



METROPOLITAN SERVICE DISTRICT

527 S. W. HALL, PORTLAND, OREGON 97201 222-3671

METROPOLITAN SERVICE DISTRICT BOARD OF DIRECTORS

PORTLAND WATER BUREAU
1800 SW 6TH AVE.
AUDITORIUM

APRIL 9, 1976
2:00 P.M.

A G E N D A

76-502
76-503

MINUTES
PUBLIC COMMUNICATIONS

ADMINISTRATION

76-504
76-505

CASH DISBURSEMENTS
MSD FY 76-77 BUDGET

DRAINAGE PROGRAM

(NO BUSINESS)

SOLID WASTE PROGRAM

76-506

ORDINANCE NO. 37 - THIRD PUBLIC HEARING
AN ORDINANCE AMENDING ORDINANCE No. 33
SCHEDULE OF USER FEES.

76-507

RESOLUTION NO. 24 - NOTIFICATION TO
LOCAL JURISDICTIONS OF AN INCREASE
IN DISPOSAL RATES

76-508

REVISED GRANT/LOAN APPLICATION

76-509

ALTERNATIVE FUNDING SOURCE REPORT

76-510

RESOLUTION NO. 25 - PRIVATE INDUSTRY
CONTRACTING FOR MSD RESOURCE RECOVERY
SYSTEM

ZOO PROGRAM

76-511

MSD/CITY OF PORTLAND AGREEMENT FOR
TRANSFER OF ZOO FACILITIES



METROPOLITAN SERVICE DISTRICT

527 S. W. HALL, PORTLAND, OREGON 97201 222-3671

APRIL 6, 1976

TO: MSD BOARD OF DIRECTORS
FROM: MSD STAFF
SUBJECT: STAFF REPORT FOR APRIL 9, 1976

TRANSMITTED HEREWITH FOR REVIEW AND RECOMMENDED ACTION ARE THE FOLLOWING ITEMS OF BUSINESS:

<u>PAGE</u>	<u>ACTION RECORD No.</u>	
1	76-502	MINUTES Action - <u>Approve</u> the minutes of the March 26, 1976 meeting
16	76-503	PUBLIC COMMUNICATIONS Action - <u>Receive</u> comments from public on items not listed on the meeting agenda
17	76-504	CASH DISBURSEMENTS Action - <u>Approve</u> payment of Vouchers No. 407 through 421 in the total amount of \$11,476.31
20	76-505	MSD FY 76-77 BUDGET Action - <u>Review</u> and <u>discussion</u>

PAGE	ACTION RECORD No.	
21	76-506	ORDINANCE NO. 37 - THIRD PUBLIC HEARING AN ORDINANCE AMENDING ORDINANCE No. 33 SCHEDULE OF USER FEES Action - <u>Hold</u> public hearing, <u>receive</u> testimony and <u>adopt</u> Ordinance No. 37
23	76-507	RESOLUTION NO. 24 - NOTIFICATION TO LOCAL JURISDICTIONS OF AN INCREASE IN DISPOSAL RATES Action - <u>Approve</u> Resolution No. 24, and <u>authorize</u> dispersement to the local jurisdictions
26	76-508	REVISED GRANT/LOAN APPLICATION Action - <u>Approve</u> the revised application for submittal to the State Emergency Board
27	76-509	ALTERNATIVE FUNDING SOURCE REPORT Action - <u>Review</u> and <u>discussion</u>
28	76-510	RESOLUTION NO. 25 - PRIVATE INDUSTRY CONTRACTING FOR MSD RESOURCE RECOVERY SYSTEM Action - <u>Approve</u> Resolution No. 25
31	76-511	MSD/CITY OF PORTLAND AGREEMENT FOR TRANSFER OF ZOO FACILITIES Action - <u>Approve</u> agreement if appropriate

76-502 MINUTES

THE FOLLOWING PAGES CONTAIN THE MINUTES OF THE MARCH 26, 1976
BOARD MEETING.

THE STAFF RECOMMENDS APPROVAL OF THE MINUTES.



METROPOLITAN SERVICE DISTRICT

527 S. W. HALL, PORTLAND, OREGON 97201 222-3671

April 9, 1976

NAME

REPRESENTATION

Bob Brown

DEQ

John Trout

Local 281

Richard L. ...

Multh. Co.

