answer to your letter of August 28, 1974 requesting assistance in obtaining state funds to analyze existing flood control proposals on Johnson Creek.

State agency budgets were firmed up in July, 1974 so it would be virtually impossible to include this request in a budget proposal.

If you desire to obtain funds within the next biennium it is requested that you approach a local legislator who could submit a specific bill requesting these funds.

The State Engineer's Office would be happy to work with your legislator and act as an agency to pass through the funds.

I might point out that in the past it has been the local organizations who have provided funds to the state to further planning on their respective projects. In the case of Johnson Creek it is my opinion that one of the major hurdles to overcome is that of having a single local agency who could act for all the various local jurisdictions with the support of the local residents. It seems that local acceptance of federally funded proposals has been a problem in solving the problems in the past.

If I can be of assistance with your funding proposal please contact me at your convenience.

Very truly yours,

DARRELL A. LEARN
Supervisor

Watershed Planning Division

DAL:cjw

City of Gresham

150 West Powell Blvd.

Gresham, Oregon

~~666-3741~~

666-3741

November 22, 1974

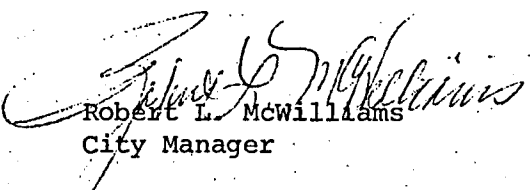
Mr. Robert Schumacher, Chairman
Metropolitan Service District Board
527 SW Hall
Portland, OR 97201

Dear Mr. Schumacher:

The Gresham City Council, at its meeting of November 19, 1974, approved a loan/grant to the Metropolitan Service District for Phase I of the MSD Proposed Drainage Management Program for the Johnson Creek basin. This action included the proviso that the loan/grant be made with the understanding that MSD, in accepting this money, would make a commitment that, as soon as this study is completed, and as soon as practicable, they will initiate a project with public hearing to accomplish the project, and thus take a positive step toward solution of that problem.

The City will forward this check to the MSD upon commitment from the MSD that they will proceed as outlined above.

Very truly yours,


Robert L. McWilliams
City Manager

RLM:mec

cc: Dr. Chas. Becker
Chas. Kemper

RECEIVED
NOV 25 1974

METRO SERVICE DISTRICT

MEL GORDON
COMMISSIONER

October 22, 1974

Robert Schumacher, Chairman
Metropolitan Service District Board
Metropolitan Service District
6400 S. W. Canyon Court
Portland, Oregon 97221

Dear Mr. Schumacher:

It is a pleasure to inform you that Multnomah County, in its Formal Board Meeting of October 10, authorized a loan of \$5,050 to the Metropolitan Service District for Phase I of the Johnson Creek Basin Study. A copy of the Board Order is attached.

It is our understanding that MSD will not draw this amount from Multnomah County until all other jurisdictions, possibly including the State Emergency Board, have approved loan allocations in conformance with the MSD request. If my understanding of these arrangements is not accurate, please correct me.

We hope this study will be undertaken in the near future and that it will culminate in a satisfactory solution to the Johnson Creek drainage problem.

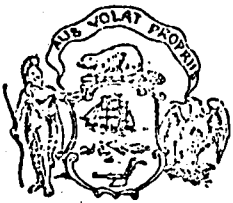
Sincerely yours,


Mel Gordon
Commissioner

MG:p
Attachment

RECEIVED
OCT 24 1974

METRO SERVICE DISTRICT



RECEIVED
MULTNOMAH COUNTY

1974 OCT 14 PM 12:11

COUNTY COMMISSIONERS
M. JAMES GLEASON, Chairman
DAN MOSEE
BEN PADROW
DONALD E. CLARK
MEL GORDON

ENVIRONMENTAL SERVICES

Multnomah County Oregon

BOARD OF COUNTY COMMISSIONERS

(503) 248-3304 • ROOM 605, COUNTY COURT HOUSE • PORTLAND, OREGON • 97204

October 10, 1974

Mr. Daniel M. Uman, Director ✓
Dept. of Environmental Services
2115 S. E. Morrison Street
Portland, Oregon

Mr. John D. Rice, Director
Dept. of Administrative Services
Fiscal Management Division
Room 804 - Court House
Attn: Mr. Ralph Hawkins, Accounting Manager

Mr. Andrew Thaler
Comptroller
Budget Office
Room 805 - Court House

Dear Sir:

Be it remembered, that at a meeting of the Board of
County Commissioners held October 10, 1974, the following action was taken:

Recommendation Budget Director that an
additional appropriation of \$7,000. be made
from General Fund Contingency, BUC 86700018
to Environmental Services, Administration &
Planning, Other Services (619), BUC 70000288,
as a loan to the Metropolitan Service District
for a Johnson Creek Basin Study.

