

MINUTES OF THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

JULY 22, 1982

Members present: Couns. Banzer, Deines, Etlinger, Kirkpatrick, Oleson, Rhodes and Williamson.

Members absent: Couns. Berkman, Bonner, Burton, Kafoury and Schedeen.

Staff present: Don Carlson, Jennifer Sims, Andy Jordan, Phil Whitmore, Andy Cotugno, Steve Siegel, Kathy Thomas, Phil Fell, Norm Wietting, Teri Anderson, Craig O'Hare, Gus Rivera, and Doug Robertson.

Visitors present: Beth Blunt, League of Women Voters;  
Kevin Hanway, Homebuilders' Association;  
Bob Breihof, PRRS;  
Sharron Kelley, Metro Councilor-elect;  
Sandy Millus, City of Portland;  
Burke Raymond, Multnomah County;  
John Trout, Trout Sanitary Service;  
Jody Wilkinson, Acting Director of Portland Recycling Team;  
Pat Stryker, Portland Recycling Team Board Member;  
Geraldine Ball, DJB, Inc.

The meeting was called to order by Presiding Officer Banzer at 7:30 PM.

There were no introductions at this time.

2. Written Communications to Council.

Presiding Officer stated she had received a letter from the Oregon Environmental Council requesting that Metro establish a health effects panel and an environmental panel to study the Energy Recovery Facility. Presiding Officer received Council's consensus to respond to the OEC by letter informing them that the ERF Review Committee will be establishing such panels.

There were no citizen communications to Council on non-agenda items.

4. Councilor Communications.

Presiding Officer stated she had received a request to appoint two representatives (one member and one alternate) to the Regional Corrections Facility Committee. It was the consensus of the Council that Coun. Oleson be appointed member and Coun. Banzer alternate.

Presiding Officer stated she would send a letter of condolence on behalf of the Council to Coun. Burton, whose father recently passed away.

5. Consent Agenda.

Presiding Officer stated that Items 5.3 and 5.4 would be removed from the consent agenda at the request of Council and discussed separately.

The remainder of the consent agenda consisted of the following:

- 5.1 Minutes of 4/22/82, 5/27/82 and 6/3/82 Council meetings.
- 5.2 Resolution No. 82-341, For the Purpose of Amending the Transportation Improvement Program (TIP) to Reflect Adjustments to the FY 1982 Section 3 Program and Delineation of Section 3 "Trade" Projects and their Funding.
- 5.5 Recommendation on Metro Insurance Contracts:
  - a. Great West Life Assurance Company Health Benefits Contract.
  - b. Workers' Compensation (SAIF).
  - c. Renewal of Insurance Policies for Property, Special Equipment, Comprehensive General and Automotive Liability, Crime, and Employee Fidelity.

Motion that the consent agenda be approved; carried unanimously. (Deines/Kirkpatrick)

5.3 Resolution No. 82-342, For the Purpose of Setting Fees for Petitions for Adjustments to the Metro Urban Growth Boundary.

Kevin Hanway, attorney representing the Homebuilders' Association, reiterated his objections to the "excessive" fees created by this resolution and supported the amendments presented this evening by the staff.

General discussion of the fee structure and the amendments proposed by staff resulting from a meeting with local jurisdictions.

Motion to adopt Resolution No. 82-342. (Kirkpatrick/Etlinger)

Motion to amend the resolution by adopting the amendments suggested by staff; carried. (Etlinger/Kirkpatrick, Williamson voting "no")

A vote on the original motion indicated that Res.#82-341, as amended, was adopted by the following roll call vote:

YEAS: Deines, Etlinger, Kirkpatrick, Oleson and Rhodes.  
NAYS: Banzer and Williamson.  
ABSENT: Berkman, Bonner, Burton, Kafoury and Schedeen.

5.4 Resolution No. 82-344, For the Purpose of Authorizing Metro to Apply on Behalf of the City of Gresham and Multnomah County to DEQ for a Loan to Construct a Sanitary Sewer Dry Line in Burnside Street.

Phil Whitmore explained that the resolution had been amended to state more clearly that Metro has no financial responsibility in this project.

Sandy Millus, representing the City of Portland, spoke in favor of the project, as did Burke Raymond, representing Multnomah County.

Motion to adopt Resolution No. 82-344; carried unanimously. (Williamson/Kirkpatrick)

6.1 Public Hearing on Ordinance No. 82-136, An Ordinance Relating to Solid Waste Disposal and Amending Ordinance No. 81-111. (First Reading)

Motion to adopt Ordinance No. 82-136. (Rhodes/Deines)

There was no one present who wished to speak during the public hearing.

6.2 Public Hearing on Ordinance No. 82-139, An Ordinance Relating to Personnel and Amending Ordinance No. 81-116. (First Reading)

Motion to adopt Ordinance No. 82-139. (Deines/Williamson)

There was no one present who wished to speak during the public hearing.

6.3 Public Hearing on Ordinance No. 82-140, An Ordinance Relating to the Fiscal Year 1982-83 Budget and Appropriations Schedule; and Amending Ordinance No. 82-132. (First Reading)

Motion to adopt Ordinance No. 82-140. (Deines/Kirkpatrick)

General discussion of Metro's recycling efforts by the Council, Bob Breihof, John Trout, and Pat Stryker.

Presiding Officer stated that the recycling effort and waste reduction program would be discussed thoroughly at the next Council meeting, prior to the adoption of the ordinance, and requested staff to provide additional information on each.

6.4 Ordinance No. 82-133, An Ordinance Amending Ordinance No. 81-105, Establishing Procedures for Locational Adjustment of the Metropolitan Service District's Urban Growth Boundary. (Second Reading)

Geraldine Ball stated her objections to the ordinance's reference to adding or subtracting land from the UGB; she was under the impression that this would permit local governments to annex or de-annex property without notifying property owners.

General Counsel Jordan explained that this ordinance did not dictate how cities and counties conducted annexation proceedings; those procedures are established by state statute.

General discussion of the amendments.

A vote on the previous motion to adopt Ordinance No. 82-133, as amended, (Bonner/Etlinger) indicated that the motion carried unanimously.

7.1 Resolution No. 82-343, For the Purpose of Establishing a System to Supply Metro Franchised and Authorized Disposal Sites the Names of Disposal Site Charge Account Customers Who Are Sixty (60) Days or More Past Due in Paying their Disposal Fees at any Franchised or Authorized Site.

Motion to adopt Resolution No. 82-343; carried unanimously. (Rhodes/Deines)

7.2 Resolution No. 82-336, For the Purpose of Proceeding with the Siting and Implementation of the West Transfer Station (Washington County).

Motion to adopt Resolution No. 82-336; carried unanimously. (Oleson/Rhodes)

8.1 Recommendation on Award of Contract for the Operation of the Clackamas Transfer and Recycling Center.

Motion to award the contract to Genstar, in the amount of \$4,225,970, for the operation of the CTCR; carried unanimously. (Rhodes/Kirkpatrick)

There was no Executive Officer's report.

Presiding Officer reported that an Executive Session on Energy Recovery would be held on Monday, August 9, at 5:30 PM, prior to the regularly scheduled Development Committee meeting.

Presiding Officer stated that over 200 applications had been received for the position of Council Assistant, and the review of the applications is continuing. Anticipated hire date is August 15.

The meeting adjourned at 9:30 PM.

Respectfully submitted,

  
Sue Haynes, Clerk of the Council