

MINUTES OF THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

OCTOBER 7, 1982

**Members Present:** Councilors Banzer, Bonner, Burton, Deines, Etlinger, Kafoury, Kirkpatrick, Oleson, and Williamson.

**Members Absent:** Councilors Berkman and Schedeen

**Staff Present:** Don Carlson, Andy Jordan, Dan LaGrande, Dan Durig, Ray Barker, Warren Iliff, Peg Henwood, Norm Weiting, Andy Cotugno, Dennis Mulvihill, Sonnie Russell, Doug Robertson, and Doug Drennen.

**Visitors Present:** George Hubel, Solid Waste Rate Review Committee  
David Dobak, TPAC member  
Greg Kantor, TPAC member  
Alicia Lund, TPAC member  
George Starr, TPAC member  
Bill McDonald, City of Milwaukie

The meeting was called to order by Presiding Officer Banzer at 7:06 P.M.

1. Introductions.

There were no introductions at this time.

2. Written Communications to Council.

There were no written communications to Council.

3. Citizen Communications to Council on Non-Agenda Items.

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

4. Councilor Communications.

Councilor Etlinger distributed to Council members a copy of an article from The Oregonian dated October 7, 1982 regarding Wildwood. He also distributed a statement which he read into the record regarding public review of solid waste options.

5.1 Public Hearing on Ordinance No. 82-141, An Ordinance Relating to Local Improvement Districts and Repealing Code Chapter 4.05 (Ordinances No. 79-78 and 80-93). (First Reading)

General Counsel Jordan stated that the Ordinance repeals existing Metro ordinances which provide for LID procedures. He stated that the legislature had altered the LID authority substantially and made Metro's procedures obsolete. He said if an LID is proposed at a later date, new procedures would have to be adopted.

Council Rhodes stated that the Services Committee had recommended approval of the Ordinance.

Motion to adopt Ordinance No. 82-141 (Rhodes/Kafoury).

There was no public testimony on this matter.

4.1 Appointment of Citizen Members to Transportation Policy Alternatives Committee (TPAC).

Councilor Bonner stated that the Development Committee was recommending six citizens for appointment to TPAC: Lee Ann MacColl, David Dobak, George Starr, Alicia Diaz Lund, Greg Kantor, and Dr. Larry Griffith.

Councilor Rhodes pointed out that there was no citizen representative from Clackamas County where major projects were expected to occur. She stated she had recommended an individual who was not selected because he was a transportation planner and the Council had a standing policy which disallowed citizens with expertise in the area to serve on the committee. She stated she felt the policy should be changed.

Motion to approve six citizens cited above to TPAC (Bonner/Etlinger).

Councilor Deines stated he too felt the policy of not using citizens with expertise was wrong and indicated he was going to have his committee look at the policy.

The motion carried unanimously.

6.1 Energy Recovery Facility.

Dan Durig introduced Dennis Mulvihill, the newly appointed Waste Reduction Manager. Mr. Mulvihill distributed to the Council copies of the "Energy Recovery Facility Report, October 1982". Mr. Durig then gave a brief overview of the document.

Councilor Bonner asked if R.W. Beck would be looking at the report. Mr. Durig responded that R.W. Beck had been sent a copy of the report. Councilor Bonner requested that Beck review the project economics and asked to see further information on the detail of the costs.

Councilor Deines suggested that the Council read the report and then ask questions. Presiding Officer Banzer suggested that Council members submit written questions to be gathered at the Services Committee meeting on Tuesday, October 12th.

Don Carlson stated that it was recommended that the Council not hold hearings on the contracts until the Council was satisfied that the community had received sufficient information on the options available for the disposal of garbage and until there was a firm proposal as far as the contracts. He stated there were no specific dates set for hearings on the Energy Recovery Facility but that Dan LaGrande would go over the proposed dates for hearings to be held on the solid waste alternatives.

Dan LaGrande then passed out a memo to the Council regarding Community Review of Solid Waste Options and stated that it was recommended that public meetings begin in mid-November. He said meetings with key interest groups had already begun. Presiding Officer Banzer requested that the Council be informed of meetings held with key interest groups. Mr. LaGrande responded that members of the Services Committee were involved and that in the future all members of the Council would be notified.

#### 4.1 Introduction of TPAC Members.

At this time, Presiding Officer Banzer introduced the newly appointed TPAC members who were present: Greg Kantor, David Dobak, Alicia Lund and George Starr.

#### 6.2 McLoughlin Corridor.

Councilor Bonner presented a brief status report on the McLoughlin Corridor project. He stated that Clackamas County, the City of Portland and the City of Milwaukie had approved the project and that it was to go before the Multnomah County Board of Commissioners next.

Andy Cotugno stated that Multnomah County had contracted with Robert Conrad, a transportation consultant, to look at the McLoughlin project and evaluate the alternatives available, especially the need for the Tacoma Street overpass. He went on to state that McLoughlin could still be considered for light rail even though funding was not presently available. He said legislation before Congress is intended to clarify that the no new rail starts policy is in fact a deferment;

that Congress intends to eventually fund light rail starts and that when that time comes, jurisdictions with plans ready would be funded first. He said in anticipation of that, the Westside project and McLoughlin could proceed to their next step in the process.

### 6.3 1983 Disposal Rate Review Study.

Dan Durig stated that the Rate Review Study would be before the Services Committee on October 12th and it was anticipated that first reading of the ordinance would occur on October 28th, with second reading on November 4th. He then reviewed the highlights of the study, which included the rate structure alternatives evaluated: Cost of Service, Limited Uniform and Full Uniform Rates. He stated the proposed rates include debt service, final cover for St. Johns and a contingency fund for the St. Johns Landfill.

Doug Robertson then explained the allocation of costs for the St. Johns Landfill and the Clackamas Transfer & Recycling Center and a more detailed explanation of the rate structure alternatives.

There was general discussion regarding the allocation of costs and the rate options.

George Hubel, Solid Waste Rate Review Committee, presented an overview of the Committee's position. He stated that the majority of the Committee favored the Cost of Service theory, with one member favoring the Uniform Rate theory. He stated it was anticipated that the Rate Review Committee's written recommendation would be available for the Services Committee meeting on October 12th.

Councilor Rhodes requested that the Solid Waste Rate Review Committee include in their presentation to the Services Committee an opinion on the philosophy behind the regional transfer charge.

### 6.4 1983 Legislative Issues.

Presiding Officer Banzer stated that the 1983 legislative issues would be sent to the Coordinating Committee before Council consideration.

### 7.2 Council Workshop.

Ray Barker stated that the background material and agenda had been distributed for the October 14th workshop.

Council Minutes  
October 7, 1982  
Page Five

7.1 Wildwood Landfill Appeal.

General Counsel Jordan stated that the Wildwood appeal was scheduled for hearing before the Multnomah County Board of Commissioners on November 16th, with no guarantee that a decision would be made that day.

7.4 Reports from Committees.

The Committee Reports consisted of reminders of the upcoming meetings:

JPACT - October 14th  
Services Committee - October 12th  
Coordinating Committee - October 18th

7.3 Executive Officer's Report

There was no Executive Officer's Report.

The meeting adjourned at 9:15 P.M.

Respectfully submitted,

  
Everlee Flanigan  
S clerk of the Council