

BOARD OF DIRECTORS

MINUTES OF NOVEMBER 17, 1978 MEETING

BOARD MEMBERS IN ATTENDANCE

Sidney Bartels, Vice Chairman  
 Lyle Salquist  
 Miller Duris  
 James Robnett  
 Connie McCready

BOARD MEMBERS NOT IN ATTENDANCE

Robert Schumacher, Chairman  
 Dennis Buchanan

GUESTS IN ATTENDANCE

List attached.

STAFF & ADVISORS IN ATTENDANCE

Dean Gisvold, Legal Counsel  
 Charles C. Kemper  
 Warren Iliff  
 Merle Irvine  
 Paul Norr  
 Chuck Estes  
 Jean Woodman

METROPOLITAN SERVICE DISTRICT  
 BOARD ACTION

NO. 78-1192 DATE 12-8-78

	YES	NO	ASST.
BARTELS	/		
BUCHANAN	/		
DURIS	/		
MCCREADY	/		
ROBNETT			
SALQUIST			
SCHUMACHER			

*Jean Woodman*  
 Clerk of the Board

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

78-1182 MINUTES

Commissioner Duris moved to approve the minutes of the October 27, 1978, meeting as submitted. Mayor Robnett seconded the motion. The motion carried unanimously by roll call vote.

78-1183 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.

78-1184 CASH DISBURSEMENTS

Mayor Robnett moved to approve payment of checks 4040 to 4266 for check registers dated October 30, 1978, in the total amount of \$1,833.81; October 31, 1978, in the total amount of \$83,818.30; and November 14, 1978, in the total amount of \$72,943.60. Councilman Salquist seconded the motion. The motion carried unanimously by roll call vote.

78-1185 ORDINANCE NO. 62 - SECOND HEARING

Councilman Bartels opened the public hearing on Ordinance No. 62, an ordinance amending Budget Ordinance No. 60 for fiscal year 1978-79 and revising the appropriations.

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

Motion 78-1185.A: Mayor Robnett moved to read Ordinance No. 62 by title only. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

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

There was no discussion by the Board.

Motion 78-1185.B: Commissioner McCready moved to adopt Ordinance No. 62. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

78-1186 ORDINANCE NO. 61 - THIRD PUBLIC HEARING

Councilman Bartels opened the public hearing to give third consideration to Ordinance No. 61, an ordinance amending certain provisions of the MSD Code relating to the disposal of inert materials, variance procedures, and the definition of transfer facility.

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

Motion 78-1186.A: Mayor Robnett moved to read Ordinance No. 61 by title only. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

The clerk read the ordinance title.

Mr. Irvine reviewed the sections of the ordinance dealing with disposal of concrete materials, amendment of the variance procedures for contested case hearings, and the change in the definition of transfer facility. In his review, Mr. Irvine stated staff's request for adoption of a policy that would allow staff to enter into special agreements to operate transfer stations for a limited period of time. He felt this would satisfy the concern of the Solid Waste Advisory Committee that civic clean-up projects continue.

Motion 78-1186.B: Commissioner McCready moved to adopt a policy allowing the staff to enter into special agreements to operate a transfer station for a limited period of time for specific civic projects without Board approval with the understanding that all other transfer station agreements will be presented to the Board for approval. Mayor Robnett seconded the motion.

Under discussion of the motion and consideration of Ordinance No. 61, the following testimony was received:

1. Ralph Gilbert  
Columbia Sand & Gravel  
Clark County

Mr. Gilbert testified against the amendment to section 12.02.070 of the Code dealing with disposal of concrete. It was his feeling that with aggregate becoming a declining resource, concrete as a recyclable product was becoming more valuable. Mr. Gilbert estimated that the local source of aggregate would be depleted by 1990, and that lack of control over dumping areas would jeopardize the ability to recycle this product. Mr. Gilbert suggested that efforts be made to establish a recycling plant for used concrete.

2. Gene Plew  
Land Reclamation

Mr. Plew spoke against the inert materials portion of the ordinance allowing expansion of disposal of concrete to all "clean fills". He felt concrete was a resource that MSD should control. Mr. Plew stated that his company was in the process of developing a process for recycling concrete and that passage of the ordinance could adversely affect this program.

3. George Ward  
Consulting Engineer

Mr. Ward was in agreement with Mr. Gilbert's comments, adding that easing MSD's control over the disposal of concrete would add to the existing problem of illegal dumping. He felt that staff should include studies being made on the decline of aggregate as a natural resource in their review.

Staff's position on controlling the flow of the product is that since asphaltic concrete and concrete have properties similar to stone and rock that it can be incorporated into clean fills without damage to the environment, and therefore, justification for MSD control does not exist. It was also staff's feeling that if recycling of the product is feasible then the mechanism for that recycling already exists in MSD's regulating Code, and that the MSD should not place itself in the position of forcing the recycling of concrete when it has not other products such as glass.

The Board felt the ordinance should be held over for another hearing allowing staff time to provide the Board with data on the impact of requiring asphaltic concrete, concrete and brick to be processed for use as aggregate.

The question was called on the motion before the Board, and the motion carried unanimously by roll call vote.

Motion 78-1186.C: Mayor Robnett moved to set action on Ordinance No. 61 over to the next Board meeting. Commissioner McCready seconded the motion. The motion carried unanimously by roll call vote.

78-1187 PUBLISHERS PAPER CO. PHASE II AGREEMENT

Removed from the agenda.

78-1188 CONTRACT 78-204 - CITY OF PORTLAND - ST. JOHN'S LANDFILL

Removed from the agenda.

78-1189 ENVIRONMENTAL PROTECTION AGENCY URBAN POLICY GRANT  
PROPOSAL

Mr. Norr reviewed the staff's request to approve and endorse a MSD application to the Federal Government for financial assistance in planning and feasibility analysis of a solid waste resource recovery project in the Portland area.

Commissioner McCready moved to approve application for federal assistance in solid waste program planning and adopt the following statement of support: "The Board of Directors of the Metropolitan Service District being fully cognizant of the needs of the District with regard to solid waste management and planning, and seeking ways to reduce the dependency on landfills as a disposal practice, and believing that additional funds at this time can greatly advance the proposed MSD resource recovery project to completion, hereby resolves and again declares its strong support for the proposed resource recovery project and source separation program, and directs its staff to seek funding through the Financial Assistance Program for Resource Recovery Project Development under the President's Urban Policy." Mayor Robnett seconded the motion. The motion carried unanimously by roll call vote.

78-1190 TRAVEL REQUEST

Commissioner McCready moved to approve the travel request for the Zoo Division's Outdoor Feline Project Director and General Curator to go to Los Angeles at a cost not to exceed \$613.76. Commissioner Duris seconded the motion. The motion carried unanimously by roll call vote.

OTHER BUSINESS

Commissioner Duris moved to consider the Zoo Division's request for consideration of a resolution for negotiating acquisition of the Zoo parking lot. Mayor Robnett seconded the motion. The motion carried unanimously by roll call vote.

78-1191 ACQUISITION OF ZOO PARKING LOT

Mr. Iliff addressed the Board requesting their support in negotiations between the Zoo, OMSI and Forestry Center with the City of Portland for possible acquisition, use and maintenance of the parking lot and streets adjacent to the Washington Park Zoo. Mr. Iliff suggested that Mr. Rich and Mr. Gisvold act in preliminary investigations with the other two organizations to proceed with negotiations.

Commissioner McCready moved to approve staff's request. Commissioner Duris 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 3:25 P.M.