Dick Wetzgat

Local #281

Don Hamling

Wash County haulers

Jack Schwab

Clackamas County Association

L. M. Harlan Ally

Tri-County Solid Waste Management Council

Imbrosio Calogano

Washington County

Ernie Kohl

Clackamas County

John M. Wight

City of Portland

MIKE DOWNS

MULTNOMAH COUNTY

Jo Mancuso

The Oregonian

DALE M. HARLAN
ATTORNEY, P.C.
2146 S.E. LAKE RD.
MILWAUKIE, OREGON 97222

654-9533

April 9, 1976

HON. RAY MILLER, Chairman
Board of Directors
Metropolitan Service District
527 SW Hall
Portland, Oregon, 97201

Re: PROPOSED ORDINANCE NO. 37

Dear Chairman Miller and Members of the Board:

The Tri-County Solid Waste Management Council did, at its meeting on April 8th, unanimously adopt the following positions:

1. The Tri-County Council unanimously supports the program being developed by CWSI, which program has been in the discussion stage between representatives of that corporation and your staff.
2. The Tri-County Council appreciates your consideration of the Resolution proposed by Commissioner Mel Gordon at your last meeting, to receive proposals from the Metropolitan Area Solid Waste Industry for the necessary and economically feasible facilities to start the program on which you have been working for these many months.
3. The Tri-County Council unanimously requests that Ordinance No. 37 be tabled for the present time as an indication of the intention of your Board and the Industry to work together and try to develop a feasible system for Franchising Solid Waste Facilities for Resource Recovery.

Thank you for your consideration of the unified position of Industry as represented in this Petition.

Respectfully submitted,



DALE M. HARLAN, Attorney
Tri-County Solid Waste
Management Council

DH:e

Copies: CLACKAMAS COUNTY ASSOCIATION
MULTNOMAH COUNTY ASSOCIATION
WASHINGTON COUNTY ASSOCIATION
PORTLAND AREA SANITARY OPERATORS
TEAMSTERS LOCAL 281
OREGON STATE DROP BOX ASSOCIATION
OREGON SANITARY SERVICE INSTITUTE

ROLL CALL

ACTION RECORD NO. 76-502

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
MCCREADY			
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

ROLL CALL

ACTION RECORD NO. 26-504

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
McCREADY			
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

ROLL CALL

ACTION RECORD NO. 76-506.A.

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
MCCREADY			
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

ROLL CALL

ACTION RECORD NO. 26-506-B

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
MCCREADY			
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

ROLL CALL

ACTION RECORD NO. 76-507

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
MCCREADY	/		
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

ROLL CALL

ACTION RECORD NO. 76-508

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
McCREADY	/		
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

ROLL CALL

ACTION RECORD NO. 76-510

	YES	NO	ABSTAIN
BECKER			
DURIS	/		
GORDON	/		
MCCREADY			
ROBNETT	/		
SCHUMACHER	/		
MILLER	/		
TOTAL			

76-503 PUBLIC COMMUNICATIONS

THIS AGENDA ITEM ALLOWS THE BOARD TO CONSIDER COMMENTS FROM THE AUDIENCE ON ITEMS NOT LISTED ON THE MEETING AGENDA.

76-504 CASH DISBURSEMENTS

THE FOLLOWING PAGES CONTAIN A LIST OF CASH DISBURSEMENTS FOR PAYMENT.

THE STAFF RECOMMENDS APPROVAL OF THE PAYABLES LISTING VOUCHERS No. 407 THROUGH 421 IN THE TOTAL AMOUNT OF \$11,476.31.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. _____

DATE _____

BY _____
CLERK OF THE BOARD

M. S. D.

CASH DISBURSEMENTS

VOUCHER NO.	CHECK NO.	PAYABLE TO:	PURPOSE	AMOUNT	PROJECT CODE
407	407	Wilfred N. Belanger	March Oregonian Subscrip.	3.50	401 518
408	408	Bicycle Boy	Sandwiches for SWC	15.85	401 515
409	409	Coopers & Lybrand	Audit	50.00	401 531
			Less Retainer	(16.67)	401 202
410	410	CRAG	Rent	616.66	401 509
			Rent	50.00	403 509
			Equipment Rental	42.00	401 521
			Technical Consultant	297.00	401 502
			Automotive	17.50	401 516
411	411	CRAG	Printing	257.10	401 200
			Printing	19.44	400 200
			Printing	8.28	301 200
			Printing	4.56	403 200
			Postage	11.82	403 200
			Postage	34.20	401 200
			Postage	21.48	301 200
			Postage	.96	400 200
412	412	CRAG	Salaries & Fringe	1,295.11	301 200
			Salaries & Fringe	183.24	400 200
			Salaries & Fringe	6,907.57	401 200
			Salaries & Fringe	743.49	403 200
413	413	Daily Journal of Commerce	Notice of Board Meeting	19.20	401 530
414	414	J. K. Gill	Supplies	18.50	401 508
415	415	C. C. Kemper	Travel Expenses	6.60	401 505
416	416	C. F. Ketterling	Travel & Training	125.00	401 505