Upon motion of Commissioner Mosee, duly seconded by
Commissioner Padrow, it is unanimously

ORDERED that said recommendation, amended to read

"\$5,050." be hereby adopted as the order of the Board.

Copies to:
Accounting
File

Yours very truly,

BOARD OF COUNTY COMMISSIONERS

By Heathley Hieber
Clerk of Board



OFFICE OF
CITY AUDITOR
GEORGE YERKOVICH
CITY AUDITOR

1220 S.W. FIFTH AVE.
PORTLAND, OR. 97204

November 20, 1974

Mr. Charles Kemper, Director
Metropolitan Service District
527 S. W. Hall
Portland, Oregon 97201

Dear Mr. Kemper:

Enclosed please find fully executed copy of agreement for the City of Portland's share in the cost of Phase I of the Johnson Creek Basin. We have made a notation on our copy to hold in our files until further notification regarding final disposition of this agreement.

Yours very truly,

George Yerkovich
Auditor of the City of Portland

dl
MS:dlh
Encl.

RECEIVED
NOV 21 1974

METRO SERVICE DISTRICT

NOV 18 1974

AGREEMENT

THIS AGREEMENT made and entered into as of the day and year executed by and between the CITY OF PORTLAND and the METROPOLITAN SERVICE DISTRICT (MSD).

WITNESSETH:

WHEREAS the City and MSD desire to pursue the initiation of Phase I of the Metropolitan Service District Proposed Drainage Management Program for the Johnson Creek Basin, and

WHEREAS, for said purpose, it is appropriate that the City and other jurisdictions within the drainage basin boundaries proceed on a sharing basis of appropriated funds, based on land area in the Johnson Creek Drainage Basin, and adopted by the MSD Board through Action item No. 74-117.

In consideration of the mutual convenience herein contained, the parties agree as follows:

The City will make available to MSD the amount of two thousand three hundred and sixty-three dollars (\$2,363).

Expenditure of these funds will be made by the Metropolitan Service District to carry out the following:

- (1) assess funding alternatives for Phases II-V and operation and maintenance costs;
- (2) verify MSD legal authority for drainage management and/or recommend necessary legislative provisions;
- (3) establish the organization required for drainage management;
- (4) develop water shed operating policies in the drainage management work plan;
- (5) survey public opinion regarding the above proposal.

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METRO SERVICE DISTRICT

It is understood by the City and the Metropolitan Service District that, should the other jurisdictions not agree to commit their share of the funding for Phase I of this project, this agreement is null and void.

It is further understood that said money will be refunded to the City at such time as the Johnson Creek Drainage Management Plan has been funded and implemented.

METROPOLITAN SERVICE DISTRICT

BY 

(Title)

CITY OF PORTLAND

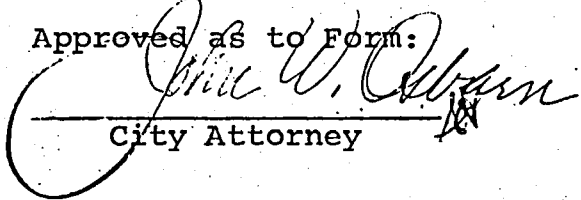
BY 

Mayor

BY 

Commissioner of Public Works

Approved as to Form:


