



METROPOLITAN SERVICE DISTRICT

1220 S. W. MORRISON ROOM 300 PORTLAND, OREGON 97205

(503) 248-5470

BOARD OF DIRECTORS

MINUTES OF OCTOBER 27, 1978 MEETING

BOARD MEMBERS IN ATTENDANCE

Sidney Bartels, Vice Chairman
Lyle Salquist
Miller Duris
Connie McCreedy
Dennis Buchanan
James Robnett

BOARD MEMBERS NOT IN ATTENDANCE

Robert Schumacher, Chairman

GUESTS IN ATTENDANCE

List attached.

STAFF & ADVISORS IN ATTENDANCE

Dean Gisvold, Legal Counsel
Charles C. Kemper
Merle Irvine
Cordell Ketterling
Warren Iliff
A. McKay Rich
Chuck Estes
John Gregory
Jean Woodman

METROPOLITAN SERVICE DISTRICT
BOARD ACTION

NO. 78-1182 DATE 11-17-78

BARTELS
BUCHANAN
DURIS
MCCREEDY
ROBNETT
SALQUIST
SCHUMACHER

	YES	NO	ABST.
BARTELS	/		
BUCHANAN			
DURIS	/		
MCCREEDY	/		
ROBNETT	/		
SALQUIST	/		
SCHUMACHER			

Jean Woodman
Clerk of the Board

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

78-1174 MINUTES

Commissioner Buchanan moved to approve the minutes of October 13, 1978, as submitted. Councilman Salquist seconded the motion. The motion carried unanimously by roll call vote.

78-1175 PUBLIC COMMUNICATIONS

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

78-1176 CASH DISBURSEMENTS

Commissioner McCready moved to approve payment of Checks No. 3905 to 4030 for check registers dated October 20, 1978, in the total amount of \$83,667.17; and October 23, 1978, in the total amount of \$13,292.42. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

78-1177 ORDINANCE NO. 62 - FIRST PUBLIC HEARING

Councilman Bartels opened the public hearing to give first consideration to Ordinance No. 62, an ordinance amending Budget Ordinance No. 60 by transfer of appropriations.

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

Commissioner McCready moved to read Ordinance No. 62 by title only. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

Mr. Kemper explained the calculations used in determining contributions from the three operating divisions to the general fund to cover the additional expenses in the second half of the fiscal year. He stated that the percentage of contribution was determined from the Personal Services, Materials & Services, and Contingency amounts in each of the division budgets.

Councilman Bartels asked if there was anyone in the audience that wished to speak to Ordinance No. 62. There was no response.

Ordinance No. 62 will receive its second hearing on November 17, 1978.

78-1178 FY 1978-79 SUPPLEMENTAL BUDGET APPROVAL

Mr. Kemper discussed the proposed supplemental budget merging the CRAG budget with the MSD budget for the period January 1 through June 30, 1979, in compliance with the State Budget Law. Mr. Kemper stated that the new Planning Fund would be affected by costs to the General Fund covering the new Executive Officer and staff, reentry of the CRAG personnel into the Social Security system, and a reduction in the dues normally received from the jurisdictions caused by the new boundary reduction. There was some discussion on the source for establishing per capita count for determining the planning dues. Mr. Gregory, of the CRAG staff, stated that the head count was obtained from the Center of Population and Research at Portland State University. There was some dissatisfaction stated with the accuracy of the Portland State figures.

The Board reviewed the budget figures. It was agreed to enter specific descriptions for the "Miscellaneous" figure of \$317,270 under RESOURCES.

Mr. Kemper stated that the supplemental budget required certification by the Tax Supervising and Conservation Commission and then adoption by ordinance by the MSD Board. After certification by the TSCC, the MSD Board has the option of amending the supplemental budget within the boundaries of a ten percent deviation.

Commissioner Buchanan moved to approve the supplemental budget for January 1, 1979, through June 30, 1979, and transmit to the Multnomah County Tax Supervising and Conservation Commission for public hearing and approval. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

78-1179 ORDINANCE NO. 61 - SECOND HEARING

Councilman Bartels opened the public hearing to give second consideration to Ordinance No. 61, an ordinance relating to disposal of inert materials and variance procedures.

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

Commissioner Duris moved to read Ordinance No. 61 by title only. Commissioner Buchanan seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

Mr. Irvine addressed the Board explaining that a section dealing with the definition of "transfer facility" had been added to the ordinance since the first reading, and therefore, staff was recommending a third hearing. Mr. Irvine reviewed the ordinance stating that the ordinance adds concrete to the inert materials list allowing the public to dispose of concrete without a permit from MSD. The second area are the variance procedures which would modify the steps of an appeal after a contested case hearings, to appeal to the courts rather than return to the MSD Board. The third section, a modification to the definition of transfer station, clarifies both commercial and public transfer station uses. Mr. Irvine felt this clarification would assure the collection industry that MSD is not engaging in the dropbox business. The Solid Waste Advisory Committee is supportive of the modification of "transfer station", however, is concerned that community service projects might be hindered by the definition. Mr. Irvine stated that these projects presently require a permit from staff and approval by the Board, which is a lengthy process. The MSD Counsel's suggestion is authority from the Board for staff to enter into agreements for community service projects without Board approval.

No comments have been received from the public on Ordinance No. 61 since the first hearing.

Councilman Bartels asked if there was anyone in the audience that wished to address the Board regarding Ordinance No. 61. There was no response.

Commissioner McCreedy moved to set the third hearing date for Ordinance No. 61 for November 17, 1978. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

78-1180 UNDERWRITER SELECTION - OREGON CITY RESOURCE RECOVERY PROJECT

Mr. Ketterling presented the recommendation to approve White Weld Merrill Lynch Capital Group as financial underwriters for the Solid Waste Project. A selection committee was developed to review qualified underwriters and recommended this group. The Management Committee also spent time in review and concurred with the recommendation.

Commissioner McCready questioned who would pay for these services if the project is abandoned. Mr. Ketterling stated that there have been some discussions of sharing the consultants fee of \$25,000 with Publishers Paper Company if such an event occurs, and this will be negotiated in the agreement.

Commissioner McCready moved to authorize selection of White Weld Merrill Lynch Capital Group as financial underwriters payable from bond proceeds and direct staff to prepare an agreement commensurate with the required services. Councilman Salquist seconded the motion. The motion carried unanimously by roll call vote.

78-1181 FINANCIAL CONSULTANT SELECTION - OREGON CITY RESOURCE RECOVERY PROJECT

Mr. Ketterling stated that the recommendation for financial consultants was also developed by a selection committee and extensive review by the Management Committee.

Commissioner McCready moved to authorize selection of Paine, Webber, Jackson and Curtis as financial consultants to the MSD payable from bond proceeds and direct staff to prepare an agreement for the necessary services. Mayor Robnett 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 3:00 P.M.