M. S. D.

CASH DISBURSEMENTS

VOUCHER NO.	CHECK NO.	PAYABLE TO:	PURPOSE	AMOUNT	PROJECT CODE
417	417	Oregon Chapter APWA	Conference Registration	28.00	401 505
				14.00	301 505
418	418	Oregonian Publishing Co.	Notice of Board Meeting	22.71	401 505
419	419	City of Portland	Auto Rental	450.00	401 516
				20.00	403 516
				50.00	301 516
420	420	City of Portland	Auto Repair	99.21	401 516
421	421	Western Bookkeeping	Feb. & March Services	60.00	401 531
			Total	\$11,476.31	

19

76-505 MSD FY 76-77 BUDGET

UNDER SEPARATE COVER THE BOARD WILL RECEIVE THE PRELIMINARY DRAFT OF THE MSD FY 76-77 BUDGET DOCUMENT. THE BUDGET DOCUMENT WILL BE FORMALLY PRESENTED TO THE BOARD AT THEIR APRIL 23, 1976, MEETING. IN ORDER TO MEET THE STATE STATUTE REQUIREMENTS FOR BUDGETING PROCEDURES, A SPECIAL MEETING WILL BE NECESSARY FOR APPROVAL OF THE FY 76-77 BUDGET FOR FILING WITH THE TAX SUPERVISION AND CONSERVATION COMMISSION.

THE STAFF RECOMMENDS REVIEW OF THE BUDGET DOCUMENT AND SET MAY 7, 1976, AT 2:00 P.M. FOR A SPECIAL BOARD BUDGET MEETING.

76-506 ORDINANCE NO. 37 - THIRD PUBLIC HEARING

AN ORDINANCE AMENDING ORDINANCE NO. 33 SCHEDULE OF USER FEES.

BECAUSE OF PARKER NORTHWEST WASTE RESOURCE COMPANY'S INABILITY TO SECURE THE NECESSARY PRIVATE CAPITAL, MSD MUST AMEND ITS POLICY REGARDING THE FINANCING FROM A PUBLIC/PRIVATE DIVISION TO 100% PUBLIC FINANCING OF ALL CAPITAL IMPROVEMENTS. THE RATE SCHEDULE IN ORDINANCE NO. 33 WAS BASED ON THE PUBLIC/PRIVATE FINANCING APPROACH WITH A PORTION OF THE RATE ASSIGNED TO REPAYMENT OF THE STATE LOAN. IN ORDER TO ASSURE THE STATE THAT MSD CAN REPAY A LOAN FOR THE ADDITIONAL CAPITAL TO FINANCE 100% PUBLIC OWNERSHIP, ORDINANCE NO. 33 MUST BE AMENDED.

THE STAFF HAS PREPARED ORDINANCE NO. 37 AMENDING THE RATE SCHEDULE. THE EFFECT OF THIS AMENDMENT IS AN INCREASE OF THE MSD USER FEE OF 2¢ PER YARD OF COMPACTED AND NON-COMPACTED WASTE DISPOSED. ORDINANCE NO. 37 WILL INCREASE THE RESIDENTIAL RATE FOR ONE CAN/WEEKLY SERVICE BY \$0.006 (SEE TABLE 1).

THE STAFF RECOMMENDS THAT THE BOARD CONDUCT THE THIRD PUBLIC HEARING, RECEIVE TESTIMONY, AND ADOPT ORDINANCE NO. 37.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. _____

DATE _____

BY _____

CLERK OF THE BOARD

T A B L E 1

AFFECTS OF 100% PUBLIC FINANCING ON
MSD PHASE 1 USER FEE

	ORDINANCE No. 33	ORDINANCE No. 37	INCREASE
NON-COMPACTED (CUBIC YARD)	15¢	17¢	2¢
COMPACTED (CUBIC YARD)	26¢	28¢	2¢
MONTHLY INCREASE RESIDENTIAL SERVICES	\$0.079	\$0.085	\$0.006
TONNAGE RATE	\$1.022	\$1.110	\$0.088

76-507 RESOLUTION NO. 24 - NOTIFICATION TO LOCAL JURISDICTIONS
OF AN INCREASE IN DISPOSAL RATES

IN RESPONSE TO COMMISSIONER GORDON'S REQUEST OF MARCH 12, 1976,
THE STAFF HAS PREPARED RESOLUTION No. 24. THIS RESOLUTION
RECOMMENDS THAT THE LOCAL JURISDICTIONS AMEND THEIR COLLECTION
RATES TO REFLECT THE MSD USER FEES.

