

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

NOVEMBER 4, 1982

Members Present: Councilors Banzer, Bonner, Burton, Deines, Etlinger, Oleson, Rhodes, and Schedeen.

Members Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.

Staff Present: Don Carlson, Andy Jordan, Dan Durig, Norm Wietting, Sonnie Russill, Tom O'Connor, Doug Drennen, Ray Barker, Dan LaGrande, Doug Robertson, Jennifer Sims, and Chum Chitty.

Visitors Present: Walter J. Sauder, Route 5, Box 1000
Liz Moschogianis, 15081 S. Forsythe Road,
Oregon City
Michael Zocol, 16091 Winston Drive, Oregon
City
George Hubel, Solid Waste Rate Review Committee
John Trout, SWPAC, Collection Industry
Dolores Khodig, Oregonians for Clean Air,
P.O. Box 182, Oregon City
Pete V. Viviano, Collection Industry

The meeting was called to order by Presiding Officer Banzer at 7:35 p.m.

1. Introductions.

There were no introductions.

2. Written Communications to Council.

There were no written communications to Council.

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

Mr. Walter Sauder, Route 5, Box 1000, read a statement in opposition to the Wildwood Landfill and the Oregon City Energy Recovery Facility. (Statement is appended to the agenda of the meeting.)

Ms. Liz Moschogianis, 15081 S. Forsythe Road, Oregon City, stated that she was one of the initiators of the six measures in Oregon City which had recently passed in opposition to the Energy Recovery Facility. She suggested that Metro support

and join the efforts of the Oregonians for Clean Air in a recycling program to help solve the garbage problem.

Mr. Michael Zocol, 16091 Winston Drive, Oregon City, expressed displeasure at the Council's behavior while people were testifying.

4. Councilor Communications.

Councilor Etlinger congratulated Executive Officer Rick Gustafson and Councilor Ernie Bonner on their successful campaigns.

5. Consent Agenda.

The consent agenda consisted of the following:

- 5.1 Minutes of the meetings of May 6 and October 7, 1982.
- 5.2 Resolution No. 82-363, For the Purpose of granting a franchise to Killingsworth Fast Disposal for the purpose of operating a solid waste disposal site.

Motion to approve the consent agenda (Burton/Rhodes).
The vote on the motion resulted in:

Ayes: Councilors Bonner, Burton, Deines, Etlinger, Oleson, Rhodes, Schedeen, and Banzer.

Nays: None.

Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.

Abstention: None.

6.1 Ordinance No. 82-146, establishing Solid Waste Disposal Charges and User Fees; establishing a credit policy at Metro Disposal Facilities; and repealing Ordinance Nos. 49, 80-96, 80-100, 80-106, and 81-122. (Second Reading)

Councilor Bonner moved that the recommendation of the Rate Review Committee with respect to the rates at Clackamas Transfer and Recycling Center and St. Johns Landfill be adopted, and further moved that the rates be changed gradually

so that in five years the tipping fee at Clackamas and St. Johns reflected the cost of operation of those facilities.

He said his reason for the motion was that a facility in one part of the region should not subsidize a facility in another part of the region. However, he said, it would be too great a shock to ratepayers to go from the present system to the cost of service system and that was why he was proposing a gradual increase in the rates over a period of five years to approach a rate structure at CTRC and St. Johns which reflected each facility's cost of service.

Councilor Etlinger seconded the motion for discussion purposes.

There was general discussion of the motion.

Councilor Rhodes pointed out that while the recommendation from the Rate Review Committee and the rates proposed in the ordinance were close for the first year, the different philosophy presented by each was what the real question was. She stated that it was her philosophy that Metro was a regional government and must be looking at a regional system; that each of the components must be a part of the total system.

Councilor Burton stated that the resolution which was adopted by the Council at their last meeting addressed the concern of the Rate Review Committee; that of tracking costs of services. He stated he agreed with Councilor Rhodes that the system should be treated as a regional one and urged the Council to take the regional perspective by adopting the uniform rates.

Councilor Oleson stated that the tonnage limit at CTRC was a problem for the regional system argument. He said it was not fair to pay for something that couldn't be used by everyone. He said a letter received from the Washington County Board of Commissioners expressed that concern. He stated he had a resolution he wanted to introduce which dealt with raising the tonnage limit at CTRC.

Councilor Etlinger stated that the inefficiencies and inequities in the garbage collection system were so great that he was persuaded that uniformity was needed. He suggested there should be a differential rate for those who recycle but indicated he wasn't going to introduce it at this point in time but wanted the Council to consider it in the near future.

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A voice vote on Councilor Bonner's motion resulted in:

Ayes: Councilors Bonner and Banzer.
Nays: Councilors Burton, Deines, Etlinger, Oleson, Rhodes, and Schedeen.
Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.
Abstention: None.