City Attorney

ORDINANCE NO. 138407

An Ordinance authorizing an agreement with the Metropolitan Service District for the City of Portland's share in the cost of Phase I, MSD Proposed Drainage Management Program for the Johnson Creek Basin, transferring funds, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that the Metropolitan Service District (MSD), of which the City of Portland is a voting member, has been charged with the responsibility of a flood and drainage program for the district; that the MSD Board through Action item No. 74-117 has authorized the initiation of Phase I of the MSD Proposed Drainage Management Program for the Johnson Creek Basin; and that MSD must secure a commitment from jurisdictions within the basin for a share of funding; and that, such funding has been determined in accordance with the proportion of land of each jurisdiction within the basin; and that, based on this calculation the City of Portland's share is \$2,363; and that, said expenditure qualifies for state gasoline tax monies; and that it is therefore appropriate that such funds be transferred within the General Fund from General Operating Contingencies to the Office of the Commissioner of Public Works, Professional Services (193.611) and expended in accordance with an agreement similar in form to Exhibit "A" attached to the original only hereof and by this reference made part hereof; and that, this funding will be directed toward the following:

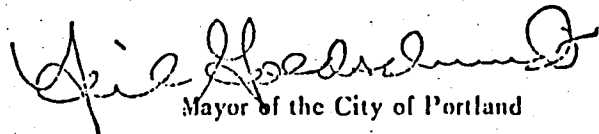
- (1) assessing funding alternatives for Phase II-V and operation and maintenance costs;
- (2) verifying MSD legal authority for drainage management or recommending necessary legislative provisions;
- (3) establishing the organization required for drainage management;
- (4) developing water shed operating policies in the drainage management plan;
- (5) surveying public opinion regarding the above proposal.

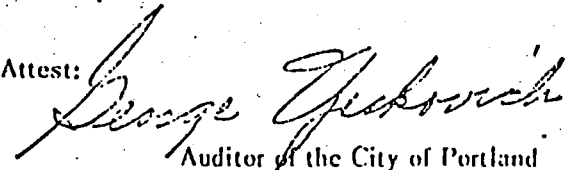
ORDINANCE No.

Now, therefore, transfer \$2,363 within the General Fund from General Operating Contingencies to the Office of the Commissioner of Public Works, Professional Services (193.611) and authorize the Mayor and the Commissioner of Public Works to execute on behalf of the City an agreement with the Metropolitan Service District similar in form to Exhibit "A" attached to the original only hereof and by this reference made a part hereof.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the agreement with the Metropolitan Service District as described in Section 1 hereby may commence without delay, therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JUN 19 1974


Mayor of the City of Portland

Attest: 
Auditor of the City of Portland

METROPOLITAN SERVICE DISTRICT

For Fiscal Year 1974 to 1975

Beginning July 1, 1974

revised
12-4-74

HISTORICAL DATA				PROPOSED	APPROVED	ADOPTED
ACTUAL		BUDGET				
Second Preceding Year	First Preceding Year	Current Year				
			EQUIPMENT RENTAL	100		
			RENT	300		
			SUBTOTAL	2400		
			CONTRACT SERVICES			
			TECHNICAL (CRAG)	4000		
			PUBLIC INFORMATION	3000		
			LEGAL	5000		
			ENGINEERING	2500		
			FINANCING	3000		
			ACCOUNTING	250		
			UNCOMMITTED	3000		
			TOTAL MATERIAL & SERVICES	23,150		
				20,750		
			TOTAL	28,000		

METROPOLITAN SERVICE DISTRICT

For Fiscal Year 1974 to 1975

Beginning July 1, 1974

HISTORICAL DATA				PROPOSED	APPROVED	ADOPTED
ACTUAL		BUDGET				
Second Preceding Year	First Preceding Year	Current Year				
			PERSONAL SERVICES:			
			PROGRAM MANAGER	2500		
			SECRETARY	1700		
			FRINGE BENEFITS	650		
			TOTAL	4850		
			MATERIALS AND SERVICES			
			TELEPHONE	50		
			POSTAGE	250		
			SUPPLIES	200		
			PRINTING	400		
			TRAVEL, TRAINING & SUB (AUTO O&M)	150		
			INSURANCE <small>.05 basing salary</small>	450		
			REPRODUCTIONS	300		
			PUBLICATIONS & MEMBERSHIP	100		
			OVERHEAD	100		

VIII. CODIFICATION OF MSD ORDINANCES

IN ORDER TO DEVELOP AN MSD SYSTEM OF REGULATIONS AS ADOPTED BY MSD ORDINANCES, THE STAFF RECOMMENDS THE BOARD AUTHORIZE CODIFICATION OF MSD ORDINANCES BY MSD LEGAL COUNSEL. IT IS ESTIMATED THAT THE COST WILL BE FROM \$250 TO \$300.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS
ACTION NO. 74-278
DATE 12-13-74
BY Jean M. Wood
CLERK OF THE BOARD