THE STAFF RECOMMENDS APPROVAL OF THE ATTACHED RESOLUTION No. 24
AND ITS DISPERSEMENT TO THE LOCAL JURISDICTIONS.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. _____

DATE _____

BY _____
CLERK OF THE BOARD

RESOLUTION NO. 24

WHEREAS THE METROPOLITAN SERVICE DISTRICT (MSD) HAS DEVELOPED, AS PART OF A STATEWIDE PROGRAM, A SOLID WASTE MANAGEMENT PLAN FOR CLACKAMAS, MULTNOMAH AND WASHINGTON COUNTIES; AND

WHEREAS THE MSD IS ELIGIBLE FOR A 30% GRANT AND A 70% LOAN FROM THE STATE OF OREGON TO FINANCE SOLID WASTE CAPITAL IMPROVEMENTS; AND

WHEREAS THE MSD HAS APPROVED IMPLEMENTATION OF THE MSD SOLID WASTE MANAGEMENT ACTION PLAN THROUGH THE LOAN/GRANT PROGRAM; AND

WHEREAS THE MSD HAS CHOSEN A USER FEE ON DISPOSAL OF SOLID WASTES AS A MEANS OF FINANCING THE PROGRAM ADMINISTRATION, OPERATION AND REPAYMENT OF THE LOAN PORTION OF THE STATE FUNDING; AND

WHEREAS THE MSD HAS FOUND IT NECESSARY TO SET FORWARD THE IMPLEMENTATION DATE OF MSD ORDINANCE No. 33, AS AMENDED, SCHEDULE OF USER FEES, TO BECOME EFFECTIVE UPON EXECUTION OF A DEQ GRANT/LOAN OFFER AND ACCEPTANCE FOR \$176,000 TO PURCHASE THE ROSSMAN SITE FOR THE SOUTH PROCESSING STATION; AND

WHEREAS THE MSD ANTICIPATES ENTERING INTO THE GRANT/LOAN OFFER AND ACCEPTANCE WITH THE STATE OF OREGON IN JUNE 1976; AND

WHEREAS THE MSD DOES NOT WISH TO IMPOSE UNDUE HARDSHIP UPON THE COLLECTION INDUSTRY FOR PAYMENT OF THESE MSD DISPOSAL USER FEES:

NOW THEREFORE BE IT RESOLVED THAT THE METROPOLITAN SERVICE DISTRICT RECOMMENDS THAT THESE ADDITIONAL DISPOSAL COSTS TO THE COLLECTOR BE PASSED ONTO THE PUBLIC USER IN THE FORM OF INCREASED COLLECTION FEES; AND THAT THIS INCREASE BECOME EFFECTIVE UPON IMPLEMENTATION OF THE MSD DISPOSAL USER FEE.

76-508 REVISED GRANT/LOAN APPLICATION

AT THE FEBRUARY 27, 1976, BOARD MEETING, THE BOARD RECOMMENDED THAT STAFF PROCEED WITH THREE COURSES OF ACTION WHICH COULD LEAD TO FINANCING FOR THE SOLID WASTE PROGRAM. ONE COURSE OF ACTION ENTAILED DEVELOPMENT OF A FINANCIAL PLAN FOR COMPLETE FINANCING OF THE SOUTH PROCESSING STATION AND TRANSFER STATION. THE ORIGINAL GRANT/LOAN APPLICATION, IN TWO VOLUMES, HAS BEEN REVISED TO REFLECT 100% PUBLIC FINANCING OF THE INITIAL FACILITIES. THESE DOCUMENTS WERE SUBMITTED AT THE MARCH 26, 1976, BOARD MEETING.

