

APPROVED

Date 8-16-94

MINUTES OF THE METRO COUNCIL SOLID WASTE COMMITTEE

August 2, 1994

Council Chamber

Committee Members Present: Ruth McFarland (Chair), Roger Buchanan (Vice Chair), Sandi Hansen, Susan McLain

Committee Members Absent: Rod Monroe, Judy Wyers

Chair McFarland called the regular meeting of the Solid Waste Committee to order at 4:05 p.m.

1. Consideration of July 5, 1994 and July 19, 1994 Solid Waste Committee Meeting Minutes

Motion: Councilor Hansen moved to approve the July 5, 1994 and July 19, 1994 Solid Waste Committee meeting minutes.

Vote: Councilors Buchanan, Hansen, McLain and McFarland voted aye. Councilors Monroe and Wyers were absent.

The vote was unanimous and the motion passed.

2. Solid Waste Updates

• General Staff Reports

Terry Petersen, Planning and Technical Services Manager, presented the staff report. He said Bob Martin, Director of the Solid Waste Department, was attending a convention of the Solid Waste Association of North America being held in Texas with a special session on Flow Control which he would report on to the Committee upon his return.

Mr. Petersen said the American Plastics Council (APC) had decided on Garden Foundation in Salem, Oregon to operate a plastics recovery facility for mixed rigid plastic containers. Mr. Petersen read a news release to the Committee concerned with the project which said that under the agreement APC would provide the sorting equipment and provide assistance for engineering and installation and would help source 2 million pounds of plastic containers annually that currently did not have a market. He read, according to APC, additional curbside and drop-off collection programs for a wide variety of plastics would be announced in the coming weeks. Mr. Petersen noted that when the APC was previously before the Committee, they requested the Committee to use their planning authority to require that local governments in the region implement curbside collection of plastics. Mr. Petersen said the Committee had asked the APC to return with pertinent cost information. He added the Department and the Solid Waste Advisory Committee (SWAC) were reviewing tonnage possibilities with the program and updating the Regional Solid Waste Management Plan.

Mr. Petersen indicated he wished to defer questions on Forest Grove tonnage until Mr. Martin's return. Councilor McLain asked that a regular update on Forest Grove be given concerning the status of the mid-term/long term options.

Sam Chandler, Facilities Manager, reported there had been no problems with the changes in transport of the Forest Grove tonnage. He said 5,900 tons of material were transported in 276 loads in July, 1994 with no overloads, no traffic problems and no transportation problems. He noted the trucks were very clean which he felt contributed to the operation being well received. In response to Chair McFarland, Mr. Chandler said there was no change in cost to Metro due to the operational changes. He added that Metro Central achieved an excess of 35,000 tons for the first time in July with a total of 35,427 tons, and said the Forest Grove tonnage made the difference.

In response to John Houser, Council Analyst, Mr. Petersen said haulers were apparently not changing their collection patterns, but were, he understood, hauling the material to Forest Grove where it was being transferred to Metro Central. Mr. Petersen noted it was likely true some of the franchises were closer in travel time to Metro Central than they were to Forest Grove, but he agreed with Chair McFarland that the manner of operations was not Metro's concern.

Mr. Chandler said a letter had been received from the Multnomah County Jail regarding 1,500 gallons of paint recovered at the Metro Household Hazardous Waste (H2W) Facility and sold to them at a cost to them of about \$4 to \$5 per gallon. He said they reported a realized savings of \$6,000 and agreed with Chair McFarland that a savings was accrued to Metro in not having to throw the paint away.

Mr. Chandler said another mobile collection event was planned for receiving H2W to take place at Tualatin High School.

Mr. Chandler noted there was a seven fold increase in the amount of H2W materials being segregated at Metro South due to a more extensive load check program of both haulers and private individuals. He said prior to July about 40 gallons per week were being extracted, and he said currently 300 gallons per week were being pulled out. He said this was due to the utilization of a trained worker on the floor and who was working with the Waste Management contractor to help them identify the material.

In response to Councilor McLain, Mr. Chandler said additional HHW events were planned in the future, and said an effort was being made to plan the events with some specificity according to predetermined community needs. He agreed involvement and cooperative effort with the community was important.

