

MINUTES OF THE COUNCIL SOLID WASTE COMMITTEE
OF THE METROPOLITAN SERVICE DISTRICT

January 2, 1991

Council Chamber

Committee Members Present: Tom DeJardin (Chair), Judy Wyers (Vice Chair), Roger Buchanan and Tanya Collier

Committee Members Absent: David Saucy

Other Councilors Present: Ruth McFarland

Chair DeJardin called the meeting to order at 5:33 p.m.

1. Resolution No. 91-1348, For the Purpose of Granting a Franchise to Pride Disposal Co. for the Purpose of Operating a Reload Transfer Facility

Phil North, Senior Solid Waste Planner, gave staff's report. He said Pride Disposal, Co. wished to site a reload facility which was classified as a transfer station under Metro Code provisions. He said staff had reservations about recommending approval of the franchise because the potential impact on transfer station facilities in Washington County was not clear. He said staff received a letter dated September 25, 1990, from Commissioner Steve Larrance, Washington County Board of Commissioners, which indicated Washington County Steering Committee support of the resolution which alleviated staff's concerns about the reclassification.

Councilor Collier noted Councilor Richard Devlin requested consideration of Resolution No. 91-1348 be set over at the December 18, 1991 Solid Waste Committee meeting because of concern expressed by the City of Sherwood about the mitigation agreement. Mr. North said staff had received a letter from Sherwood City Manager Jim Rapp which stated Sherwood believed the resolution adequately addressed land use approval conditions.

Kathy Thomas, REI Engineering, consultants for Pride Disposal, requested amendments to the franchise agreement. She requested Schedule A, page 3, paragraph SA-3 be revised to eliminate the prohibition on salvaging and sorting dry mixed waste on the tipping floor because Pride Disposal might want to attempt that activity in the future if it was found to be economically feasible. She asked that page 4, paragraph SA-9 be revised to allow the franchise holder to accept no more than 20,000 tons of mixed waste annually instead of the current provision for 15,000 tons annually. She explained that with given population growth and anticipated tonnage increases, it was preferable to initially increase the allowable tonnage than to require that Pride Disposal return for an amendment to the franchise agreement. Staff agreed with the proposed amendments. The Committee said the amendments requested seemed reasonable and noted the City of Sherwood could testify before the Council if they objected to the amendments suggested by Ms. Thomas.

Councilor Wyers asked if Pride Disposal planned to expand their facility in the future. Ms. Thomas said that Pride Disposal would dispose of waste at Metro West Station and did not anticipate expansion.

The Committee and staff discussed when franchise renewal would occur. The Committee and staff discussed Metro Code provisions. Mr. North said the Metro Code did not address reload facilities when the definition of transfer stations was created. Karla Forsythe, Council Analyst, referred to her January 2, 1991 memorandum, "Issues Raised by Resolution No. 90-1348: Pride Disposal Application for a Franchise for a Reload Facility" which recommended Code language refinement with regard to reload facilities; recommended that Solid Waste staff provide further information to the Committee on reload facilities and related issues; and recommended that staff's report be revised to reference Resolution No. 90-1358B under which the Council recognized and gave priority to the Washington County Plan provided it was consistent with all Regional Solid Waste Management Plan (RSWMP) provisions. Councilor Wyers requested staff revise their report to reflect requests and amendments made at this meeting and asked if revised Metro Code language was imperative at this time. Staff said the issue was not urgent, but that Code language would be clarified in the future.

Main Motion: Councilor Collier moved to recommend the full Council adopt Resolution No. 91-1348.

Motion to Amend: Councilor Collier moved to amend Resolution No. 91-1348 per Ms. Thomas' recommended amendments listed above.

Vote on Motion to Amend: Councilors Buchanan, Collier, DeJardin and Wyers voted aye. Councilor Saucy was absent. The vote was unanimous and the motion to amend passed.

Vote on Main Motion as Amended: All four Councilors present voted aye. Councilor Saucy was absent. The vote was unanimous and Resolution No. 91-1348 as amended was recommended to the full Council for adoption.

2. Ordinance No. 91-377, For the Purpose of Amending Ordinance No. 88-266B Adopting the Regional Solid Waste Management Plan to Incorporate the Yard Debris Plan (Public Hearing)

Becky Crockett, Regional Planning Supervisor, gave staff's report and presented an overview of the Regional Yard Debris Recycling Plan. She said the Plan set a regional goal for yard debris of 67 percent by 1993 and the goal of 93 percent by 1996 dependent on the markets. She said the Plan's major premise was that it was a market-based plan. She said all the Department of Environmental Quality's (DEQ) concerns had been resolved and that DEQ had indicated it would approve the Plan.