THE STAFF RECOMMENDS APPROVAL OF THE REVISED GRANT/LOAN APPLICATION AND AUTHORIZATION FOR THE CHAIRMAN TO SUBMIT THE DOCUMENT TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS
ACTION NO. _____
DATE _____
BY _____
CLERK OF THE BOARD

76-509 ALTERNATIVE FUNDING SOURCE REPORT

AS A SUPPLEMENT TO THE REPORT PREPARED BY STAFF FOR THE MARCH 12, 1976, MEETING OF THE MSD BOARD, THE FOLLOWING PAGES CONTAIN A DISCUSSION PREPARED BY OUR LEGAL COUNSEL. THIS REPORT INCLUDES A DISCUSSION OF LEGAL ASPECTS RELATED TO ALTERNATIVE FUNDING SOURCES.

THE STAFF RECOMMENDS NO ACTION ON THIS AGENDA ITEM.

MEMORANDUM

TO: BOARD OF DIRECTORS
Metropolitan Service District

FROM: DEAN GISVOLD

RE: SOURCES OF REVENUE

DATE: April 7, 1976

At the February 27 meeting of the Board, counsel was directed to review all possible sources of revenue for the District. The following is a report on this review.

Summary

MSD may raise revenue for its authorized functions only by the methods outlined in its enabling legislation, ORS Chapter 268,

Taxation - Generally

Municipal corporations have no inherent power of taxation. Such authority must be specifically granted by the act of incorporation or enabling legislation. The authority to levy taxes is not within the police power. Therefore, the District does not have the authority to impose income or sales taxes, gross receipt or use taxes, excise taxes, employee payroll taxes or other forms of taxation not specifically authorized by Chapter 268.

268.500 - Property Taxes

The District is authorized to levy an ad valorem tax not to exceed 1/2 of 1% of true cash value on all taxable property within its boundaries. However, before such a levy can be made, except as noted in the discussion under General Obligation Bonds,

the District must have a tax base. Attorney General's Opinion No. 6695, 34 Opinions of the Attorney General, 959, 964 (1970). A tax base would require an election which could only be held at a regular statewide general or primary election.

268.510 - Special Assessments

The District is authorized to levy special assessments against property within the district in proportion to the benefits such property might have or receive on account of the construction or acquisition of a facility or the furnishing of a service which the District is authorized to furnish. However, prior to construction or acquisition, notice of the District's intent to make the improvement and granting the parties the right to remonstrate, must be mailed to the owners of the property to be assessed at their last known address. The primary requirement of a valid special assessment is "special benefit" to the property assessed. Special benefit means a benefit "substantially more intense than that which is realized by the rest of the municipality." Sisters of St. Mary v. City of Beaverton, 4 Or. App. 297, 478 P2d 412 (Or. App. 1970). It is not necessary that the property specially benefited abut or be contiguous to the improvement. Rogers v. City of Salem, 61 Or. 321 (1912).

268.520(1) - General Obligation Bonds

The District at a properly called election has the power to borrow money by the issuance and sale of general obligation bonds. It appears that one election is sufficient to vote on the bond measure and, if approved, to establish the District's authority to levy taxes to pay the bonded indebtedness and interest. Taxes levied for this purpose are exempted from the tax base and

six (6) percent limitations of Article XI § 11 of the Oregon Constitution.

268.520(2)-Revenue Bonds

At a properly called election, the District has the power to borrow money by the issuance and sale of revenue bonds and to pledge as security all or any part of the unobligated net income or revenue of the District.

268.540(1) - Service and User Charges

The district may impose and collect service or user charges in payment for its services. The Attorney General indicates that in Opinion No. 6695, that user charges may be imposed by the District and used for the operation of the District, for capital improvements and maintenance thereof and for the payment of bond principal and interest. Oregon case law supports such use of service charges. In Kliks v. Dallas City, 216 Or. 160 (1959) the Oregon Supreme Court stated that generally the recovery of two types of costs are normally contemplated by user charges:

- (1) Expenses incident to the operation, maintenance and administration of the service provided, and,
- (2) Expenses incident to replacement of facilities and equipment, extension or expansion of services, including capital construction, planning and engineering costs.

Commissioner Gordon asked at a recent Board meeting whether service charges could be used as the exclusive method of financing the Solid Waste Program and whether service charges could be used to finance the MSD staff during the next fiscal year. By separate memorandum to the Board, we have discussed these questions.

268.540(2) - Grants from Public and Private Sources

The District may accept grants of financial and other assistance from public and private sources.

268.540(3) - Borrowing from County or City

The District may borrow money from counties or cities with territory in the District. Whether the District can borrow pollution control bond funds from the State is before the Multnomah County Circuit Court.

