

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

March 28, 1989

Council Chamber

Committee Members Present: Gary Hansen (Chair), Sharron Kelley (V. Chair), Roger Buchanan and Mike Ragsdale

Committee Member Absent: Judy Wyers

1. Consideration of Minutes of February 28, 1989

Motion: Councilor Ragsdale moved for approval of the minutes.

Vote: Councilors Buchanan, Ragsdale and Hansen voted aye. Councilors Kelley and Wyers were absent. The vote was unanimous and the minutes were approved.

2. General Staff Reports

Bob Martin, Director of Solid Waste, gave brief updates on current solid waste issues.

3. Consideration of Resolution No. 89-1073, Amending the Contract with Safety Specialists, Inc., to Collect, Transport, Store, Recycle, Treat and Dispose of Household Hazardous Waste to Not Exceed \$400,000

Chair Hansen said Resolution No. 89-1073A, for the Purpose of [Amending the Contract with Safety Specialists, Inc., to Collect, Transport, Store, Recycle, Treat, and Dispose of Household Hazardous Waste to Not Exceed \$400,000] Authorizing an Exemption from Competitive Bidding for a Contract Extension with Safety Specialists, Inc. was drafted to be compatible with Ordinance No. 89-271E, for the Purpose of Amending Metro Code 2.04 Relating to Contracting Procedures. The Committee and staff discussed the resolution further.

First Motion to Amend: Councilor Ragsdale moved to amend resolution language by replacing the word "extension" with the word "amendment" where stated in the resolution.

Vote on First Motion to Amend: Councilors Buchanan, Kelley, Ragsdale and Hansen voted aye. Councilor Wyers was absent. The vote was unanimous and the motion passed.

Second Motion to Amend: Councilor Ragsdale moved to amend Exhibit A to state the total cost shall not exceed more than \$400,000 and the contractor will be paid \$33,300.

Main Motion as Amended: Councilor Ragsdale moved to recommend Resolution No. 89-1073A as amended to the full Council for adoption.

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Vote on Main Motion as Amended: Councilors Buchanan, Kelley, Ragsdale and Hansen voted aye. Councilor Wyers was absent. The vote was unanimous and the motion passed.

4. Consideration of Resolution No. 89-1621, Approving a Request for Proposals to Solicit Private Proposals to Design, Construct, Own and Operate the Metro East Station (Public Hearing)

- o Request for Proposals (RFP)
- o Mitigation Agreement

Mr. Martin discussed timeframe considerations. He noted Attachment A was staff's response to vendor queries. Becky Crockett, Senior Solid Waste Planner, distributed Mitigation Agreement draft dated March 22, 1989. She explained the Mitigation Agreement was initiated by the Metro Council via adoption of the Solid Waste Management Plan (SWMP) and listed staff who worked on the Agreement; noted the City of Portland City Council would act on the Agreement April 6; and explained what the Agreement covered. She noted the Agreement exempted the Riedel composting facility. Ms. Crockett said the Agreement contained clear and objective standards according to Metro legal counsel.

The Committee and staff discussed the Mitigation Agreement further. The Committee and staff discussed issues pertaining to the Metro East Station. Issues discussed included traffic impact on the affected neighborhood; facility buffer requirements; landscaping; affected wetlands; and who had final approval of the Mitigation Agreement, Metro or the City of Portland.

Chair Hansen opened the public hearing.

Wayne Trewhitt and Merle Irvine, Wastech, Inc., discussed the issues. Mr. Irvine said the majority of issues they had planned to raise were discussed by the Committee. He said they had difficulty with page 4 of the "Errata Sheet" on material recovery compensation. He said one of their competitors for the Metro East Station RFP owned the landfill and would have an unfair advantage competitive edge with the material recovery compensation clause as written. Mr. Trewhitt suggested deletion of penalties for the contractor if recycling rates were not met. He said instead the vendor should be rewarded for tons actually recycled. He said there were other minor objections to the bid document but said they would smooth out over time.

Chair Hansen said the point on inequity with the landfill owner/operators was invaluable, but could create inequity for other recyclers.

Pam Arden, 1817 N. Winchell St., asked if the zone in question must be properly sited. Rich Carson, Director of Planning and Development, addressed issues Ms. Arden raised.

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Greg Apa, Trans Industries, said staff made a good effort to respond to questions he posed at the March 14 meeting, but said he still had questions on the parent guarantee.

Rich Owings, Rabanco, Inc., said parent guarantees were not required for the landfill or transportation contracts. He asked what guarantees were necessary because a bond was still in place. He said the agreement as proposed allowed Metro to terminate with 15 days notice. He said the Metro East Station was a necessary facility and asked why such a termination notice was included in this contract and not in the landfill or transportation contracts. He said there were inconsistencies in other areas including margin rate settings.

Chair Hansen closed the public hearing.

The Committee and staff discussed the issues further. Chair Hansen announced a special meeting would be scheduled to further consider Resolution No. 89-1061 Thursday, March 30, 1989, at 5:00 p.m. in Room 330. Chair Hansen adjourned the meeting at 6:09 p.m.

Respectfully submitted,



Paulette Allen
Committee Clerk

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