3. Ordinance No. 94-557, For the Purpose of Establishing a Metro Illegal Dumping Ordinance

Mr. Petersen and Steve Kraten, Senior Solid Waste Planner, presented the staff report, and said the ordinance established a civil rather than criminal proceeding for violations.

Mr. Petersen noted the matter had been before SWAC where it had received unanimous support.

Chair McFarland commented that her impressions of the reception by the SWAC were positive.

Mr. Kraten described citations and cases that had thus far occurred. He felt the proposed ordinance would be important both as a tool and as a deterrent.

In response to Councilor Hansen and Councilor McLain, Mr. Kraten said initially citations would be given only by the Multnomah County deputies, but he said there was a provision in the ordinance to allow citation to be given by other enforcement agencies. Councilor Hansen supported the concept of other enforcement agencies being involved. Mr. Kraten said involvement from those other agencies was going to be promoted, and he hoped that would occur. He said other local jurisdictions had asked if they should be working on their own ordinances, and said he had recommended that all jurisdictions work under the Metro ordinance.

In response to Councilor Buchanan, who referenced Section 5.09.100 on page 9, Mr. Kraten agreed a non-legalistic approach was the intent of the proposed ordinance. Councilor Buchanan suggested language be included so as to include the possibility that a non-attorney could become a Hearings Officer.

The Committee discussed the matter further. Chair McFarland asked Staff to look into the matter so as to clarify the issue.

Chair McFarland opened a public hearing. No citizens appeared before the Committee to testify. Chair McFarland closed the public hearing.

Motion: Councilor McLain moved to recommend Ordinance No. 94-557 to the full Council for adoption.

Vote: Councilors Buchanan, Hansen, McLain and McFarland voted aye. Councilors Monroe and Wyers were absent.

The vote was unanimous and the motion passed.

4. Resolution No. 94-2001A, For the Purpose of Supporting Passage of Flow Control Legislation by the U.S. Congress

Mr. Houser distributed a document containing a proposed amendment to the proposed resolution. This document has been made part of the permanent meeting record. Mr. Houser indicated the purpose of the language was to limit Metro support of flow control legislation to those elements of the legislation that would preserve Metro's authority to exercise flow control under Metro Code, and he cited Chapter 5.05.015.

Mr. Petersen said he believed the Solid Waste Director and the Executive Officer would support the language contained in the proposed amendment with the exception that it should include the entire Chapter 5.

The Committee and Staff discussed whether the language offered by Council Staff should include Mr. Petersen's suggestion to include the entire Chapter 5.05.

Motion to Amend: Councilor Hansen moved to amend Resolution No. 94-2001A to include language suggested by Staff; i.e. amend the first sentence in the Be It Resolved section to read:

"That the Metro Council supports those provisions of pending federal legislation that preserve Metro's flow control authority as outlined in Metro Code Section 5.05 and allow other states and political subdivisions to direct, limit, regulate, or prohibit" etc., and to change the word "impacted" in the first line of the second Whereas clause to the word "affected."

Vote on Motion to Amend Councilors Buchanan, Hansen, McLain and McFarland voted aye. Councilors Monroe and Wyers were absent.

The vote was unanimous and the motion passed.

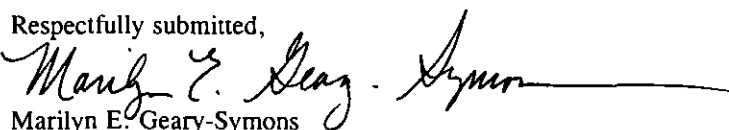
Main Motion as Amended: Councilor McLain moved to recommend Resolution No. 94-2001B as amended to the full Council for adoption.

Vote on Main Motion as Amended: Councilors Buchanan, Hansen, McLain and McFarland voted aye. Councilors Monroe and Wyers were absent

The vote was unanimous and the motion passed.

There being no further business, the meeting adjourned at 5:00 p.m.

Respectfully submitted,



Marilyn E. Geary-Symons
Committee Recorder