The motion failed.

Councilor Burton requested that the letter from Washington County be read into the record. Presiding Officer Banzer read the letter into the record. (A copy of the letter is appended to the agenda of the meeting.)

The vote on the motion to adopt Ordinance No. 82-146 resulted in the following:

Ayes: Councilors Burton, Deines, Etlinger, Rhodes, and Banzer.
Nays: Councilors Bonner and Oleson.
Absent: Councilors Berkman, Kafoury, Kirkpatrick, Schedeen, and Williamson.
Abstention: None.

The motion failed (seven affirmative votes required to adopt an ordinance).

At this time the Council recessed for five minutes.

Councilor Burton moved reconsideration of Ordinance No. 82-146. Councilor Bonner seconded the motion.

The motion to reconsider Ordinance No. 82-146 resulted in a voice vote as follows:

Ayes: Councilors Bonner, Burton, Deines, Etlinger, Oleson, Rhodes, Schedeen, and Banzer.
Nays: None.
Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.
Abstention: None.

The motion to reconsider carried.

The vote on adoption of Ordinance No. 82-146 (reconsideration) resulted in the following:

Ayes: Councilors Bonner, Burton, Deines, Etlinger, Rhodes, Schedeen, and Banzer.
Nays: Councilor Oleson.
Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.
Abstention: None.

The motion to adopt Ordinance No. 82-146 carried.

Councilor Bonner explained that while he had voted no on the ordinance earlier, he voted yes the second time because he was aware that if the other members of the Council who were absent were present, they would vote in favor of the ordinance and it was simply a matter of getting it going that he voted yes.

Councilor Oleson stated that he voted no, not necessarily against the uniform rate but because there wasn't a uniform rate as long as there was a ceiling at CTCRC and there was no guarantee that that ceiling was going to be lifted.

Resolution No. 82-369, for the purpose of removing the 400 ton per day limitation at the Clackamas Transfer & Recycling Center.

Councilor Oleson introduced the resolution and moved its adoption. Councilor Etlinger seconded the motion.

Councilor Oleson stated that the Resolution was self-explanatory and gave authority to press for the change of the limit. Dan Durig commented that SWPAC, Clackamas County Solid Waste Advisory Group, the Washington County Board of Commissioners, and the industry supported the raising of the limit.

The vote on the motion to adopt Resolution No. 82-369, resulted in the following:

Ayes: Councilors Bonner, Burton, Deines, Etlinger, Oleson, Rhodes, Schedeen, and Banzer.
Nays: None.
Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.
Abstention: None.

The motion carried.

6.2 Ordinance No. 82-145, amending the Metro Urban Growth Boundary (UGB) in Washington County for Contested Case No. 81-8. (Second Reading)

Deferred until December 2, 1982.

6.3 Ordinance No. 82-147, approving in part the City of Portland's petition for locational adjustment of Metro's Urban Growth Boundary (UGB) for the area known as Schoppe Acres. (Second Reading)

Deferred until December 2, 1982.

7.1 Citizen Involvement in the Budget Process for FY 1983-84.

Councilor Deines presented his report on Citizen Involvement in the Budget Process for FY 1983-84, as contained in the agenda of the meeting. He said most of the points were agreed to by the Coordinating Committee although there was no formal recommendation from the Committee.

Motion to adopt the report (Deines/Burton).

Councilor Etlinger stated he was going to vote against the proposal because he felt there were groups outside Metro who should be reviewing the budget, such as the Metro Citizens League.

The vote on the motion resulted in the following:

Ayes: Councilors Bonner, Burton, Deines, Oleson, Rhodes, Schedeen, and Banzer.
Nays: Councilor Etlinger
Absent: Councilors Berkman, Kafoury, Kirkpatrick, and Williamson.
Abstention: None.

7.2 First Quarter Financial Report.

The First Quarter Financial Report was distributed to the Council members and Don Carlson reviewed the highlights of the major areas contained in the report.

Councilor Burton suggested that the Council be given time to fully read the report and ask questions at a later date.

It was agreed that the report would be placed on the Coordinating Committee's agenda for November 15, 1982.

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7.3 Executive Officer's Report.

There was no Executive Officer's Report.

7.4 Committee Reports

Councilor Bonner stated that the Development Committee would meet on November 8th at the Tualatin Valley Park and Recreation Center. He also stated there was a Recycling Subcommittee meeting on that same day at 4:00 p.m.

Councilor Burton stated that because there were no action items for the Services Committee, there would be no meeting on November 9th. He reminded the Councilors of the informational meetings to be held on solid waste on November 9th, November 11th, November 16th and November 18th. He also said there was a Bi-State Policy Advisory Council meeting on November 18th in Vancouver.

The meeting was adjourned at 9:15 p.m.

Respectfully submitted,


Everlee J. Flanigan
Clerk of the Council