

**MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT**

**REGULAR MEETING
March 22, 1984**

Councilors Present: Councilors Banzer, Bonner, Deines, Etlinger, Hansen, Kafoury, Kelley, Kirkpatrick, Oleson, Van Bergen, and Williamson.

Councilors Absent: Councilor Waker.

Staff Present: Donald Carlson, Ray Barker, Norm Wietting, Doug Drennen, and Mark Brown.

A regular meeting of the Council of the Metropolitan Service District was called to order at 7:30 p.m. by Presiding Officer Kirkpatrick.

1. Introductions.

There were no introductions.

2. Councilor Communications.

There were no Councilor communications.

3. Executive Officer Communications.

There were no Executive Officer communications.

4. Written Communications to Council on Non-Agenda Items.

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

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

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

6. Consent Agenda.

The Consent Agenda consisted of the following items:

- 6.1 Minutes of the meetings of January 5 and 26, 1984.
- 6.2 Intergovernmental Project Review Report.
- 6.3 Resolution No. 84-452, for the purpose of authorizing Federal Funds for a 16 (b)(2) Special Transportation Project and amending the Transportation Improvement Program (TIP).
- 6.4 Resolution No. 84-453, for the purpose of amending the Transportation Improvement Program to incorporate Oregon Department of Transportation's six-year highway program of projects in the urbanized area.
- 6.5 Information item on the remaining segmented acknowledgement issues regarding Washington County's request for acknowledgement.
- 6.6 Resolution No. 84-457, for the purpose of granting a franchise to Ambrose Calcagno, Jr., for the purpose of operating a Solid Waste Transfer Facility.
- 6.7 Contract for the design and construction observation services for remodel of the Zoo's West Bear Grotto and related areas.
- 6.8 Annual review of Resolution No. 82-308, establishing budget control procedures.
- 6.9 Resolution No. 84-456, for the purpose of supporting the repeal of the personal income tax law that resulted from the passage of House Bill 2201.

Councilor Williamson requested that the minutes of January 26, 1984, Agenda Item 8.1, (Page 6) be amended to reflect his request that future staff reports on budget amendments indicate whether or not the proposed change is within the lawful authority of the Council.

Motion: Councilor Kafoury moved adoption of the Consent Agenda, as amended. Councilor Bonner seconded the motion.

Vote: The vote on the motion resulted in:

Ayes: Councilors Banzer, Bonner, Etlinger,
Hansen, Kafoury, Kelley, Kirkpatrick,
Oleson, Van Bergen, and Williamson.

Nays: None.

Absent: Councilors Deines and Waker.

Motion carried, Consent Agenda adopted.

7.1 Ordinance No. 84-170, amending the Metro Urban Growth
Boundary in Washington County for Contested Case No. 83-2.
(Second Reading).

The ordinance was read a second time, by title only.

There was no Council discussion.

Vote: The vote on the motion to adopt Ordinance No.
84-170, made by Councilors Waker and Williamson
on February 23, 1984, resulted in:

Ayes: Councilors Banzer, Bonner, Etlinger,
Hansen, Kelley, Kirkpatrick, Oleson,
Van Bergen, and Williamson.

Nays: Councilor Kafoury.

Absent: Councilors Deines and Waker.

Motion carried, Ordinance adopted.

8.1 Consideration of Procurement Options for Implementing the
Washington County Transfer Station.

Norm Wietting, Solid Waste Department, presented the staff report as contained in the agenda of the meeting. He said the Services Committee had spent a considerable amount of time reviewing three options for implementation of the transfer station: a) Version I--the conventional approach by which Metro would site the location and hire independent contractors for the design, construction, and operation of the facility; b) Version II--whereby Metro would site the facility and then request proposals for one firm to design,

build and operate the facility; and c) Version III--whereby Metro would let a contract to one firm to site, design, construct and operate the facility.

Mr. Wietting indicated that the Services Committee was recommending, unanimously, that Resolution No. 84-458, the conventional approach, be adopted with the following amendments to the Resolution:

- a) Resolve No. 2--Add the following sentence: "Metro staff shall report to Metro Council monthly on this involvement process and inform the Council of all design and operation suggestions."
- b) Resolve No. 5--Add the following language to the end of the sentence: "and that the Metro Executive Officer will provide information about the cost of operations to the Council before awarding construction contracts."

Motion: Councilor Hansen moved adoption of Resolution No. 84-458, as amended and recommended by the Services Committee. Councilor Bonner seconded the motion.

Councilor Hansen elaborated on the Services Committee recommendation. He said by using the conventional approach, the Council would be able to look at each element of the process and make an accountable decision. In addition, he said the Committee had added language which ensured that as much public involvement as possible would occur, along with involvement of the private garbage industry.