Chair DeJardin opened the public hearing.

Jeanne Roy, Recycling Advocates, asked the Committee to consider making municipal composting available as a first year minimum option for localities because it seemed to be the least expensive option and because the educational value of community composting was high.

David Phillips, Clackamas County solid waste administrator, said local jurisdictions should support the Plan as written and said municipal composting should not be a minimum option because of the high capital costs involved, competition with the private sector, and because collection was a more critical element. He said the educational aspects of municipal composting were best addressed through demonstration programs.

John Drew, Waste Reduction Committee chair (subcommittee to the Solid Waste Technical Advisory Committee), said the Waste Reduction Committee looked at all the options and believed the best approach was to allow a combination of activities.

Louise Weidlich, Neighborhood Protective Association, opposed the Plan because she believed backyard burning should remain an option, possibly through a limited open burning period.

Estle Harlan, Tri-County Council, said the Plan was operationally acceptable to haulers and said municipal composting was not cost-effective.

Chair DeJardin asked if anyone else present wished to testify. No one else present appeared to testify and the public hearing was closed.

Councilor Buchanan asked staff's opinion of the testimony given at this meeting. Richard Carson, Director of Planning and Development, said municipal composting was viable and was included in the Plan as an option, although not as a minimum first year option, and was included after discussions with various governmental and regulatory entities. Ms. Crockett said the Waste Reduction and other committees determined the Plan should focus on curbside collection to achieve the highest possible recycling rate.

Councilor Wyers asked about DEQ concerns expressed on the user-pay program. Ms. Crockett said the issue would be pursued through the DEQ rule-making process. Mr. Phillips believed the issues would also be pursued in the state legislature.

Councilor Wyers asked if there was consensus among the Committee to add municipal composting as a first year minimum option. Councilor DeJardin said he was hesitant to second-guess the approach taken by those

involved in development of the Plan, and expressed concern about front-end capital costs and overall effectiveness when compared to curbside collection. Councilor Buchanan said he was not personally opposed to the addition of municipal composting, but said in view of the time spent and the conclusions reached by the various parties who developed the Plan, he concurred with the Plan as presented by staff.

Motion: Councilor Buchanan moved to recommend the full Council adopt Ordinance No. 91-377.

Vote: Councilors Buchanan, DeJardin and Wyers voted aye. Councilors Collier and Saucy were absent. The vote was unanimous and the motion passed.

3. Resolution No. 91-1519, Authorizing An Exemption to Metro Code Chapter 2.04.053(a), Personal Services Contracts Selection Process, and Authorizing an Sole-Source Contract with Environmental Defense Fund for A Recycling Public Information Campaign

(Note: This resolution was incorrectly numbered by Solid Waste staff and was considered by the full Council as Resolution No. 91-1384.)

Debbie Gorham, Waste Reduction Manager, gave staff's report. She explained the resolution requested approval to enter into a sole-source contract with the Environmental Defense Fund (EDF) to participate in a national advertising campaign to promote recycling. She said Metro would pay EDF \$23,000 and EDF would air nationally-produced ads which included Metro's logo and the Recycling Information Center's telephone number. Ms. Gorham said sole-source approval was justified because EDF was the only group running a national recycling campaign of this type. Staff gave a video presentation of the ads that would be run. Chair DeJardin stated for the record that Metro could not get a better deal elsewhere.

Councilor Wyers expressed concern that although the Council recently adopted incentives to encourage market development, the proposed ads could result in an increase in the supply of materials for which there were no markets.

Ms. Harlan requested haulers be given the opportunity to review and comment on Metro ads before they were released. She said Metro ads in the past had sometimes been confusing, misleading or inaccurate, and that haulers had received complaint calls although they had no voice in creation of the ads. She said the Solid Waste Department had not been aware of the content of some ads in the past.

The Committee discussed the issues Ms. Harlan raised. Chair DeJardin said this type of problem would not recur again and Metro would develop

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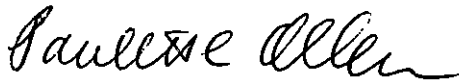
a process to ensure that the various groups impacted by Metro ads were involved before the ads were released.

Motion: Councilor Wyers moved to recommend the full Council adopt Resolution No. 91-1519 (Resolution No. 91-1384).

Vote: Councilors Buchanan, DeJardin and Wyers voted aye. Councilors Collier and Saucy were absent. The vote was unanimous and the motion passed.

Chair DeJardin adjourned the meeting at 7:34 p.m.

Respectfully submitted,



Paulette Allen
Committee Clerk
SWC91.002