IX. OTHER BUSINESS

A. MULTNOMAH LAND RECLAMATION, INC. APPLICATION

ATTACHED IS A STAFF REPORT AND RECOMMENDATION REGARDING MULTNOMAH LAND RECLAMATION, INC. APPLICATION FOR A NON-PROCESSIBLE LANDFILL TO BE LOCATED AT 10717 SE DIVISION, IN PORTLAND. THE SOLID WASTE COMMITTEE HAS REVIEWED THE STAFF REPORT AND APPROVED IT BY UNANIMOUS VOTE.

THE STAFF RECOMMENDS APPROVAL OF THE ATTACHED STAFF REPORT.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. 74-279

DATE 12-13-74

BY Jean M. Wood
CLERK OF THE BOARD



METROPOLITAN SERVICE DISTRICT

NEW ADDRESS: 527 SW Hall, Portland, Oregon 97201 222-3671

APPROVED METROPOLITAN
SERVICE DISTRICT

BOARD OF DIRECTORS

December 3, 1974

ACTION NO. 74-279

STAFF REPORT REGARDING MULTNOMAH LAND RECLAMATION, INC.

DATE 12-13-74

APPLICATION

BY Jean M. Wood
CLERK OF THE BOARD

Multnomah Land Reclamation, Inc., has submitted an application to DEQ to be permitted as a demolition landfill. This landfill will be located at the Portland Sand and Gravel site at 10717 S.E. Division, Portland, Oregon. As part of their application, DEQ required comments from the Metropolitan Service District.

The application indicates that the initial area available for filling involves the northern portion of the site and will include approximately 1,500,000 cubic yards. This first phase would require 3 to 8 years to complete. As this area is being filled, mining of sand and gravel would continue on the southerly portion of the property. The filling of this southerly portion, Phase II, is estimated to be completed in an additional 8 to 15 years. With Phase I and Phase II combined, the estimated filling period is between 11 and 23 years. These estimates are based on today's quantities and does not reflect possible diversion of material into the processible system. This site was recommended as a possible non-processible landfill in the MSD Solid Waste Management Action Plan.

At the present time, there are two demolition landfills in the area accepting waste from the general public. These are the Lavelle-Yett landfill on 82nd and the Lavelle Landfill located on King Road. A third site has been permitted by DEQ to operate as a demolition landfill but has not begun operation. This site is located in the vicinity of Columbia Blvd. and Union Avenue. In addition, the St. John's

and Rossman Landfills also accept demolition material.

The Lavelle-Yett site receives approximately 635,000 cubic yards of waste per year and is projected to be filled in 1979. The King Road landfill receives 225,000 cubic yards of waste per year and has a life of approximately 3½ more years.

As you know, once the MSD processing stations become operational, a large amount of material presently being disposed at demolition landfills, will be diverted into the processing system for resource recovery. Only non-processible wastes will be landfilled at what is now known as demolition sites. With this diversion of waste, great care must be taken to insure that the non-processible sites operating will be filled as rapidly as possible at the same time providing a convenience to the public. To accomplish this, the staff is presently developing a non-processible program. This program will include a schedule of activation of new non-processible landfills. It is estimated that a preliminary schedule will be available by February, 1975.

Therefore, it is the staffs recommendation that the MSD Board of Directors indicate to the DEQ that until such time as the need for future non-processible landfills has been established and a schedule for activation of these new non-processible landfills been developed, all applications for demolition or non-processible landfills should be tabled.

X. EXECUTIVE SESSION - RFP EVALUATION TEAM APPOINTMENTS

PER CHAPTER 172 OREGON LAWS 1973 SECTION 6, SUBSECTION 1(A).

The purpose of the Executive Session is to consider and appoint members for the MSD Solid Waste Request for Proposal Evaluation Team. It is also the purpose of the Executive Session to protect the appointed persons from possible lobbying and pressures that may affect the outcome of the proposal evaluation and to allow MSD to comply with the Oregon Statutes regarding bidding.