76-510 RESOLUTION NO. 25 - PRIVATE INDUSTRY CONTRACTING FOR
MSD RESOURCE RECOVERY SYSTEM

PURSUANT TO COMMISSIONER GORDON'S MOTION AT THE MARCH 26,
1976, BOARD MEETING, THE STAFF HAS PREPARED THE FOLLOWING
RESOLUTION SOLICITING PROPOSALS FROM PRIVATE INDUSTRY TO
IMPLEMENT THE MSD SOLID WASTE MANAGEMENT PLAN.

THE STAFF RECOMMENDS APPROVAL OF RESOLUTION No. 25.

APPROVED METROPOLITAN
SERVICE DISTRICT
BOARD OF DIRECTORS

ACTION NO. _____

DATE _____

BY _____
CLERK OF THE BOARD

RESOLUTION NO. 25

A RESOLUTION REQUESTING PROPOSALS FROM PRIVATE INDUSTRY TO IMPLEMENT THE MSD SOLID WASTE MANAGEMENT PLAN.

WHEREAS THE METROPOLITAN SERVICE DISTRICT (MSD) HAS DEVELOPED AS PART OF A STATEWIDE PROGRAM, A SOLID WASTE MANAGEMENT PLAN FOR CLACKAMAS, MULTNOMAH AND WASHINGTON COUNTIES; AND

WHEREAS MSD HAS DEVELOPED A CONTRACT FOR SALE OF FERROUS METALS SEPARATED FROM THE SOLID WASTE STREAM AND A TENTATIVE MARKET FOR SALE OF THE LIGHT FUEL FRACTION; AND

WHEREAS MSD HAS DEVELOPED JOINT RESOLUTIONS WITH LOCAL JURISDICTIONS HAVING SOLID WASTE DISPOSAL AUTHORITY; AND

WHEREAS MSD HAD ADOPTED AN ORDINANCE CONTROLLING THE FLOW OF SOLID WASTE TO ONLY MSD DESIGNATED FACILITIES; AND

WHEREAS FINANCING SOURCES FOR PORTIONS OR ALL OF THE CAPITAL EQUIPMENT AND IMPROVEMENTS HAVE NOT BEEN OBTAINED; AND

WHEREAS THE MSD SOLID WASTE STAFF FUNDING DOES NOT EXTEND BEYOND JULY 1, 1976; AND

WHEREAS THE IMPLEMENTATION OF ALL OR ANY PORTION OF THE SOLID WASTE MANAGEMENT PLAN IS NOT POSSIBLE WITHOUT FUNDING;

NOW THEREFORE BE IT RESOLVED THAT THE METROPOLITAN SERVICE DISTRICT REQUESTS THE SUBMISSION OF ANY PROPOSALS FROM PRIVATE INDUSTRY THAT COULD LEAD TO A CONTRACT REQUIRING STATE OF OREGON CONTRACT REVIEW BOARD APPROVAL AND ENABLE IMPLEMENTATION OF THE

MSD SOLID WASTE MANAGEMENT PLAN, PROVIDE CONTINUATION OF STAFF FUNDING IN THE INTERIM, AND PROVIDE SOLUTIONS TO SOLID WASTE DISPOSAL PROBLEMS.

AND BE IT FURTHER RESOLVED THAT LOCAL MEDIA BE NOTIFIED OF THE INTENTION OF MSD TO ACCEPT PROPOSALS FROM PRIVATE INDUSTRY AND THAT SUCH PROPOSALS WILL BE EVALUATED ON THEIR ABILITY TO ALLEVIATE LONG-TERM SOLID WASTE PROBLEMS CONSISTENT WITH THE GOALS OF THE MSD SOLID WASTE MANAGEMENT PLAN AND DEMONSTRATION OF IMMEDIATE VIABILITY WITHIN THE FUNDING AND TIME CONSTRAINTS OF EXISTING MSD STAFF.

76-511 MSD/CITY OF PORTLAND AGREEMENT FOR TRANSFER OF
ZOO FACILITIES - CONTRACT No. 76-006

THE FOLLOWING PAGES CONTAIN A PROPOSED AGREEMENT BETWEEN THE MSD AND CITY OF PORTLAND FOR TRANSFER OF ZOO FACILITIES FROM THE CITY TO MSD BASED ON THE APPROVAL OF THE ZOO SERIAL LEVY BY THE ELECTORATE.

THE STAFF RECOMMENDS THAT THIS AGREEMENT, IF SATISFACTORY TO THE MSD BOARD, BE APPROVED WITH AUTHORIZATION FOR THE CHAIRMAN'S SIGNATURE.

Set over to next meeting.