Councilor Van Bergen asked how Metro would get the initial funds to construct the facility. Mr. Wietting responded that CTRC was financed through a loan from DEQ. However, he said, with the Washington Transfer Station, revenuee bonds on the facility would be issued and revenues of the facility obligated to pay off the bonds. He said DEQ would buy the bonds to finance the facility.

Councilor Deines asked if design of the facility would occur before siting. Mr. Wietting responded that the schedule proposed selection of a site prior to contracting for design work. He said preliminary design was needed before going through any land use permit process because local jurisdictions usually required at least a preliminary design.

Councilor Deines asked if all the preliminary work would be paid for from borrowed funds. Mr. Wietting responded that it could be done through borrowed funds or a portion of the regional transfer charge funds could be used. Councilor Deines stated that he objected to any transfer charge fees being used for prepaying the expenses on the facility.

Councilor Bonner said that the Council should not put itself in the position of not meeting the local jurisdictions land use requirements, and in order to meet those requirements they would have to spend the money. He said the costs would be paid by Metro sooner or later no matter what version of procurement was chosen.

Councilor Oleson commented that he had had a preference for the full service version but believed that most of his concerns regarding the conventional method had been mitigated.

Councilor Kelley asked what the Council's role would be in the process. Mr. Wietting responded that the decision points would essentially be: Deciding on each of the three contracts (design, construction and operation), and deciding on the site and design. In addition, he said, the monthly reports to the Council on the design process would allow additional Council input and decision making.

Councilor Kafoury asked what the estimated cost of the whole project would be. Mr. Wietting responded that CTRC had cost approximately \$3.5 million, excluding staff time. He said an accurate picture of the CTRC cost was not possible because the project had been closely intertwined with the Energy Recovery Facility project.

Councilor Kafoury asked what impact the facility would have on rates. Doug Drennen, Solid Waste Department, said the impact would probably be an additional \$3-5 a ton or about \$16.50 a ton spread over the region. Councilor Kafoury then asked when the facility was anticipated to be operating. Mr. Drennen responded that it was hoped the construction would be concluded by the beginning of 1986 when the Hillsboro landfill would close.

Councilor Williamson asked why a transfer station was being built if rates were going to have to be increased. Mr. Wietting responded that studies done to determine if a transfer station was needed indicated that: 1) landfills in the area would be closing and the cost of disposal and collection without a transfer station would increase; and 2) that a transfer station was cost-effective by lowering those collection costs.

Councilor Van Bergen commented that the resolution was not clear as to the roles and responsibilities of the Council and staff. Councilor Bonner agreed that the resolution was unclear and suggested that the adoption of the resolution be delayed until it was amended to clarify the responsibilities. Councilor Bonner also commented that the questions raised had made it clear to him that a Solid Waste Disposal Plan was needed.

Councilor Hansen suggested that the revisions could be made by the Council to expedite adoption of the resolution.

Presiding Officer Kirkpatrick said as long as the Council agreed that they had already gone through the substantive discussion on the issue and didn't repeat themselves, she believed it was more orderly to have the staff work on revisions to the resolution rather than the Council trying to make those revisions itself.

Motion: Councilor Deines moved to table Resolution No. 84-458 until the Council meeting of April 26, 1984. Councilor Kelley seconded the motion.

Vote: The vote on the motion resulted in:

Ayes: Councilors Bonner, Deines, Etlinger, Kafoury, Kelley, Kirkpatrick, Oleson, Van Bergen, and Williamson.

Nays: Councilor Hansen.

Absent: Councilors Banzer and Waker.

Motion carried, Resolution tabled.

Waiver of Personnel Rules.

Donald Carlson, Deputy Executive Officer, presented a memo dated March 21, 1984 regarding a Waiver of the Personnel Rules in order to begin recruitment of applicants for the Legal Counsel position (a copy of the memo is attached to the agenda of the meeting).

Motion: Councilor Van Bergen moved ratification of the waiver of the Personnel Rules. Councilor Williamson seconded the motion.

Vote: The vote on the motion resulted in:

Ayes: Councilors Bonner, Deines, Etlinger,
Hansen, Kafoury, Kelley, Kirkpatrick,
Van Bergen, and Williamson.

Nays: None.

Absent: Councilors Banzer, Oleson, and Waker.

Motion carried.

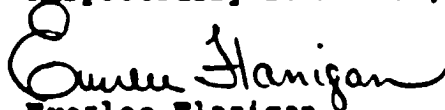
9. Committee Reports.

Councilor Kafoury reported on the Budget Committee deliberations.

Presiding Officer Kirkpatrick, on behalf of the Friends of the Zoo., reported that over \$15,000 had been raised at the Zoo Auction for the Zoo Levy.

There being no further business, the meeting adjourned at 8:40 p.m.

Respectfully submitted,


Everlee Flanigan
Clerk of the Council

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